

## CHILTON PARISH COUNCIL

Clerk: Dave Crimmin, Cragston, Sudbury Road, Newton, Sudbury, Suffolk CO10 0QH  
Tel: 01787 375085 email: [chiltonpc@btinternet.com](mailto:chiltonpc@btinternet.com)

5<sup>th</sup> September 2017

Development Management  
Babergh District Council  
Corks Lane  
Hadleigh  
Ipswich  
IP7 6SJ

Dear Sarah Scott

**Re: Planning Application DC/17/04052 Land North of Waldingfield Road** - Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.

At last night's Chilton Parish Council meeting the councilors reviewed the above application and resolved **to object to the application**. There are a number of issues that CPC raise in relation to its objection:

### 1 Community Engagement

The statement by the applicant that the proposed site is in Sudbury demonstrates the lack of engagement with the residents and CPC on this application. **The proposed site is entirely in the parish of Chilton.** The applicant has not requested a meeting with CPC or its residents in order to discuss the proposals, they have been happy to send a letter to some local residents and CPC and refer them to a website. CPC is aware that some local residents to the proposed site have not been informed about the application, including the residents of Chilton Hall or Galgate Cottage on the heritage site opposite the proposed development. **CPC do not consider this level of engagement as acceptable.**

### 2 Policy CS4

The application site is wholly enclosed within the strategic site of CS4 - Chilton Woods as included in the current Local Plan. There is currently Planning Application B/15/01718 which is seeking outline permission for 1,150 dwellings within the CS4 site parameters which Babergh as the LPA is determining. This application seeks a further 130 dwellings within the CS4 site parameters giving a total number of dwellings proposed for the CS4 site of 1,280. CPC consider that both developments should conform to policy CS4 and provide for up to a total of 1,050 new dwellings. We do not agree that "approximately 1,050" new dwellings covers up to 1,280.

### 3 The outline application

CPC object to the description of the development for which bare outline permission is sought as it is unspecific and general. It needs to be more detailed which is entirely consistent with it being an outline application. There is less information and detail in the outline application description above than there is in Policy CS4. Given that the application is supported only by an "Illustrative masterplan" the applicant is creating a developer's charter which is considered by CPC to be unacceptable.

# CHILTON PARISH COUNCIL

## 4 “Illustrative masterplan”

This application is deficient in that no Masterplan has been filed in support of this application as is required under Policy CS4. This application is accompanied only by an “Illustrative Masterplan” for the development. Therefore, there is no certainty about how this development will look and what could be put forward at reserved matters stage could be completely different from what is said in the supporting documents for this outline application.

Accordingly, CPC object that all matters are reserved except for access and consider that BDC should require as part of this outline application that the applicant provides more detail and commit to:

- appearance;
- layout;
- scale; and
- landscaping details

rather than all those matters being reserved for future development. Illustrative details and broad parameters for these matters are unacceptable.

## 5 Access

CPC has considerable concern for the single point access for the 130 dwellings proposed for this application. The location of the proposed access is approximately 30 meters from the access to St Mary’s Close and approximately 150 meters from the bend in the other direction.

No response from SCC Highways has been recorded on the application at present, but it is noted that for Planning Application B/15/01718 that an access to Chilton Woods along the B1115 was not considered acceptable due to the nature of the road. In fact, for the past four years of consultation on the access to the CS4 site, access via the Waldingfield Road has been rejected on safety grounds. CPC consider that the traffic generated by 130 dwellings along this stretch of road is unacceptable with the proposed access for the site.

## 6 Determination by the LPA

CPC consider that this application and Planning Application B/15/01718 should be considered by the same officer in order to consider all aspects of Policy CS4 in light of the 2 applications to develop the site. CPC also suggest that both applications are considered by the Planning Committee on the same day in order that the CS4 site as a whole is determined within the existing policies.

## 7 For the reasons set out above, CPC object to the proposed development and ask the Planning Committee to refuse consent for the outline application.

Yours sincerely

**Dave Crimmin MILCM**  
Clerk, Chilton Parish Council

**From:**Iain Farquharson  
**Sent:**1 Sep 2017 15:16:31 +0100  
**To:**BMSDC Planning Area Team Green  
**Subject:**M3 198515: Planning Consultation Request - DC/17/04052

Dear Sir/Madam

We have reviewed the documents presented for this application and have the following comments:

The required 10% reduction in CO2 emissions from low or zero carbon technologies has not been achieved. The applicant has used a lean mean green method and applied a fabric first approach to address the 10% and only residual % being addressed by low or zero carbon technology. While this department is not adverse to this approach it is not as per policy and there is no indication of what percentage of carbon reduction will be addressed by building fabric and which by technology.

Further:

The carbon emission estimates on page 17 of the Sustainability and Energy assessment do not have a reference or supporting calculations and so cannot be verified.

The water use levels at section 3.6.2 are only building regs minimum standard. This is a water stressed part of the UK and every effort to minimise water use is expected (suggested 110ltrs per person per day)

The indication of sustainable materials at section 3.7.2 is insufficient, 'aim to use' and 'will consider' are generic terms with no commitment and cannot be substantiated, we would like to see a commitment to minimum ratings for all construction as per the BRE green guide ratings.

In line with the NPPF and Suffolk parking standards we would like to see a commitment to making all dwellings ready for electric vehicles eg provision of suitable wiring and fuse points for future EV charging.

Our recommendation is refusal of permission until the above items are suitably addressed.

Iain Farquharson

Senior Environmental Management Officer  
Babergh Mid Suffolk Council

BB01449 724878 / 07860 827027  
//iain.farquharson@baberghmidsuffolk.gov.uk

-----Original Message-----

From: [planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk) [<mailto:planninggreen@baberghmidsuffolk.gov.uk>]  
Sent: 15 August 2017 15:36  
To: Environmental Health  
Subject: Planning Consultation Request - DC/17/04052

Please find attached planning consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

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**From:**EMERSON, Sophie (NHS ENGLAND)  
**Sent:**1 Sep 2017 16:11:22 +0100  
**To:**BMSDC Planning Area Team Green  
**Cc:**WREATHALL, Lois (NHS WEST SUFFOLK CCG)  
**Subject:**RE: Planning Consultation Request - DC/17/04052

Thank you for the below planning consultation. NHS England Midlands and East (East) liaising with West Suffolk Clinical Commissioning Group (CCG) have now had a chance to review the Planning application (DC/17/04052- 130 x dwellings, Land North Of Waldingfield Road, Sudbury) and can advise that due to the scale of this proposed development and premises capacity in the area; there is not an intention to seek Primary Healthcare mitigation on this occasion.

NHS England would therefore not wish to raise an objection to the proposed development.

Other future applications in the area however will be considered as and when they arise.

Thanks and Regards

Sophie Emerson, for and on behalf of Kerry Harding

Head of Estates  
NHS England Midlands and East (East)

Telephone: 0113 824 9111

Swift House | Colchester Road | Chelmsford | Essex | CM2 5PF | and  
West Wing | Victoria House| Capital Park| Fulbourn| Cambridge| CB21 5XB

-----Original Message-----

From: [planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk) [<mailto:planninggreen@baberghmidsuffolk.gov.uk>]  
Sent: 15 August 2017 15:34  
To: HARDING, Kerry (NHS ENGLAND)  
Subject: Planning Consultation Request - DC/17/04052

Please find attached planning consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

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Your ref: DC/17/04052  
Our ref: Sudbury – land north of Waldingfield  
Road 00051882  
Date: 06 September 2017  
Enquiries to: Neil McManus  
Tel: 01473 264121 or 07973 640625  
Email: [neil.mcmanus@suffolk.gov.uk](mailto:neil.mcmanus@suffolk.gov.uk)

Ms Sarah Scott,  
Growth & Sustainable Planning,  
Babergh District Council  
Corks Lane,  
Hadleigh,  
Ipswich,  
Suffolk,  
IP7 6SJ

Dear Sarah,

**Sudbury: land north of Waldingfield Road – developer contributions**

Proposal: Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.

This site is included in the strategic allocation which is covered under Policy CS4 of the Babergh Core Strategy and Policies (2011 – 2031) Local Plan Document which was adopted on 25 February 2014. Policy CS17 Infrastructure Provision deals with developer contributions.

An illustrative Master Plan has been submitted with the planning application under reference B/15/01718/OUT for the Chilton Woods mixed use development. This planning application is for a site which is part of the Chilton Woods strategic allocation. This proposal will be required to make proportionate contributions towards infrastructure associated with the Chilton Woods application.

I set out below Suffolk County Council's infrastructure requirements associated with a scheme for up to 130 dwellings which need to be considered by Babergh District Council. The County Council will need to be a party to any sealed Section 106 legal agreement if it includes obligations which are its responsibility as service provider. Without the following contributions being agreed between the applicant and the local authority, the development cannot be considered to accord with relevant policies.

The National Planning Policy Framework (NPPF) in paragraphs 203 – 206 sets out the requirements of planning obligations, which are that they must be:

- a) Necessary to make the development acceptable in planning terms;
- b) Directly related to the development; and,

- c) Fairly and reasonably related in scale and kind to the development.

Please also refer to the adopted 'Section 106 Developers Guide to Infrastructure Contributions in Suffolk'.

### **Community Infrastructure Levy**

Babergh District Council (the District Council) has adopted a Community Infrastructure Levy (CIL) Charging Schedule for their area which will be implemented on Monday 11 April 2016. The District Council has also published a list pursuant to Regulation 123 of the 2010 Regulations i.e. the Regulation 123 List. The Regulation 123 List identifies infrastructure that may be funded by CIL and will not be sought through planning obligations, including:

- a) Public transport improvements.
- b) Provision of library facilities.
- c) Provision of additional pre-school places at existing establishments.
- d) Provision of primary school places at existing schools.
- e) Provision of secondary, sixth form and further education places.
- f) Provision of health facilities.
- g) Provision of leisure and community facilities.
- h) Provision of 'off site' open space.
- i) Strategic green infrastructure (excluding suitable alternative natural greenspace).
- j) Maintenance of new and existing open space and strategic green infrastructure.
- k) Strategic flooding.
- l) Provision of waste infrastructure.

However, this site is allocated as a strategic site and, as such, is zero rated for CIL as mitigation will continue to be dealt with via planning obligations.

I can confirm that in relation to any 'relevant infrastructure' (as defined by Regulation 123 of the Community Infrastructure Levy Regulations 2010 (as amended) which is requested in this letter, since 6 April 2010 no more than four obligations pursuant to Section 106 of the Act have been entered into which provide for any such infrastructure project or type of infrastructure.

- 1. Education.** Refer to the NPPF paragraph 72 which states 'The Government attaches great importance to ensuring that a sufficient choice of school places is available to meet the needs of existing and new communities. Local planning authorities should take a proactive, positive and collaborative approach to meeting this requirement, and to development that will widen choice in education'.

The NPPF in paragraph 38 states 'For larger scale residential developments in particular, planning policies should promote a mix of uses in order to provide opportunities to undertake day-to-day activities including work on site. Where practical, particularly within large-scale developments, key facilities such as primary schools and local shops should be located within walking distance of most properties.'



Under Policy CS4 it states that provision will be made for approximately 3 hectares of land for education (primary school/nursery provision) and associated uses. The 'Land use parameter' plan attached to the illustrative Master Plan suggests a land reservation of 2.3 hectares for the primary school.

SCC would anticipate the following **minimum** pupil yields from a development of 130 dwellings, namely:

- a. Primary school age range, 5-11: 32 pupils. Proportionate contribution towards the full build cost of a 420-place primary school.
- b. Secondary school age range, 11-16: 23 pupils. Cost per place is £18,355 (2017/18 costs).
- c. Secondary school age range, 16+: 5 pupils. Costs per place is £19,907 (2017/18 costs).

On the basis of 1,150 dwellings are being promoted at Chilton Woods this will generate the need for a new 420 place primary school. The proportionate contribution sought towards the build cost is set out below:

- From 1,150 dwellings SCC anticipates a minimum of 288 primary age pupils.
- Estimated cost of delivering a new 420 place primary school is £7.3m [Source: Developers Guide].
- Cost per place is £7.3m/420 places = £17,381 per place.
- Proportionate contribution sought is 32 places x £17,381 = £556,192 (2017/18 costs).

### Secondary school and Sixth form

The local secondary schools are Ormiston Sudbury Academy and Thomas Gainsborough Academy. Based on existing school capacities and forecasts there is sufficient surplus places available to accommodate all pupils of secondary school age forecast to arise from this development. On this basis, no secondary school or sixth form contributions are required.

The scale of contributions is based on cost multipliers for the capital cost of providing a school place, which are reviewed annually to reflect changes in construction costs. The figures quoted will apply during the financial year 2017/18 only and have been provided to give a general indication of the scale of contributions required should residential development go ahead. The sum will be reviewed at key stages of the application process to reflect the projected forecasts of pupil numbers and the capacity of the schools concerned at these times. Once the Section 106 legal agreement has been signed, the agreed sum will be index linked using the BCIS index from the date of the Section 106 agreement until such time as the education contribution is due. SCC has a 10-year period from completion of the development to spend the contribution on education provision.

Clearly, local circumstances may change over time and I would draw your attention to paragraph 15 where this information is time-limited to 6 months from the date of this letter.

2. **Pre-school provision.** Refer to the NPPF 'Section 8 Promoting healthy communities'. It is the responsibility of SCC to ensure that there is sufficient local

provision under the Childcare Act 2006. Section 7 of the Childcare Act sets out a duty to secure free early years provision for pre-school children of a prescribed age. The current requirement is to ensure 15 hours per week of free provision over 38 weeks of the year for all 3 and 4-year-olds. The Education Bill 2011 amended Section 7, introducing the statutory requirement for 15 hours free early years education for all disadvantaged 2-year olds.

From these development proposals SCC would anticipate up to 13 pre-school pupils arising.

The agreed strategy is to deliver an early years setting which will be collocated with the new primary school. The build cost for this is estimated at £500,000, which gives a cost per place of £9,615 (2017/18 costs). On the basis of 13 pupils arising at a cost of £9,615 per place gives a total contribution sought of £124,995 (2017/18 costs).

From September 2017, working families may get an additional 15 hours' free childcare entitlement per week on top of the current 15 hours, giving a total of 30 hours a week for 38 weeks of the year.

3. **Play space provision.** Consideration will need to be given to adequate play space provision. A key document is the 'Play Matters: A Strategy for Suffolk', which sets out the vision for providing more open space where children and young people can play. Some important issues to consider include:
  - a. In every residential area there are a variety of supervised and unsupervised places for play, free of charge.
  - b. Play spaces are attractive, welcoming, engaging and accessible for all local children and young people, including disabled children, and children from minority groups in the community.
  - c. Local neighbourhoods are, and feel like, safe, interesting places to play.
  - d. Routes to children's play spaces are safe and accessible for all children and young people.
  
4. **Transport issues.** Refer to the NPPF 'Section 4 Promoting sustainable transport'. A comprehensive assessment of highways and transport issues will be required as part of a planning application. This will include travel plan, pedestrian & cycle provision, public transport, rights of way, air quality and highway provision (both on-site and off-site). Requirements will be dealt with via planning conditions and Section 106 as appropriate, and infrastructure delivered to adoptable standards via Section 38 and Section 278. Suffolk County Council FAO Luke Barber/Colin Bird will coordinate this, with a formal written response.

Suffolk County Council, in its role as local Highway Authority, has worked with the local planning authorities to develop county-wide technical guidance on parking which replaces the preceding Suffolk Advisory Parking Standards (2002) in light of new national policy and local research. It has been subject to public consultation and was adopted by Suffolk County Council in November 2014.

- 5. Libraries.** The National Planning Policy Framework (NPPF) Chapter 8 talks about the importance of ‘Promoting healthy communities’, particularly paragraphs 69 & 70. Paragraph 69 states that “the planning system can play an important role in facilitating social interaction and creating healthy, inclusive communities”. Paragraph 70 talks about the need to deliver the social, recreational and cultural facilities the community needs by planning positively for community facilities such as cultural buildings to enhance the sustainability of communities and residential environments; and to guard against the unnecessary loss of valued facilities and services, particularly where this would reduce the community’s ability to meet its day-to-day needs. There is also the need to ensure that facilities and services are able to develop and modernise in a way that is sustainable, and retained for the benefit of the community.

This major housing development, together with Chilton Woods, will result in the local population increasing to something in the region of 3,000 (assuming an average of 2.5 persons per dwelling).

Sudbury Library is one of the 10 larger libraries which serve the larger conurbations of the county and their surrounding areas. Sudbury Library has one of the smallest building footprints of these largest ten libraries and its internal space is poor due to the design inside a Listed Building. Sudbury Library serves a large population which is rapidly growing and, at present, the library struggles to adequately provide enough space for services and activities due to the internal design.

It is the intention of Suffolk Libraries to use the capital contribution to undertake a significant capital project to make better use of the space and provide a wider service for the growing community.

The library space (excluding children’s library, meeting room and staff space) is on two floors; a ground floor with fixed wall shelving and a mezzanine which follows around the outer edge of the building and is accessed by staircases and a lift. The mezzanine is not used to its potential due to its shape and it is impractical to undertake activities there due to this. Underneath the mezzanine are fixed shelves and additional shelving which abuts these at right angles and are also fixed. This shelving is old, completely inflexible, and inappropriate for users with additional needs and closes-down a space which could be used for community events and activities. These two issues within the space as described above is what is driving the intention for a large-scale capital project to transform the space to properly meet the needs of the growing town.

The capital contribution towards mitigating the impact of library provision arising from this scheme is £21,190 (circa £163 per dwelling), which will be spent at Sudbury Library to enhance & improve facilities at Sudbury Library.

- 6. Waste.** Under Policy CS4 it states that there will be provision for a waste facility, to include a Household Waste & Recycling Centre (HWRC). A minimum land requirement of 2.5 acres is required although the precise location of the land reservation for the HWRC is currently unknown. SCC will need to purchase this land for the HWRC within the adjacent 16.4 hectares allocated for employment use. The agreed strategy is to relocate the existing HWRC facility from Sandy Lane in

Sudbury to the Chilton Woods allocation by acquiring land upon which to build a new facility.

On this basis, a proportionate capital contribution to help fund the land acquisition and build costs of the new HWRC is sought from this major housing development. Based on the most recent estimates for building a new HWRC, the construction costs are estimated to be between £1.5m and £3m (excluding land purchase costs). These build costs include preliminary site investigation works, site works, drainage, external services, access road construction, building works, design, planning, highways, legal and licence fees etc. Land values for a fully serviced site in this locality are assumed to be in the region of £400,000 per acre.

Based on the information above, assuming an average build cost of £2.25m plus land costs of £1m, gives an estimated total HWRC project cost of £3.25m. Each HWRC serves an average of 29,550 households. On this basis, a proportionate contribution of £110 per dwelling is sought ( $£3.25m/29,550$  households = £110 per dwelling). Total contribution sought is 130 dwellings x £110 per dwelling = £14,300.

All local planning authorities should have regard to both the Waste Management Plan for England and the National Planning Policy for Waste when discharging their responsibilities to the extent that they are appropriate to waste management. The Waste Management Plan for England sets out the Government's ambition to work towards a more sustainable and efficient approach to resource use and management.

Paragraph 8 of the National Planning Policy for Waste states that when determining planning applications for non-waste development, local planning authorities should, to the extent appropriate to their responsibilities, ensure that:

- *New, non-waste development makes sufficient provision for waste management and promotes good design to secure the integration of waste management facilities with the rest of the development and, in less developed areas, with the local landscape. This includes providing adequate storage facilities at residential premises, for example by ensuring that there is sufficient and discrete provision for bins, to facilitate a high quality, comprehensive and frequent household collection service.*

The Developers Guide sets out the approach to securing developer contributions for waste. The County Council, as Waste Disposal Authority, is pursuing a strategy of reducing reliance on landfill and moving towards alternative methods of disposal, but with the emphasis on waste minimisation and recycling. In terms of the disposal of municipal residual waste the county council has Energy from Waste (EfW) facility serving Suffolk. In order to meet targets for reducing the land filling of biodegradable municipal waste under Article 5(2) of the EC Landfill Directive, the EfW facility is the main means of disposal. However, an important part of this overall strategy is encouraging residents to minimise and recycle waste arisings to reduce the need for collection and disposal.

SCC requests that waste bins and garden composting bins should be provided before occupation of each dwelling and this will be secured by way of a planning

condition. SCC would also encourage the installation of water butts connected to gutter down-pipes to harvest rainwater for use by occupants in their gardens.

As part of good design across the whole scheme the district will need to consider issues regarding access for refuse collection vehicles and areas for wheelie bin storage/collection.

- 7. Archaeology.** This will be coordinated by Dr Abby Antrobus of SCC.
- 8. Ecology, landscape & heritage.** Babergh District Council to consider requirements.
- 9. Supported Housing.** Refer to the NPPF 'Section 6 Delivering a wide choice of high quality homes' including the need for homes to be designed to meet the changing needs of their residents as they get older. Following the replacement of the Lifetime Homes standard, designing homes to Building Regulations 'Category M4(2)' standard offers a useful way of meeting this requirement, with a proportion of dwellings being built to 'Category M4(3)' standard. In addition SCC would expect a proportion of the housing and/or land use to be allocated for housing with care for older people e.g. Care Home and/or specialised housing needs, based on further discussion with the Babergh District Council housing team to identify local housing needs.
- 10. Sustainable Drainage Systems.** Section 10 of the NPPF seeks to meet the challenges of climate change, flooding and coastal change. National Planning Practice Guidance notes that new development should only be considered appropriate in areas at risk of flooding if priority has been given to the use of sustainable drainage systems.

On 18 December 2014 the Secretary of State for Communities and Local Government (Mr Eric Pickles) made a Ministerial Written Statement (MWS) setting out the Government's policy on sustainable drainage systems. In accordance with the MWS, when considering a major development (of 10 dwellings or more), sustainable drainage systems should be provided unless demonstrated to be inappropriate. The MWS also provides that, in considering planning applications:

*"Local planning authorities should consult the relevant lead local flood authority on the management of surface water; satisfy themselves that the proposed minimum standards of operation are appropriate and ensure through the use of planning conditions or planning obligations that there are clear arrangements in place for ongoing maintenance over the lifetime of the development. The sustainable drainage system should be designed to ensure that the maintenance and operation requirements are economically proportionate."*

The changes set out in the MWS took effect from 06 April 2015.

A consultation response will be coordinated by Suffolk County Council FAO Jason Skilton.



**11. Fire Service.** Any fire hydrant issues will need to be covered by appropriate planning conditions. SCC would strongly recommend the installation of automatic fire sprinklers. The Suffolk Fire and Rescue Service requests that early consideration is given during the design stage of the development for both access for fire vehicles and the provisions of water for fire-fighting which will allow SCC to make final consultations at the planning stage.

**12. Health impact assessment.** An assessment of the likely impact of the development proposals on local health infrastructure, facilities and funding will need to be undertaken, in conjunction with a methodology to be agreed with NHS England.

**13. Superfast broadband.** Refer to the NPPF paragraphs 42 – 43. SCC would recommend that all development is equipped with high speed broadband (fibre optic). This facilitates home working which has associated benefits for the transport network and also contributes to social inclusion; it also impacts educational attainment and social wellbeing, as well as improving property prices and saleability.

As a minimum, access line speeds should be greater than 30Mbps, using a fibre based broadband solution, rather than exchange based ADSL, ADSL2+ or exchange only connections. The strong recommendation from SCC is that a full fibre provision should be made, bringing fibre cables to each premise within the development (FTTP/FTTH). This will provide a network infrastructure which is fit for the future and will enable faster broadband.

**14. Legal costs.** SCC will require an undertaking from the applicant for the reimbursement of its own legal costs on work associated with a S106A, whether or not the matter proceeds to completion.

**15.** The above information is time-limited for 6 months only from the date of this letter.

The planning obligations are required in order to satisfactorily mitigate the impacts of the proposed development. These impacts arise directly as a result of the increased population generated by the development in the local area. The provision of such therefore, within a S106, to mitigate for the increased demands on infrastructure from the increased population as a result of the development, is entirely satisfactory as a matter of principle, having regard to the NPPF, Babergh District Council's Local Plan and Regulation 122 of the CIL Regulations.

I consider that the contributions requested are justified and satisfy the requirements of the NPPF and the Community Infrastructure Levy (CIL) 122 & 123 Regulations.

I will be grateful if this consultation response can be presented to the decision-taker.

Yours sincerely,

Neil McManus BSC (Hons) MRICS  
Development Contributions Manager  
Strategic Development – Resource Management

cc Carol Barber, Suffolk County Council  
Luke Barber/Colin Bird, Suffolk County Council  
Floods Planning, Suffolk County Council  
Dr Abby Antrobus, Suffolk County Council

Sarah Scott  
Planning Department  
Babergh District Council  
Corks Lane  
Hadleigh  
IP7 6SJ

05/09/2017

Dear Sarah,

**RE: DC/17/04052 Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works with all other matters reserved. Land north of Waldingfield Road, Sudbury**

Thank you for sending us details of this application. We have read the ecological survey report (EDP, Jul 2017) and we note the conclusions of the consultant. We have the following comments on this proposal:

#### **Protected Species**

##### Hazel Dormouse (*Muscardinus avellanarius*)

The application site is bounded to the west and north by the site for the proposed Chilton Woods development (Babergh DC planning reference B/15/01718). As part of the ecological assessment work for Chilton Woods surveys for hazel dormice were undertaken. These surveys recorded this species on the Chilton Woods site, given the habitat connectivity between the two sites it appears highly likely that they could also be present on the application site. The ecological survey report accompanying this application does not include consideration of the potential impact of the proposed development on this species. Further assessment is therefore required prior to the determination of this application.

##### Great Crested Newts (*Triturus cristatus*)

As identified in the ecological survey report, great crested newts have been recorded in ponds to the east and south of the site. The report states that a translocation exercise will be required to mitigate for the presence of any great crested newts in terrestrial habitat on site. However, no further detail on this proposed mitigation is included within the report and it is unclear where any trapped animals will be relocated to. Any animals should be retained in an area where they can continue to access the existing ponds and terrestrial habitat to the east of the site to ensure that the population is maintained at at least its existing level. Prior to the determination of this application we recommend that further detail on the proposed mitigation measures are provided to ensure that the proposed development will not result in a significant adverse impact on the local great crested newt population.

#### **Chilton Woods Development**

This application site is surrounded on two sides by the proposed Chilton Woods development. Whilst the application acknowledges the potential for connections to the larger adjacent development, we query whether the opportunity exists to provide better green links between the two proposals. For example, a reduction in the number of dwellings in the north-eastern corner of this application site would potentially enable a stronger green corridor to connect to the greenspace proposed as part of Chilton Woods.



**Conclusion**

As currently presented we consider that the application fails to demonstrate that the proposed development will not result in an adverse impact on protected species. We therefore **object** to this application.

If you require any further information, please do not hesitate to contact us.

Yours sincerely

James Meyer  
Senior Conservation Planner



## Planning Applications – Suggested Informative Statements and Conditions Report

AW Reference:	00023330
Local Planning Authority:	Mid Suffolk District
Site:	Land North Of Waldingfield Road Sudbury, SUDBURY - Sudbury North
Proposal:	Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved
Planning Application:	DC/17/04052

**Prepared by:** Pre-Development Team

**Date:** 08 September 2017

If you would like to discuss any of the points in this document please contact me on 0345 0265 458 or email [planningliaison@anglianwater.co.uk](mailto:planningliaison@anglianwater.co.uk)

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## **ASSETS**

### **Section 1 – Assets Affected**

- 1.1 There are assets owned by Anglian Water or those subject to an adoption agreement within or close to the development boundary that may affect the layout of the site. Anglian Water would ask that the following text be included within your Notice should permission be granted.

*"Anglian Water has assets close to or crossing this site or there are assets subject to an adoption agreement. Therefore the site layout should take this into account and accommodate those assets within either prospectively adoptable highways or public open space. If this is not practicable then the sewers will need to be diverted at the developers cost under Section 185 of the Water Industry Act 1991. or, in the case of apparatus under an adoption agreement, liaise with the owners of the apparatus. It should be noted that the diversion works should normally be completed before development can commence."*

## **WASTEWATER SERVICES**

### **Section 2 – Wastewater Treatment**

- 2.1 The foul drainage from this development is in the catchment of Sudbury Water Recycling Centre that will have available capacity for these flows.

### **Section 3 – Foul Sewerage Network**

- 3.1 Development will lead to an unacceptable risk of flooding downstream. A drainage strategy will need to be prepared in consultation with Anglian Water to determine mitigation measures.

We request a condition requiring the drainage strategy covering the issue(s) to be agreed.

### **Section 4 – Surface Water Disposal**

- 4.1 From the details submitted to support the planning application the proposed method of surface water management does not relate to Anglian Water operated assets. As such, we are unable to provide comments on the suitability of the surface water management. The Local Planning Authority should seek the advice of the Lead Local Flood Authority or the Internal Drainage Board. The Environment Agency should be consulted if the drainage system directly or indirectly involves the discharge of water into a watercourse.

Should the proposed method of surface water management change to include interaction with Anglian Water operated assets, we would wish to be re-consulted to ensure that an effective surface water drainage strategy is prepared and implemented.

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## **Section 5 – Trade Effluent**

5.1 Not applicable

## **Section 6 – Suggested Planning Conditions**

Anglian Water would therefore recommend the following planning condition if the Local Planning Authority is mindful to grant planning approval.

### **Foul Sewerage Network (Section 3)**

#### **CONDITION**

*No development shall commence until a foul water strategy has been submitted to and approved in writing by the Local Planning Authority. No dwellings shall be occupied until the works have been carried out in accordance with the foul water strategy so approved unless otherwise approved in writing by the Local Planning Authority.*

#### **REASON**

*To prevent environmental and amenity problems arising from flooding.*

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**From:** Nathan Pittam  
**Sent:** 14 September 2017 09:10  
**To:** BMSDC Planning Mailbox  
**Subject:** DC/17/04052. EH - Land Contamination.

**EP Reference : 198507**  
**DC/17/04052. EH - Land Contamination.**  
**Land North of, Waldingfield Road, SUDBURY, Suffolk.**  
**Outline planning application for residential development of up to 130 dwellings**  
**(Use Class C3) including means of access into site (not internal roads),**  
**parking and associated works, with ...**

Many thanks for your request for comments in relation to the above application. I have reviewed the application and note that the applicant has not submitted the required information to demonstrate that the site is suitable for the proposed use from the perspective of land contamination. I would therefore recommend that the application be refused on the grounds of insufficient information.

Kind regards

Nathan

**Nathan Pittam** BSc. (Hons.) PhD  
Senior Environmental Management Officer

**Babergh and Mid Suffolk District Councils – Working Together**

Email: [Nathan.pittam@baberghmidsuffolk.gov.uk](mailto:Nathan.pittam@baberghmidsuffolk.gov.uk)  
Work: 01449 724715  
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**From:**Dave Crimmin  
**Sent:**5 Oct 2017 13:37:21 +0100  
**To:**Sarah Scott  
**Cc:**BMSDC Planning Area Team Green  
**Subject:**Planning Application DC/17/04052 Land North of Waldingfield Road

Dear Scott

Further to Chilton Parish Council's objections previously sent to you with regard to **Planning Application DC/17/04052 Land North of Waldingfield Road - Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.**

At their meeting on Monday 2nd October the councillors reviewed the comments raised by the owner of Chilton Hall in relation to an access to her land. The councillors considered the impact of the operation of the field entrance opposite the proposed entrance to the development, which had had been omitted from the plans submitted with the application. The councillors resolved to update Babergh on this omission and to reference this to the resident's objections which I believe that you have now received from Lady Hart of Chilton.

Dave Crimmin MILCM  
Clerk, Chilton Parish Council

01787 375085

[www.chilton.suffolk.gov.uk](http://www.chilton.suffolk.gov.uk)

Little Hall Market Place  
Lavenham Suffolk CO10 9QZ  
Telephone (01787) 247179  
Fax (01787) 248341  
email [sps@suffolksociety.org](mailto:sps@suffolksociety.org)  
[www.suffolksociety.org](http://www.suffolksociety.org)

9 October 2017

Ms Sarah Scott Planning Officer  
Babergh District Council  
Endeavour House  
8 Russell Road  
Ipswich  
IP1 2BX

Dear Ms Scott

**Application ref: DC/17/04052 - Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved. Land North of Waldingfield Road, Sudbury**

I am writing on behalf of the Suffolk Preservation Society in response to the application for 130 houses at Waldingfield Road. Whilst we do not object to the principle of the development we object on the grounds of harmful heritage and landscape impacts on the wider setting of Chilton Hall, contrary to policy CS4 which seeks to ensure that the delivery of the Chilton Woods development is in accordance with the agreed Masterplan.

We note that Suffolk County Council Highways will require visibility splays for an access point in this location which will involve the loss of 240m of hedgerow. The tall native hedgerow characterises this stretch of the B1115 and provides a strong visual boundary. In conjunction with the mature tree belt on the south side of Waldingfield Road a sense of enclosure is achieved and gives rise to a distinctive rural character that distinguishes it from the town. The loss of this hedgerow not only results in an increased suburbanising effect on the approach to Sudbury but will have a negative impact upon the wider setting of Chilton Hall Registered Park and Garden. Furthermore the removal of this established hedgerow will result in a loss of screening of the development site from the Pleasure Gardens of Chilton Hall further impacting its setting. As noted by Historic England in their objection letter dated 4 September 2017 and more fully amplified by Michael Collins, Heritage Consultant, on behalf of Lady Hart of Chilton in his Heritage Assessment dated 2 October, the resultant suburbanising effect will be exacerbated by increased vehicular activity, lighting and highways signage that will negatively impact upon the Park and Garden, especially during the winter months.

We also object to this proposal on the grounds that it is premature and has been brought forward in advance of the Chilton Woods scheme, thereby seeking to set aside the

provisions of the adopted Masterplan. The Society considers that the development of this site should be brought forward as part of the wider scheme which will allow access via the roundabout/Aubrey Drive rather than Waldingfield Road with its attended constraints, as identified above.

Yours sincerely

**Fiona Cairns**  
**BA(Hons) DipTP DipBldgCons(RICS) MRTPI IHBC**  
**Director**

*Waldingfield Ward Councillors Cllr Frank Lawrenson, Cllr Margaret Maybury*  
*Stephen Thorpe – Chairman Sudbury Society*  
*Chairman, Sudbury Town Council*  
*Chilton Parish Council*  
*Colin Spence – Suffolk County Councillor*  
*Will Fletcher, Inspector of Monuments – Historic England*  
*Babergh Heritage Team*



**BABERGH/MID SUFFOLK DISTRICT COUNCIL**

**MEMORANDUM**

TO: Chief Planning Control Officer For the attention of: Planning Admin

FROM: Nathan Pittam, Environmental Protection Team DATE: 10.10.17

YOUR REF: DC1704052. EH - Land Contamination

SUBJECT: Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with ... Address: Land North of, Waldingfield Road, SUDBURY, Suffolk.

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**Please find below my comments regarding contaminated land matters only.**

The Environmental Protection Team has no objection to the proposed development, but would recommend that the following Planning Condition be attached to any planning permission:

**Proposed Condition: Standard Contaminated Land Condition (CL01)**

*No development shall take place until:*

- 1. A strategy for investigating any contamination present on site (including ground gases, where appropriate) has been submitted for approval by the Local Planning Authority.*
- 2. Following approval of the strategy, an investigation shall be carried out in accordance with the strategy.*
- 3. A written report shall be submitted detailing the findings of the investigation referred to in (2) above, and an assessment of the risk posed to receptors by the contamination (including ground gases, where appropriate) for approval by the Local Planning Authority. Subject to the risk assessment, the report shall include a Remediation Scheme as required.*
- 4. Any remediation work shall be carried out in accordance with the approved Remediation Scheme.*
- 5. Following remediation, evidence shall be provided to the Local Planning Authority verifying that remediation has been carried out in accordance with the approved Remediation Scheme.*

*Reason: To identify the extent and mitigate risk to the public, the wider environment and buildings arising from land contamination.*

**It is important that the following advisory comments are included in any notes accompanying the Decision Notice:**

*“There is a suspicion that the site may be contaminated or affected by ground gases. You should be aware that the responsibility for the safe development and secure occupancy of the site rests with the developer.*

*Unless agreed with the Local Planning Authority, you must not carry out any development work (including demolition or site preparation) until the requirements of the condition have been met, or without the prior approval of the Local Planning Authority.*

*The developer shall ensure that any reports relating to site investigations and subsequent remediation strategies shall be forwarded for comment to the following bodies:*

- *Local Planning Authority*
- *Environmental Services*
- *Building Inspector*
- *Environment Agency*

*Any site investigations and remediation strategies in respect of site contamination (including ground gases, where appropriate) shall be carried out in accordance with current approved standards and codes of practice.*

*The applicant/developer is advised, in connection with the above condition(s) requiring the submission of a strategy to establish the presence of land contaminants and any necessary investigation and remediation measures, to contact the Council's Environmental Protection Team.”*

Nathan Plttam  
Senior Environmental Management Officer

**From:**Jason Skilton

**Sent:**16 Oct 2017 13:15:38 +0100

**To:**BMSDC Planning Mailbox

**Cc:**Sarah Scott

**Subject:**2017-10-16 JS Reply Land North Of Waldingfield Road, Sudbury. DC/17/04052

Dear Sarah Scott,

**Subject: Land North Of Waldingfield Road, Sudbury. DC/17/04052**

Suffolk County Council, Flood and Water Management have reviewed application ref DC/17/04052.

We have reviewed the following submitted documents and we recommend **approval of this application subject to conditions:**

1. Flood Risk Assessment & Surface Water Drainage Strategy (& appendices) ref 133013-R1(03)-FRA
2. Site location plan Ref – 1002

We propose the following condition in relation to surface water drainage for this application.

1. Concurrent with the first reserved matters application(s) a surface water drainage scheme shall be submitted to, and approved in writing by, the local planning authority. The scheme shall be in accordance with the approved FRA and include:
  - a. Dimensioned plans and drawings of the surface water drainage scheme;
  - b. Modelling shall be submitted to demonstrate that the surface water runoff will be restricted to 9l/s for all events up to the critical 1 in 100 year rainfall events including climate change as specified in the FRA;
  - c. Modelling of the surface water drainage scheme to show that the attenuation/infiltration features will contain the 1 in 100 year rainfall event including climate change;
  - d. Modelling of the surface water conveyance network in the 1 in 30 year rainfall event to show no above ground flooding, and modelling of the volumes of any above ground flooding from the pipe network in a 1 in 100 year climate change rainfall event, along with topographic plans showing where the water will flow and be stored to ensure no flooding of buildings or offsite flows;
  - e. Topographical plans depicting all exceedance flowpaths and demonstration that the flows would not flood buildings or flow offsite, and if they are to be directed to the surface water drainage system then

the potential additional rates and volumes of surface water must be included within the modelling of the surface water system;

2. The scheme shall be fully implemented as approved.

*Reason: To prevent flooding by ensuring the satisfactory storage and disposal of surface water from the site for the lifetime of the development.*

3. Concurrent with the first reserved matters application(s) details of the implementation, maintenance and management of the surface water drainage scheme shall be submitted to and approved in writing by the local planning authority. The strategy shall be implemented and thereafter managed and maintained in accordance with the approved details.

*Reason: To ensure clear arrangements are in place for ongoing operation and maintenance of the disposal of surface water drainage.*

4. The development hereby permitted shall not be occupied until details of all Sustainable Urban Drainage System components and piped networks have been submitted, in an approved form, to and approved in writing by the Local Planning Authority for inclusion on the Lead Local Flood Authority's Flood Risk Asset Register.

*Reason: To ensure all flood risk assets and their owners are recorded onto the LLFA's statutory flood risk asset register as per s21 of the Flood and Water Management Act.*

5. No development shall commence until details of a construction surface water management plan detailing how surface water and storm water will be managed on the site during construction is submitted to and agreed in writing by the local planning authority. The construction surface water management plan shall be implemented and thereafter managed and maintained in accordance with the approved plan.

*Reason: To ensure the development does not cause increased pollution of the watercourse in line with the River Basin Management Plan.*

#### Informatives

- Any works to a watercourse may require consent under section 23 of the Land Drainage Act 1991
- Any discharge to a watercourse or groundwater needs to comply with the Water Environment (Water Framework Directive) (England and Wales) Regulations 2003
- Any discharge of surface water to a watercourse that drains into an Internal Drainage Board catchment may be subject to payment of a surface water developer contribution

Kind Regards

Jason Skilton

Flood & Water Engineer

Suffolk County Council

Tel: 01473 260411

Fax: 01473 216864

**From:** Nathan Pittam  
**Sent:** 04 December 2017 09:43  
**To:** Sarah Scott  
**Cc:** BMSDC Planning Area Team Green  
**Subject:** DC/17/04052: EH - Land Contamination

Dear Sarah

**EP Reference : 223517**  
**DC/17/04052: EH - Land Contamination:**  
**Land North of, Waldingfield Road, SUDBURY, Suffolk.**  
**Outline planning application for residential development of up to 130 dwellings (UseClass C3) including means of access into site (not internal roads), parking and associated works, etc**

Many thanks for your request for comments in relation to the above application. None of the documents submitted would result in an alteration to my previous recommendations.

Kind regards

Nathan

**Nathan Pittam** BSc. (Hons.) PhD  
Senior Environmental Management Officer

**Babergh and Mid Suffolk District Councils – Working Together**

Email: [Nathan.pittam@baberghmidsuffolk.gov.uk](mailto:Nathan.pittam@baberghmidsuffolk.gov.uk)  
Work: 07769 566988  
websites: [www.babergh.gov.uk](http://www.babergh.gov.uk) [www.midsuffolk.gov.uk](http://www.midsuffolk.gov.uk)

Your ref: DC/17/04052  
Our ref: Sudbury – land north of Waldingfield  
Road 00051882  
Date: 04 December 2017  
Enquiries to: Neil McManus  
Tel: 07973 640625  
Email: [neil.mcmanus@suffolk.gov.uk](mailto:neil.mcmanus@suffolk.gov.uk)

Ms Sarah Scott,  
Growth & Sustainable Planning,  
Babergh District Council  
Endeavour House,  
8 Russell Road,  
Ipswich,  
Suffolk,  
IP1 2BX

Dear Sarah,

**Sudbury: land north of Waldingfield Road – developer contributions**

I refer to the proposal: outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved. I previously submitted a consultation response by way of letter dated 06 September 2017 – the contents of which are still applicable.

Reason(s) for re-consultation: Modified masterplan, wider masterplan context, parameter plan and indicative landscape strategy received 29.11.17. Summary of the amendments are:

- A 10-15m landscape buffer fronting Waldingfield Road;
- A two storey only zone within the southern edge of the site closest to Waldingfield Road; and
- Increased tree planting within the central landscape strip.

I have no further comments to make about the re-consultation. However, I have copied to colleagues who deal with highways, floods planning, and archaeology matters.

Yours sincerely,

Neil McManus BSC (Hons) MRICS  
Development Contributions Manager  
Strategic Development – Resource Management

cc Luke Barber/Colin Bird, Suffolk County Council  
Floods Planning, Suffolk County Council  
Dr Abby Antrobus, Suffolk County Council



04 December 2017  
Sarah Scott  
Babergh District Council  
Council Offices  
Corks Lane  
Hadleigh  
Ipswich

By email only

Dear Sarah

**Application: DC/17/04052**

**Location: Land North Of Waldingfield Road, Sudbury**

**Proposal: Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.**

Thank you for consulting Place Services on the above application.

**No objection subject to conditions to secure ecological mitigation measures and reasonable biodiversity enhancements**

The submitted Ecological Appraisal (EDP Ltd, July 2017) and the Ecology Addendum Report (EDP Ltd, Sept 2017) provide sufficient survey and assessment for likely impacts of the proposed development on Protected and Priority species and Priority habitats. Mitigation for the predicted loss of terrestrial habitat and potential construction impacts on Gt crested newts will need a European Protected Species licence from Natural England. This will provide certainty for the LPA in securing appropriate mitigation and compensation for the likely impacts on this protected amphibian.

The potential for impacts from the proposal on dormice, another European Protected Species for which there is a 2014 within 2km of the development site, is low and will not trigger a licence application. However, mitigation must be embedded within the development to avoid impacts and a two stage clearance method (01 November-30 March (1st Stage), 01 May-15 June (2nd Stage)) is considered appropriate for the removal of the roadside hedgerow removal for highways access. This hedgerow will be compensated through the revised plans which aim to provide a 10 – 15 landscape buffer fronting Waldingfield road. The increased tree planting within the central landscape strip will also contribute overall to the enhancement of biodiversity.

The LPA can then demonstrate that it has met its statutory duty under the UK Conservation of Habitats and Species Regulations (2010 as amended). These reports recommend ecological mitigation and reasonable enhancement measures which should be secured by conditions on any consent.





The suggested conditions below are based on BS42020:2013 and in terms of biodiversity net gain, the enhancements proposed will contribute to this aim.

## CONDITIONS

### I. CONCURRENT WITH RESERVED MATTERS: COMPLIANCE WITH ECOLOGICAL APPRAISAL AND ADDENDUM RECOMMENDATIONS

*"All ecological mitigation and enhancement measures and/or works shall be carried out in accordance with the details contained in the Ecological Appraisal (EDP Ltd, July 2017) and Ecology Addendum Report (EDP Ltd, Sept 2017) as submitted with the planning application and agreed with the local planning authority prior to determination."*

**Reason:** To conserve and enhance Protected and Priority species and allow the LPA to discharge its duties under the UK Habitats Regulations, the Wildlife & Countryside Act 1981 as amended and s40 of the NERC Act 2006 and s17 Crime & Disorder Act 1998.

### II. CONCURRENT WITH RESERVED MATTERS: CONSTRUCTION ECOLOGICAL METHOD STATEMENT

*"No development shall commence until an Ecological Method Statement has been submitted to and approved in writing by the Local Planning Authority. The statement shall be based on the recommendations of the Ecological Appraisal by EDP Ltd (July 2017) and shall provide detailed mitigation measures and ecological enhancements to be carried on site, together with a timetable for implementation. The development shall be carried out in accordance with the approved details."*

**Reason:** To conserve and enhance Protected and Priority species and allow the LPA to discharge its duties under the UK Habitats Regulations, the Wildlife & Countryside Act 1981 as amended and s40 of the NERC Act 2006 and s17 Crime & Disorder Act 1998.

### III. CONCURRENT WITH RESERVED MATTERS: SUBMISSION OF A COPY OF THE EUROPEAN PROTECTED SPECIES LICENCE FOR GT CRESTED NEWT

*"The following works to remove terrestrial habitat likely to cause harm to Gt crested newts and as identified in the Concept masterplan CAT109 3202 (UBD, 4 July 2017) shall not in any circumstances commence unless the local planning authority has been provided with either:*

- a) a licence issued by Natural England pursuant to Regulation 53 of The Conservation of Habitats and Species Regulations 2010 authorizing the specified activity/development to go ahead; or*
- b) a statement in writing from the relevant licensing body to the effect that it does not consider that the specified activity/development will require a licence."*

**Reason:** To conserve and enhance Protected and Priority species and allow the LPA to discharge its duties under the UK Habitats Regulations, the Wildlife & Countryside Act 1981 as amended and s40 of the NERC Act 2006 and s17 Crime & Disorder Act 1998.

### IV. PRIOR TO OCCUPATION: LIGHTING DESIGN SCHEME

*"Prior to occupation, a lighting design scheme for biodiversity shall be submitted to and approved in writing by the local planning authority. The scheme shall identify those features on site that are particularly sensitive for bats and that are likely to cause disturbance along*



*important routes used for foraging; and show how and where external lighting will be installed (through the provision of appropriate lighting contour plans and technical specifications) so that it can be clearly demonstrated that areas to be lit will not disturb or prevent bats using their territory.*

*All external lighting shall be installed in accordance with the specifications and locations set out in the scheme and maintained thereafter in accordance with the scheme. Under no circumstances should any other external lighting be installed without prior consent from the local planning authority."*

**Reason:** To conserve and enhance bats and allow the LPA to discharge its duties under the UK Habitats Regulations and s17 Crime & Disorder Act.

**V. PRIOR TO OCCUPATION: LANDSCAPE AND ECOLOGICAL MANAGEMENT PLAN**

*"A landscape and ecological management plan (LEMP) shall be submitted to, and be approved in writing by, the local planning authority prior occupation of the development [or specified phase of development]. The content of the LEMP shall include the following.*

- a) Description and evaluation of features to be managed.*
- b) Ecological trends and constraints on site that might influence management.*
- c) Aims and objectives of management.*
- d) Appropriate management options for achieving aims and objectives.*
- e) Prescriptions for management actions.*
- f) Preparation of a work schedule (including an annual work plan capable of being rolled forward over a five-year period).*
- g) Details of the body or organization responsible for implementation of the plan.*
- h) Ongoing monitoring and remedial measures.*

*The LEMP shall also include details of the legal and funding mechanism(s) by which the long-term implementation of the plan will be secured by the developer with the management body(ies) responsible for its delivery. The plan shall also set out (where the results from monitoring show that conservation aims and objectives of the LEMP are not being met) how contingencies and/or remedial action will be identified, agreed and implemented so that the development still delivers the fully functioning biodiversity objectives of the originally approved scheme. The approved plan will be implemented in accordance with the approved details."*

**Reason:** To conserve and enhance Protected and Priority species and allow the LPA to discharge its duties under the UK Habitats Regulations, the Wildlife & Countryside Act 1981 as amended and s40 of the NERC Act 2006 and s17 Crime & Disorder Act 1998.

Please contact me with any queries.

Best wishes

**Hamish Jackson BSc (Hons)**

Junior Ecological Consultant

Place Services at Essex County Council

[hamish.jackson@essex.gov.uk](mailto:hamish.jackson@essex.gov.uk)



**Place Services provide ecological advice on behalf of Babergh and Mid Suffolk District Councils**

Please note: This letter is advisory and should only be considered as the opinion formed by specialist staff in relation to this particular matter.

**From:**David Harrold

**Sent:**Tue, 5 Dec 2017 09:14:41 +0000

**To:**BMSDC Planning Mailbox

**Cc:**Sarah Scott

**Subject:**Plan ref DC/17/04052 Land North of Waldingfield Road, Sudbury. EH -  
Noise/Odour/Light/Smoke

Thank you for consulting me on the above application which comprise amendments to landscaping, and house type zoning within the southern edge of the application site.

With respect to noise and other environmental health issues, I can confirm that I do not have any additional comments to make other than those previously submitted. (Memo dated 31/8/2017 from Joanna Hart)

David Harrold MCIEH

Senior Environmental Health Officer

**From:**Chris Ward  
**Sent:**Tue, 5 Dec 2017 12:53:33 +0000  
**To:**Sarah Scott  
**Cc:**BMSDC Planning Area Team Green  
**Subject:**RE: BDC Planning Re-consultation Request - DC/17/04052

Dear Sarah,

Thank you for consulting me about the re-consultation for the proposed development at Land to the North of Waldringfield Road in Sudbury. I have had a chance to review the documents submitted, where I can confirm I have no further comment to make for the time being for this application.

Kind regards

Chris Ward  
Travel Plan Officer  
Transport Strategy – Development Management  
Strategic Development – Resource Management  
Suffolk County Council  
Endeavour House, 8 Russell Road, Ipswich, IP1 2BX  
Telephone: 01473 264970  
Mobile: 07860 832202  
email : [chris.ward@suffolk.gov.uk](mailto:chris.ward@suffolk.gov.uk)  
web : <https://www.suffolk.gov.uk/planning-waste-and-environment/planning-and-development-advice/travel-plans/>

-----Original Message-----

From: [planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk) [<mailto:planninggreen@baberghmidsuffolk.gov.uk>]  
Sent: 01 December 2017 11:34  
To: Chris Ward <[Chris.Ward@suffolk.gov.uk](mailto:Chris.Ward@suffolk.gov.uk)>  
Subject: BDC Planning Re-consultation Request - DC/17/04052

Please find attached planning re-consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

Emails sent to and from this organisation will be monitored in accordance with the law to ensure compliance with policies and to minimize any security risks. The information contained in this email or any of its attachments may be privileged or confidential and is intended for the exclusive use of the addressee. Any unauthorised use may be unlawful. If you receive this email by mistake, please advise the sender immediately by using the reply facility in your email software. Opinions, conclusions and other information in this email that do not relate to the official business of Babergh District Council and/or Mid Suffolk District Council shall be understood as neither given nor endorsed by Babergh District Council and/or Mid Suffolk District Council.

**From:**Consultations (NE)  
**Sent:**Wed, 6 Dec 2017 14:11:21 +0000  
**To:**BMSDC Planning Area Team Green  
**Subject:**application DC/17/04052 consultation response  
**Attachments:**NE Feedback Form.pdf

Dear Sir/Madam

Application ref: DC/17/04052

Our ref: 233159

Natural England has no comments to make on this application.

Natural England has not assessed this application for impacts on protected species. Natural England has published [Standing Advice](#) which you can use to assess impacts on protected species or you may wish to consult your own ecology services for advice.

Natural England and the Forestry Commission have also published standing advice on [ancient woodland and veteran trees](#) which you can use to assess any impacts on ancient woodland.

The lack of comment from Natural England does not imply that there are no impacts on the natural environment, but only that the application is not likely to result in significant impacts on statutory designated nature conservation sites or landscapes. It is for the local planning authority to determine whether or not this application is consistent with national and local policies on the natural environment. Other bodies and individuals may be able to provide information and advice on the environmental value of this site and the impacts of the proposal to assist the decision making process. We advise LPAs to obtain specialist ecological or other environmental advice when determining the environmental impacts of development.

We recommend referring to our SSSI Impact Risk Zones (available on [Magic](#) and as a downloadable [dataset](#)) prior to consultation with Natural England. Further guidance on when to consult Natural England on planning and development proposals is available on gov.uk at <https://www.gov.uk/guidance/local-planning-authorities-get-environmental-advice>

Yours sincerely

Hannah Bottomley

Natural England

Consultation Service

Hornbeam House

Crewe Business Park

Electra Way,

Crewe

Cheshire, CW1 6GJ

Tel: 0300 060 3900

Email: [consultations@naturalengland.org.uk](mailto:consultations@naturalengland.org.uk)

[www.gov.uk/natural-england](http://www.gov.uk/natural-england)

**We are here to secure a healthy natural environment for people to enjoy, where wildlife is protected and England's traditional landscapes are safeguarded for future generations.**

In an effort to reduce Natural England's carbon footprint, I will, wherever possible, avoid travelling to meetings and attend via audio, video or web conferencing.

**Natural England offers two chargeable services - the Discretionary Advice Service, which provides pre-application and post-consent advice on planning/licensing proposals to developers and consultants,**

**and the Pre-submission Screening Service for European Protected Species mitigation licence applications. These services help applicants take appropriate account of environmental considerations at an early stage of project development, reduce uncertainty, the risk of delay and added cost at a later stage, whilst securing good results for the natural environment.**

For further information on the Discretionary Advice Service see [here](#)

For further information on the Pre-submission Screening Service see [here](#)

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**From:**RM Floods Planning  
**Sent:**Thu, 7 Dec 2017 08:44:41 +0000  
**To:**BMSDC Planning Area Team Green;RM Floods Planning  
**Subject:**2017-12-07 JS Reply Land North Of Waldingfield Road, Sudbury Ref DC/17/04052

Dear Sarah Scott

**Subject: Reply Land North Of Waldingfield Road, Sudbury Ref DC/17/04052**

We have no further comment to make.

Kind Regards

Jason Skilton

Flood & Water Engineer

Suffolk County Council

Tel: 01473 260411

-----Original Message-----

From: [planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk) [mailto:[planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk)]  
Sent: 01 December 2017 11:34  
To: RM Floods Planning <[floods.planning@suffolk.gov.uk](mailto:floods.planning@suffolk.gov.uk)>  
Subject: BDC Planning Re-consultation Request - DC/17/04052

Please find attached planning re-consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

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**From:**Adkins, Connor  
**Sent:**Fri, 15 Dec 2017 10:02:01 +0000  
**To:**BMSDC Planning Area Team Green  
**Cc:**growthandplanning  
**Subject:**planning application DC/17/04052  
**Importance:**High

Dear Sir/Madam

Thank you for your consultation. The changes to the proposed will have little or no additional implications for the strategic road network. Our previous recommendation may therefore remain in place in this instance.

Yours Faithfully

Connor Adkins

**Connor Adkins**

Highways England | Woodlands | Manton Lane | Bedford | MK41 7LW  
**Tel:** +44 (0) 300 4704744  
**Web:** <http://www.highways.gov.uk>  
**GTN:** 0300 470 4744

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Sarah Scott  
Planning Department  
Babergh District Council  
Endeavour House  
8 Russell Road  
Ipswich, IP1 2BX

19/12/2017

Dear Sarah,

**RE: DC/17/04052 Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works with all other matters reserved – Further Comments. Land north of Waldingfield Road, Sudbury**

Thank you for sending us further details of this application, we have the following comments:

#### **Chilton Woods Development**

This site is adjacent to the proposed Chilton Woods development and forms part of the area covered by Babergh DC Core Strategy policy CS4 (Chilton Woods Strategic Land Allocation and Strategy for Sudbury/Great Cornard). Therefore, any development in this location must be in conformity with the adopted policy. We note that the combined total number of residential dwellings proposed as part of Chilton Woods and this application now exceed the number detailed in policy CS4, we query whether this increase in the number of dwellings now results in the proposed development no longer being in conformity with the adopted Core Strategy?

Also, policy CS4 requires the residential development to access onto the A134 via a new distributor road. The development proposed in this application does not connect to the distributor road and therefore requires the removal of a section of hedgerow (a UK Priority habitat under Section 41 of the Natural Environment and Rural Communities (NERC) Act (2006)) to achieve a vehicular access.

In addition to the above, whilst the application acknowledges the potential for connections to the adjacent Chilton Woods development, we query whether the opportunity exists to provide better green links between the two proposals. For example, a reduction in the number of dwellings in the north-eastern corner of this application site would potentially enable a stronger green corridor to connect to the greenspace proposed as part of Chilton Woods.

#### **Protected Species**

We have read the ecological addendum report (EDP, Oct 2017) and we note the conclusions of the consultant in relation to hazel dormouse and great crested newt. The ecological addendum identifies that the proposed development could result in adverse impacts on these species, either as the result of animals being killed or injured during construction activities or through loss of suitable habitat. Broad measures are identified in the report to mitigate and compensate for these potential impacts. Should permission be granted the implementation of the required mitigation and compensation measures should be secured via method statements for both species. Such statements should allow for the potential slippage of the timings identified in the ecological addendum report (i.e. work not commencing in winter 2017/2018).

In addition to the above, the mitigation, compensation and enhancement measures identified in the ecological survey report (EDP, Jul 2017) should be implemented in full, via a condition of planning consent, should permission be granted.

**Conclusion**

The application site is within the Chilton Woods area covered by Babergh Core Strategy policy CS4. It must therefore be ensured that any development at this site is in conformity with this policy, consent should not be granted for development which is contrary to this policy.

Notwithstanding the above, we request that the recommendations made within the ecological survey report (EDP, Jul 2017) and the ecological addendum report (EDP, Oct 2017) are implemented in full, via a condition of planning consent, should permission be granted.

If you require any further information, please do not hesitate to contact us.

Yours sincerely

James Meyer  
Senior Conservation Planner

**From:**Iain Farquharson  
**Sent:**Tue, 19 Dec 2017 16:58:03 +0000  
**To:**BMSDC Planning Area Team Green  
**Subject:**M3:223519 BDC Planning Re-consultation Request - DC/17/04052

Dear Sir/Madam

The slight modifications submitted do not affect this department

Regards

Iain Farquharson

Senior Environmental Management Officer  
Babergh Mid Suffolk Council

BB01449 724878 / 07860 827027  
//iain.farquharson@baberghmidsuffolk.gov.uk

-----Original Message-----

From: [planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk) [<mailto:planninggreen@baberghmidsuffolk.gov.uk>]  
Sent: 01 December 2017 11:32  
To: Environmental Health <[Environmental@baberghmidsuffolk.gov.uk](mailto:Environmental@baberghmidsuffolk.gov.uk)>  
Subject: BDC Planning Re-consultation Request - DC/17/04052

Please find attached planning re-consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

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20 DEC 2017

19 December 2017

Mr Steven Stroud Planning Officer  
Babergh District Council  
Endeavour House  
8 Russell Road  
Ipswich, IP1 2BX

Dear Mr Stroud

**Application ref: DC/17/04052 - Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved. Land North of Waldingfield Road, Sudbury**

Thank you for consulting the Society on amendments to the outline application for 130 houses at Waldingfield Road. Whilst not objecting to the principle of developing this site, we have previously objected due to harmful heritage and landscape impacts on the wider setting of Chilton Hall Registered Park and Garden. Furthermore the Society considered the proposal contrary to CS4 which seeks to ensure that the delivery of the Chilton Woods development is in accordance with the agreed Masterplan (letter dated 9 October 2017).

Within the amended documents, we note the inclusion of a hedgerow buffer on the Waldingfield Road site boundary. An enhanced and well maintained tree belt will potentially mitigate the impact of developing this site on the Chilton Hall gardens, however there remains little detail on the positioning and eventual height of the hedgerow, or the proportion of the existing mature tree belt which will be lost. The existing planting characterises this stretch of the B1115 by enclosing it and gives rise to a distinctive rural character that distinguishes it from the town. Suffolk County Council Highways requires a 240m visibility splay to facilitate vehicular access to the site from Waldingfield Road which, together with increased signage and lighting, will result in a suburbanising effect on the approach to Sudbury and will have a negative impact upon the wider setting of Chilton Hall Registered Park and Garden. We therefore maintain our objection to the outline scheme due to the harmful impact of the proposed vehicular access from Waldingfield Road.

Yours sincerely

**Fiona Cairns**  
**BA(Hons) DipTP DipBldgCons(RICS) MRTPI IHBC**  
**Director**

*CCs Waldingfield Ward Councillors Cllr Frank Lawrenson, Cllr Margaret Maybury  
Chairman, Sudbury Town Council, Babergh Heritage Team  
Chilton Parish Council, Will Fletcher, Inspector of Monuments – Historic England*

# Consultee Comments for Planning Application DC/17/04052

## Application Summary

Application Number: DC/17/04052

Address: Land North Of Waldingfield Road Sudbury

Proposal: Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.

Case Officer: Steven Stroud

## Consultee Details

Name: Mrs Jacqueline Howells

Address: Town Hall, Old Market Place, Sudbury, Suffolk CO10 1TL

Email: jacqui.howells@sudburytowncouncil.co.uk

On Behalf Of: Sudbury Town Council

## Comments

Recommend - Approval



Resource Management  
Bury Resource Centre  
Hollow Road  
Bury St Edmunds  
Suffolk  
IP32 7AY

Philip Isbell  
Corporate Manager – Development Management  
Planning Services  
Babergh District Council  
Endeavor House  
8 Russell Road  
Ipswich IP1 2BX

Enquiries to: Kate Batt  
Direct Line: 01284 741227  
Email: [kate.batt@suffolk.gov.uk](mailto:kate.batt@suffolk.gov.uk)  
Web: <http://www.suffolk.gov.uk>

Our Ref: 2017\_04052  
Date: 20<sup>th</sup> December 2017

For the Attention of Steven Stroud

Dear Ms Thurlow

**Planning Application DC/17/04052 – Land North Of Waldingfield Road Sudbury: Archaeology**

The proposed development site lies within the boundary for Chilton Woods, a large development on which SCCAS have previously provided advice. This particular development site is one of the areas previously highlighted as having not been subject to archaeological evaluation, due to access issues (DC/15/01718/OUT). This site lies in an area of archaeological potential recorded on the County Historic Environment Record, in close proximity to evidence for Prehistoric, Roman, and Medieval occupation, identified during fieldwalking and evaluation (Green, M. 2015, *Archaeological Evaluation and Geophysical Survey at Chilton Woods, Sudbury, Suffolk*). The remains of a large and complex Medieval moat (CHT 001) and Grade II\* Listed Chilton Hall (NHLE 1036689) lies 250m south-east. A grade II Registered Park & Gardens (NHLE 1000226), surrounds the Hall and Moat, and runs north-west to within a few metres of the development boundary.

There are no grounds to consider refusal of permission in order to achieve preservation *in situ* of any important heritage assets. However, in accordance with the *National Planning Policy Framework* (Paragraph 141), any permission granted should be the subject of a planning condition to record and advance understanding of the significance of any heritage asset before it is damaged or destroyed.

In this case the following two conditions would be appropriate:

1. No development shall take place within the area indicated [the whole site] until the implementation of a programme of archaeological work has been secured, in accordance with a Written Scheme of Investigation which has been submitted to and approved in writing by the Local Planning Authority.

The scheme of investigation shall include an assessment of significance and research questions; and:

- a. The programme and methodology of site investigation and recording
- b. The programme for post investigation assessment
- c. Provision to be made for analysis of the site investigation and recording
- d. Provision to be made for publication and dissemination of the analysis and records of the site investigation
- e. Provision to be made for archive deposition of the analysis and records of the site investigation
- f. Nomination of a competent person or persons/organisation to undertake the works set out within the Written Scheme of Investigation.
- g. The site investigation shall be completed prior to development, or in such other phased arrangement, as agreed and approved in writing by the Local Planning Authority.

2. No building shall be occupied until the site investigation and post investigation assessment has been completed, submitted to, and approved in writing by the Local Planning Authority, in accordance with the programme set out in the Written Scheme of Investigation approved under part 1 and the provision made for analysis, publication and dissemination of results and archive deposition.

**REASON:**

*To safeguard archaeological assets within the approved development boundary from impacts relating to any groundworks associated with the development scheme and to ensure the proper and timely investigation, recording, reporting and presentation of archaeological assets affected by this development, in accordance with Policy CS10 of Babergh District Council Core Strategy (2011- 2031) Submission Draft and the National Planning Policy Framework (2012).*

**INFORMATIVE:**

*The submitted scheme of archaeological investigation shall be in accordance with a brief procured beforehand by the developer from Suffolk County Council Archaeological Service, Conservation Team.*

I would be pleased to offer guidance on the archaeological work required and, in our role as advisor to Babergh District Council, the Conservation Team of SCC Archaeological Service will, on request of the applicant, provide a specification for the archaeological work required at this site. In this case, an archaeological evaluation will be required to establish the potential of the site and decisions on the need for any further investigation (excavation before any groundworks commence and/or monitoring during groundworks) will be made on the basis of the results of the evaluation.

Further details on our advisory services and charges can be found on our website: <http://www.suffolk.gov.uk/archaeology/>

Please do get in touch if there is anything that you would like to discuss or you require any further information.

Yours sincerely,

Kate Batt BSc (hons)

Senior Archaeological Officer  
Conservation Team

# CHILTON PARISH COUNCIL

Clerk: Dave Crimmin, Cragston, Sudbury Road, Newton, Sudbury, Suffolk CO10 0QH  
Tel: 01787 375085 email: [chiltonpc@btinternet.com](mailto:chiltonpc@btinternet.com)

16 January 2018

Sarah Scott  
Development Management  
Babergh District Council  
Endeavour House  
8 Russell Road  
Ipswich  
IP1 2BX

Dear Sarah Scott

**Planning Application Ref No DC/17/04052 - Land north of Waldingfield Road - Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.**

Thank you for extending Chilton Parish Council's time to consider the above application as revised by the following documents, namely:

- A revised landscape strategy (Ref: EDP No. 3925\11B),
- A revised Concept Master Plan (Ref: UDB No. 3203),
- A wider Master Plan (Ref: UDB No. 3303),
- A development parameters plan (Ref: UDB No. 3502),
- Illustrative photographs showing the existing and proposed views along Waldingfields Road.

At the meeting of Chilton Parish Council on 15 January 2018 the Councillors reviewed the application and resolved to object to the application as revised. Please, therefore, regard this communication as a letter of objection. This letter should also be read in conjunction with Chilton Parish Council's two other letters of objection, namely our letters of 5 September 2017 and of 5 October 2017 which were in response to the application in its original form but which remain valid and relevant.

There are a number of issues that Chilton Parish Council wish to raise in relation to this objection to the current application in revised form.

## **Community Engagement**

The Applicants continue to ignore this Parish Council and have failed to discuss the proposals. We note they have met with English Heritage. Their failure to consult with us as the Parish Council in which the development is proposed constitutes faulty and inadequate pre-application consultation and also fails to comply with Policy CS4 to which we refer below.

## **Core Strategy and Saved Local Plan Policies**

Since this application was commenced, Babergh District Council resolved in a meeting on **[insert date]** to grant outline planning permission to Suffolk County Council, under Application No. B\15\01718, subject to satisfactory conditions, obligations and Section 106 agreement, for the land described as Chilton Woods development. As you are aware, Policy CS4 governs that land allocation. Policy CS4 provides for 1,050 residential units. However, the Applicant, Suffolk County

# CHILTON PARISH COUNCIL

Council increased the number of units to 1,150 and Babergh District Council resolved to grant outline permission for 1,150. Accordingly, the amount of residential units provided for under Policy CS4 has been exceeded already by the Chilton Woods Application No. B\15\01718.

Accordingly, were Babergh District Council to grant this application for a maximum of 130 houses that would entail a further breach of Policy CS4 since the number of units on the allocated land would be 1,280. The Applicants are seeking to cherry pick such parts of Policy CS4 that suits their objectives and ignore the rest. This is not acceptable. Babergh District Council should act in accordance with its core Strategy Policy.

A new road, Aubrey Drive, was constructed off a new roundabout on Waldingfield Road purposes designed to a standard capable of serving further development and of being extended to form the distributor road into the Chilton Woods Development. Policy CP01 of the Babergh Local Plan (2006) provided that the Chilton Woods allocation required to have an approved Master Plan. An area of 19 hectares of land was proposed for residential development with access to be provided from a new distributor road linking the Tesco roundabout on Springlands Way with Aubrey Drive. Provision of the new distributor road was a requirement of the allocation for residential development.

The 2014 Core Strategy reconfirmed the Chilton Woods allocation. Saved Policy CP01 and Policy CS4 of the Core Strategy provided an allocation for a comprehensive, mixed land use development. A Master Plan was required to guide development, together with development feasibility / viability evidence and a proposed phasing programme. The allocation was and is expected to provide an integrated, high-quality and sustainable development that fulfilled the requirements of other policies in the Local Plan, particularly Policy CS1 and CS15.

This Orchard site was included in that allocation (CS4) and, therefore, these policies apply equally to it. In particular, Policy CS4 provided that a piecemeal approach to development within the allocated area would not be acceptable unless such development conformed to an approved Master and Phasing Plan. However, a piecemeal approach is what is being allowed to occur.

The Chilton Woods development provided for approximately, 1,050 new homes with the provision of structural landscaping along the boundaries of the site and with access being provided from a new distributor road that was designed to link with Aubrey Drive. The Master Plan was required to **demonstrate how the overall development, including its access points positively responded to and where possible enhanced designated heritage assets and their settings.** No Master Plan has been produced by either Suffolk County Council for Chilton Woods nor by this developer for the Orchard site. Therefore, this breaches this requirement of Policy CS4. Further, the following statutory consultees, namely Historic England, the Gardens Trust and the regional heritage Society, the Suffolk Preservation Society have all advised your Council that the proposed development on the Orchard site will cause harm to the heritage assets of Chilton Hall and the registered historic park and garden. Clearly, therefore, the indicative or illustrative Concept Master Plan and/or Wider Master Plan does not positively respond to, nor does it enhance the designated heritage assets and their settings. To the contrary, it is the expert opinions of the statutory consultees and specialist heritage societies that the proposed development will cause harm.

Policy CS15 of the Core Strategy provides that all new development will be required to demonstrate the principles of sustainable development and will be assessed against the presumption in favour of sustainable development. This Policy also requires that proposals for development must ensure that adequate protection is afforded to heritage assets. This application fails to do so.

The Councillors have considered the heritage assessment submitted by the applicants and consider that the proposed development would not preserve the setting of the listed Chilton Hall and would harm the significance of the identified designated heritage assets, a view shared by

# CHILTON PARISH COUNCIL

Historic England, the Gardens Trust, Suffolk Preservation Society and Michael Collins, the listed building planning consultant advising another objector.

Saved Policy CN06 of the Babergh Local Plan provides that proposals for new work within the setting of listing buildings should respect those features which contribute positively to the setting of a listed building.

The Babergh Local Plan also provides in Saved Policy CN14 that **proposals for development in or adjacent to parks and gardens of historic or landscape significance (listed in the National Register of Historic Parks and Gardens) which would lead to the erosion of their character, appearance or setting will be refused.** On the basis of this Policy alone, planning permission should be refused for this development.

## Sustainable Development

Chilton Parish Council consider that the development of the Orchard site as proposed would not constitute sustainable development. In the consultation process leading to the development of the Core Strategy and, in particular, Policy CS4 the possibility of a new access / exit onto Waldingfield Road was considered and objected to. Babergh District Council and Suffolk County Council agreed that another access onto Waldingfield Road was not suitable nor necessary. Policy CS4 specifically provides for residential development with access to be provided from the new distributor road linking the Tesco roundabout at Springlands Way with Aubrey Drive. The provision of the new distributor road was a requirement of the allocation for residential development.

No explanation has been provided by these Applicants as to why the new access onto Waldingfield Road is required by them and why they cannot use the access through Aubrey Drive or indeed the new distributor road to be provided as part of the implementation of Chilton Woods. Further, there is no explanation in the documents submitted why this Orchard site was excluded from Suffolk County Council's application for Chilton Woods. Due to the harm that would be caused to heritage assets the proposed site is unacceptable in the absence of **clear and convincing justification as to why the Orchard site cannot be accessed through Aubrey Drive and the Chilton Woods development, thereby avoiding harm to designated heritage assets.** The access through Aubrey Drive has been a core provision of the Chilton Woods land allocation since 2006. We refer to page 19 and 20 of Mr Collins' letter of objection dated 2 October 2017, on behalf of Lady Hart of Chilton, which shows the various iterations for the Local Plan and follows through to the Core Strategy in 2014. All these iterations include the Orchard site and that access is through Aubrey Drive and/or the new distributor road.

Further sub-paragraph (f) of Policy CS4 requires that community woodland and structural landscaping be located throughout the site and along the boundaries of the site and must be designed to take account of existing features such as trees, hedgerows and water courses. The scheme must also provide for long-term comprehensive financial management / maintenance plans and for the local community and Chilton Parish Council, Sudbury Town Council, Long Melford and Acton Parish Councils to be involved in its design, establishment and management. As there has been no involvement by the Applicants of Chilton Parish Council and the application provides no provision for long-term comprehensive financial and management / maintenance plans the proposed development fails also to comply with this provision of Policy CS4.

We have already referred to the lack of a Master Plan and supporting studies and feasibilities / viability evidence which should demonstrate and include:

- (i) How the overall development including its access points, **positively responds to and where possible enhances designated heritage assets and their settings.** We consider that this development clearly fails this requirement since it causes harm to designated heritage assets and their settings.

# CHILTON PARISH COUNCIL

- (iii) How the development will be designed to suit the ... landscape character of the site and its local context and protect the amenity as for existing and future residents. This development on the Orchard site has not been designed to suit the landscape character of the site but rather has been designed to reflect the requirements of the restrictive covenant that no building take place within a certain distance of Chilton Priory. Further, by the overdevelopment of the site with the construction of 130 houses, this does not protect the amenity of the existing residents at St. Mary's Close. Some of our parishioners have told us that they claim an easement onto the site.
- (iv) Design principles for each development parcel ... including addressing the sustainable development policies in this and subsequent local plan documents ... and how they will be implemented.
- (vii) The density and mix of housing types (including affordable housing provision) in line with Policy CS18 and CS19. No information has been provided about the density and mix of housing types as this is all left over to a separate reserved application. Accordingly, this also breaches the requirements of Policy CS4. However, the BDC Housing Manager has been misled by the material, which does not form part of the Application, to believe that the location of the residential units as indicated will be the final design.

The current application addresses none of these issues but chooses to ignore them.

The Core Strategy was adopted just over three years ago following extensive consultation. It is wholly contrary to sound planning policies to ignore the force of this framework by allowing a separate application for a separate road access and for a maximum of 130 dwellings in complete violation of Policy CS4.

The foundation of this Application appears to be the argument set out in paragraph 5.8 of the Planning Statement. In summary, Babergh District Council is currently unable to demonstrate a five-year housing land supply and thus, the policies relating to the supply of housing should not be considered up-to-date (para 49 NPPF). Accordingly, this is set to engage the presumption in favour of sustainable (economic, social and environmental) development and thus, planning permission should be granted unless any adverse impacts of doing so would significantly and demonstratively outweigh the benefits, assessed in the light of the NPPF as a whole or where specific policies indicate the development should be restricted.

Paragraph 49 of the NPPF is not intended to be used as some sort of free ride to obtain planning permission for development even if such development was demonstratively sustainable and policy compliant. This Application is neither. Paragraph 49 does not override, for example, heritage grounds.

There are a number of other proposed sites for further residential units along Waldingfield Road in our Parish. Babergh District Council has a requirement for 300 houses in its district per annum. The clear impression is being created that your Council is trying to place most of their housing requirements in this small Parish by wrongly regarding it as an urban extension of Sudbury. This is evidenced by your Housing Manager in her comments.

We are aware that the land currently designated as C2 (next to the Health Centre) is now proposed as being allocated for 45 residential units. We have also received pre-application approaches from the owner / occupiers of Chilton Priory. Further SCC seem to want to develop all the greenfield land owned by them between the Sudbury town boundary and Great Waldingfield. Development on such an ad hoc scale is not sustainable.

# CHILTON PARISH COUNCIL

## **Insufficiency of content which forms part of the Development proposal contained in the Application**

This Application is in a pure an outline form as it is possible to make. There is much more detail in Policy CS4. The formation of an access to Waldingfield Road close to Sable Place, north east of the junction of St. Mary's Close with Waldingfield Road (illustrated only by some form of diagrammatic arrow) is the only element of content offered beyond the description of the development, which reads:

*Outline planning application for residential development of maximum of 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works with all other matters (relating to appearance, landscaping, scale and lay-out reserved).*

It should be noted that the wider Master Plan Context diagram and the Concept Master Plan do not form part of the material presented for determination (see planning statement paragraph 1.6). There is no commitment, therefore, to the location of the various elements of the scheme as set out in the so-called Master Plan documents, nor to the creation of the 10-15 metres landscape buffer. Given that these documents are not supporting material and are merely indicative, therefore, the assertions made as to the content of the development and its alleged mitigation against the heritage assets cannot be substantiated or relied upon. Therefore, your Council cannot satisfy themselves that this development will not cause harm to the designated heritage assets or nor adversely affect the amenity of existing residents. This is because there is simply insufficient material committed as part of this Application. It must follow from this that even if the principle of the proposed development were considered acceptable, and for the reasons explained it is not considered acceptable by this Parish Council, there would need to be very careful controls introduced by means of planning conditions and planning obligations.

Accordingly, we consider it is essential that this Parish Council and directly affected neighbours should be closely and fully involved in every stage of the formulation of the details. It would not be acceptable for the Applicants and your Council to go through the motions by involving interested parties in some half-hearted fashion. We look for an assurance from your Council in this respect. Further, we want to be involved in any Section 106 discussions.

## **Adverse impact of light pollution**

A fundamental omission in the Application is the failure to even acknowledge the unavoidable impact of light pollution emanating from the development. This is a very significant and serious omission and one which fundamentally calls into question the accuracy of the assessment and a number of parts of the Application materials.

## **The photographs provided showing the existing and proposed views of Waldingfield Road**

Both these views continue to ignore the existence of the gated access to the historic park and gardens situated directly opposite the proposed access. We regard the proposed view as photo-shopped so as to be misleading – it ignores the access opposite, it alters the perspective so as to make the road look straighter than it is conveniently thus reducing the bend and a grass verge is created on the opposite side of the road. Such a verge is not possible as in reality there is a water filled ditch which runs along this side of the road.

## **Proposed landscape provision on the edge of Waldingfield Road**

The proposed landscaping is entirely deciduous and, therefore, will not provide any coverage in winter. Further, it is indicative and it is likely to be provided by way of whips which will take considerable time to be established and to provide any adequate coverage. For this reason this Council considers that the provision of a deciduous landscape barrier on its own is not adequate

# CHILTON PARISH COUNCIL

and there should be provision of earth bunds behind the 15 metres of landscape barriers. Those bunds should be of a height of at least 5 feet.

## **Concluding comments**

For the reasons explained above, we consider this Application should be refused. It is an attempt to get around the requirements of Policy CS4. It is a piecemeal and ad hoc approach to planning which makes no contribution to infrastructure. Its approach to the creation of a new junction onto Waldingfield Road is contrary to a well-established and well-planned approach. The development will have unavoidable adverse impacts on important local heritage assets. There are deficiencies in the landscape and visual appraisals.

If contrary to our view, your Council considers it appropriate even in principle to allow some form of residential development on the Orchard site, it is essential that this overdevelopment be reduced in scale, set further back from Waldingfield Road and that extensive conditions are imposed requiring the establishment of bunding, the significant reinforcement of tree planting and other steps to ameliorate and mitigate its inevitable adverse impact.

The Application should not be considered acceptable by your Planning Authority with such inadequate substantive content and with the deficiencies identified. Accordingly, we recommend that your Council refuse outline permission.

Yours sincerely

**Dave Crimmin PSLCC**  
Clerk, Chilton Parish Council



Place Services  
Essex County Council  
County Hall, Chelmsford  
Essex, CM1 1QH



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Planning Services  
Mid Suffolk District Council,  
Endeavour House  
8 Russell Road  
Ipswich  
IP1 2B

19/12/2017

For the attention of: Sarah Scott

**Ref: DC/17/04052; Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved, Land North Of Waldingfield Road, Sudbury.**

Thank you for re consulting us on the outline planning application of the residential development of up to 130 dwellings, at the land North of Waldingfield Road, Sudbury. This letter sets out our re consultation response regarding the landscape impact of the planning application and how the proposals relate and respond to the surrounding landscape setting and context of the site.

Further to our letter dated 04/09/2017, the plans have been satisfactorily amended as per our recommendations.

Document *DC\_17\_04052-CONCEPT\_MASTERPLAN-6786344* indicates further tree planting and boundary treatment implemented within the proposal site to demonstrate the mitigation of the impact of the proposed development edge on the open countryside setting.

Document number *DC\_17\_04052-APPENDIX\_EDP3\_LANDSCAPE\_STRATEGY-6786352* demonstrates a further detailed landscape master plan which indicates soft landscape, planting locations of new and existing trees/hedges, and how the proposals will safeguard the rural aspect of the development (as indicated in the submitted LVIA) through proposing a dense landscape buffer to ensure the rural landscape character is best protected.

Yours sincerely,

Roshni Patel, BSc (Hons), Pg Dip, MA  
Junior Landscape Architect  
Telephone: 03330322436  
Email: roshni.patel@essex.gov.uk

**Place Services provide landscape advice on behalf of Babergh and Mid Suffolk District Councils** Please note: This letter is advisory and should only be considered as the opinion formed by specialist staff in relation to this particular matter.



**BABERGH DISTRICT COUNCIL**

**MEMORANDUM**

TO: Sarah Scott, Development Management Team

FROM: Joanna Hart, Environmental Protection Team

DATE: 31.08.2017

YOUR REF: DC/17/04052

SUBJECT: Land North of, Waldingfield Road, SUDBURY, Suffolk.

Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.

---

**Please find below my comments regarding 'Environmental Health - Other issues' only.**

Thank you for your consultation on the above application. I have no objections in principle to the proposed developments but have the following comments:

Lighting

I have had regard to the Lighting Impact Assessment submitted with the application '*Lighting Impact Assessment: Land North of Waldingfield Road, Sudbury*' (produced by Catesby Estates Ltd, document reference 712608R03, dated July 2017). As the detailed design of the proposed development is not yet known, the assessment uses assumptions including the use of lights with a 0% upward light ratio and assumes compliance with ILP guidance (based on the area being categorised as an E2 zone). Table 7.2 gives calculations at nearby sensitive dwellings based on an assumed scheme are given which shows compliance with the E2 zone levels. I would strongly recommend that a condition be attached to any permission to the effect that a further full lighting assessment should be submitted once the final design is known, with the lighting to be designed in line with the recommendations of this Lighting Impact Assessment. Such a further assessment should include calculations at the nearest sensitive dwellings and an isolux diagram based on vertical illuminance.

Noise

I have also had regard to the Noise Assessment submitted with the application '*Land North of Waldingfield Road, Sudbury: Noise Assessment*' (produced by Catesby Estates Ltd, document reference 296792-01(01), dated July 2017). The Assessment identifies the significant noise sources at the proposed site as being traffic noise from nearby roads including Acton Lane, Waldingfield Road and the private link road between the two, with commercial aircraft being audible to a lesser extent.

Noise monitoring has been undertaken which has found that the area closest to Waldingfield Road has a noise climate of approximately 58dB during the day - which is above the World Health Organisation (WHO) and BS8223 levels to avoid significance annoyance both externally and, assuming a 10-15dB reduction afforded by a partially open window, above BS8223 values for internal daytime resting.

BS8233 states that external guideline values should only be exceeded if "a compromise between elevated noise levels and other factors, such as the convenience of living in these locations or making efficient use of land resources to ensure development needs can be met, might be warranted". Such development in this part of the site would thus only be appropriate if you consider there are significant wider social and economic benefits of the development.

The night time noise level in this area of the site was approximately 51dB which would exceed internal above WHO/BS8223 levels to avoid sleep disturbance. Elsewhere on the site, current levels are lower and external and internal levels would be met. Levels however have then been

adjusted to take into account change in traffic levels. This means that some areas of the site would require windows to be kept closed during certain periods of the day and night in order to ensure that an acceptable internal noise climate is achieved. If you feel this is acceptable on planning grounds, then Sections 7.1.1 and 7.1.24 make suggestions for required attenuation in terms of glazing/truckle (passive) ventilation packages and building fabric for internal areas, and a noise barrier or positioning of gardens for external areas in order to meet guidance levels – however, as the detailed design is not yet known. I would recommend that a condition be attached to any permission to the effect that once the detailed design is known a further noise assessment should be submitted including calculations showing required attenuation throughout the development site and detailed design/specification of such attenuation methods.

### Construction

I would recommend that a condition be attached to any permission to the effect that all works and ancillary operations, which are audible at the site boundary, or at such other place as may be agreed with the Council, shall be carried out only between the hours of 8am and 6pm on Mondays to Fridays and between the hours of 9am and 1pm on Saturdays and at no time on Sundays and Bank Holidays. Deliveries shall only be made during these hours.

I would therefore strongly recommend that a condition be attached to any permission to the effect that no development shall commence until a construction management plan has been submitted to and approved in writing by the Local Planning Authority. The construction management plan shall include details of:

- Operating hours
- Means of access, traffic routes, vehicle parking and manoeuvring areas (for both site operatives and visitors)
- Loading and unloading of plant and materials
- Wheel washing facilities
- Hours of operation and vehicle movements
- Lighting
- Location and nature of compounds and storage areas (including maximum storage heights or other methods to prevent wind-whipping of loose materials)
- Waste removal
- Temporary buildings and boundary treatments
- Dust management
- Noise and vibration management (to include arrangements for monitoring, and specifically for piling) and;
- Litter management

To apply during the construction phases of the development. Thereafter, the approved construction plan shall be fully implemented and adhered to during the construction phases of the development hereby approved, unless otherwise agreed in writing by the Local Planning Authority.

Note: the Construction Management Plan shall cover both demolition and construction phases of the above development. The applicant should have regard to BS 5228:2009 Code of Practice of Noise and Vibration Control on Construction and Open Sites in the CMP.

I would also recommend that a condition be added to any permission to the effect that no burning shall take place on the site of the development.

### Play Area

I note that the masterplan denotes a 'community play area'. I would strongly recommend that the applicant be asked to provide further details of this, as depending on the equipment installed and separation distances from residential properties, it could result in loss of residential amenity.

Kind regards

Joanna Hart  
Senior Environmental Protection Officer



---

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Should you require any further information or assistance I will be pleased to help.

Yours faithfully

Mrs A Kempen  
Water Officer



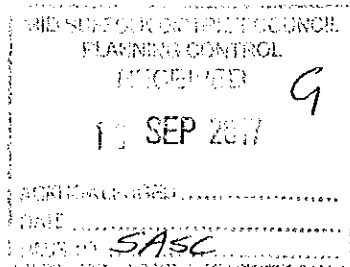
## Suffolk Fire and Rescue Service

Babergh District Council  
 Planning Department  
 Corks Lane  
 Hadleigh  
 Ipswich  
 IP7 6SJ

Fire Business Support Team  
 Floor 3, Block 2  
 Endeavour House  
 8 Russell Road  
 Ipswich, Suffolk  
 IP1 2BX

Your Ref:  
 Our Ref: FS/F251691  
 Enquiries to: Angela Kempen  
 Direct Line: 01473 260588  
 E-mail: Fire.BusinessSupport@suffolk.gov.uk  
 Web Address: <http://www.suffolk.gov.uk>

Date: 12/09/2017



Dear Sirs

**Land North of Waldingfield Road, Sudbury**  
**Planning Application No: DC/17/04052/OUT**

I refer to the above application.

The plans have been inspected by the Water Officer who has the following comments to make.

**Access and Fire Fighting Facilities**

Access to buildings for fire appliances and firefighters must meet with the requirements specified in Building Regulations Approved Document B, (Fire Safety), 2006 Edition, incorporating 2010 and 2013 amendments Volume 1 - Part B5, Section 11 dwelling houses, and, similarly, Volume 2, Part B5, Sections 16 and 17 in the case of buildings other than dwelling houses. These requirements may be satisfied with other equivalent standards relating to access for fire fighting, in which case those standards should be quoted in correspondence.

Suffolk Fire and Rescue Service also requires a minimum carrying capacity for hard standing for pumping/high reach appliances of 15/26 tonnes, not 12.5 tonnes as detailed in the Building Regulations 2000 Approved Document B, 2006 Edition, incorporating 2010 and 2013 amendments.

**Water Supplies**

Suffolk Fire and Rescue Authority recommends that fire hydrants be installed within this development. However, it is not possible, at this time, to determine the number of fire hydrants required for fire fighting purposes. The requirement will be determined at the water planning stage when site plans have been submitted by the water companies.

Continued/

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Suffolk Fire and Rescue Service recommends that proper consideration be given to the potential life safety, economic, environmental and social benefits derived from the provision of an automatic fire sprinkler system. (Please see sprinkler information enclosed with this letter).

Consultation should be made with the Water Authorities to determine flow rates in all cases.

Should you need any further advice or information on access and fire fighting facilities, you are advised to contact your local Building Control in the first instance. For further advice and information regarding water supplies, please contact the Water Officer at the above headquarters.

Yours faithfully

Mrs A Kempen  
Water Officer

Enc: PDL1

Copy: Miss J Carroll, Coval Hall, Rainsford Road, Chelmsford CM1 2QF  
Enc: Sprinkler information

**From:**RM Floods Planning  
**Sent:**21 Aug 2017 14:13:57 +0100  
**To:**BMSDC Planning Area Team Green  
**Cc:**Sarah Scott  
**Subject:**2017-08-21 JS Reply Land North Of Waldingfield Road, Sudbury, DC/17/04052

Dear Sarah Scott,

**Subject: Land North Of Waldingfield Road, Sudbury, Ref DC/17/04052**

Suffolk County Council, Flood and Water Management have reviewed application ref DC/17/04052.

The following submitted documents have been reviewed and we recommend a **holding objection** at this time:

1. Flood Risk Assessment & Surface Water Drainage Strategy (& appendices) ref 133013-R1(02)-FRA
2. Site location plan Ref – 1002

The reason why we are recommending a holding objection is because the applicant has not demonstrated that a watercourse existing and that it has a positive outfall into a mapped watercourse. It is also not clear whether the proposed discharge point from the site is within the ownership of the applicant.

I also note that the applicant has used the wrong hydrological region in the hydraulic calculation they have used 5 when in fact the region is 6.

The points below detail the action required in order to overcome our current objection:-

1. Evidence of the existence of a watercourse and that applicant has a right to discharge surface water into it.



- a. If the watercourse is outside of the applicants ownership, then an agreement in principle is required from the owner allowing a discharge point to be connected
2. Submit a plan showing the route of the watercourse and where it outfalls into a mapped watercourse
- a. If the route of the watercourse goes to the map watercourse that flows underneath Aubery Drive, Suffolk County Council as the LLFA would like to open discussions with regard to betterment for victim of surface water flooding in Sudbury.
3. Resubmit the outline hydraulic calculation using the correct hydrological area

Documents required to be submitted with each type of application should be as per the following table\*

Pre-app	Outline	Full	Reserved Matters	Discharge of Conditions	Document Submitted
✓	✓	✓	■	■	<b>Flood Risk Assessment/Statement (Checklist)</b>
	✓	✓			<b>Drainage Strategy/Statement &amp; sketch layout plan (checklist)</b>
	✓				<b>Preliminary layout drawings</b>
	✓				<b>Preliminary "Outline" hydraulic calculations</b>
	✓				<b>Preliminary landscape proposals</b>
	✓				<b>Ground investigation report (for infiltration)</b>
	✓	✓			<b>Evidence of 3<sup>rd</sup> party agreement to discharge to their system (in principle/consent to discharge)</b>
		✓		✓	Maintenance program and ongoing maintenance responsibilities
		✓	✓		Detailed development layout
		✓	✓	✓	Detailed flood & drainage design drawings
		✓	✓	✓	Full structural, hydraulic & ground investigations
		✓	✓	✓	Geotechnical factual and interpretive reports, including infiltration test results (BRE365)
		✓	✓	✓	Detailed landscape details
		✓	✓	✓	Discharge agreements (temporary & permanent)

		✓	✓	✓	Development management & construction phasing plan
--	--	---	---	---	--

Kind Regards

Jason Skilton

Flood & Water Engineer

Suffolk County Council

Tel: 01473 260411

Fax: 01473 216864

-----Original Message-----

From: planninggreen@baberghmidsuffolk.gov.uk [mailto:planninggreen@baberghmidsuffolk.gov.uk]

Sent: 15 August 2017 15:35

To: RM Floods Planning <floods.planning@suffolk.gov.uk>

Subject: Planning Consultation Request - DC/17/04052

Please find attached planning consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

Emails sent to and from this organisation will be monitored in accordance with the law to ensure compliance with policies and to minimize any security risks. The information contained in this email or any of its attachments may be privileged or confidential and is intended for the exclusive use of the addressee. Any unauthorised use may be unlawful. If you receive this email by mistake, please advise

the sender immediately by using the reply facility in your email software. Opinions, conclusions and other information in this email that do not relate to the official business of Babergh District Council and/or Mid Suffolk District Council shall be understood as neither given nor endorsed by Babergh District Council and/or Mid Suffolk District Council.



The Gardens Trust  
70 Cowcross Street, London EC1M 6EJ  
Phone: (+44/0) 207 608 2409  
Email: [enquiries@thegardenstrust.org](mailto:enquiries@thegardenstrust.org)  
[www.thegardenstrust.org](http://www.thegardenstrust.org)

Research - Conserve - Campaign

2<sup>nd</sup> December 2017

Sarah Scott  
Case Officer  
Development Management  
Babergh District Council  
Planning Department  
Endeavour House  
8 Russell Road  
Ipswich  
Suffolk IP1 2BX

Dear Ms Scott,

**Ref: DC/17/04052 - Outline planning application for residential development (maximum 130 dwellings), including means of access into site, with all other matters (relating to appearance, landscaping, scale and layout) reserved. Land north of Waldingfield Road, Sudbury.**

Thank you for consulting The Gardens Trust (GT) with regard to the amendments to the above application. The GT have spoken to our colleagues in the Suffolk Gardens Trust and we both welcome the introduction of a wider landscape buffer fronting Waldingfield Road and the height limitation of up to two storeys for the housing on the southern edge of the proposed development closest to Waldingfield Road. However, despite these amendments our main objection remains the proposed major vehicle access to the site being situated almost directly opposite the entrance to the RPG at Chilton Hall and the proximity of the whole development so close to the registered parkland. We would like to reiterate all our concerns mentioned in our previous letter of **OBJECTION** dated 16<sup>th</sup> October and would again suggest that the developer focus the design upon traffic approaches via the existing St Mary's Close entrance and from the Chiltern Woods development to the north. We would also request that any street lighting is kept to a minimum.

Yours sincerely,

Margie Hoffnung  
Conservation Officer  
The Gardens Trust



## Developments Affecting Trunk Roads and Special Roads

### Highways England Planning Response (HEPR 16-01)

### Formal Recommendation to an Application for Planning Permission

From: Martin Fellows  
Operations (East)  
[planningee@highwaysengland.co.uk](mailto:planningee@highwaysengland.co.uk)

To: Babergh District Council

CC: [growthandplanning@highwaysengland.co.uk](mailto:growthandplanning@highwaysengland.co.uk)

Council's Reference: DC/17/04052

Referring to the planning application referenced above, dated 16 August 2017, application for the residential development of up to 130 dwellings including means of access into site, parking and associated works, with all other matters reserved, Land North of Waldingfield Road, Sudbury, notice is hereby given that Highways England's formal recommendation is that we:

- a) offer no objection;
- ~~b) recommend that conditions should be attached to any planning permission that may be granted (see Annex A – Highways England recommended Planning Conditions);~~
- ~~c) recommend that planning permission not be granted for a specified period (see Annex A – further assessment required);~~
- ~~d) recommend that the application be refused (see Annex A – Reasons for recommending Refusal).~~

Highways Act Section 175B ~~is~~ is not relevant to this application.<sup>1</sup>

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<sup>1</sup> Where relevant, further information will be provided within Annex A.

**Signature:**

**Date:** 18 August 2017

**Name:** David Abbott

**Position:** Asset Manager

**Highways England:**

Woodlands, Manton Lane

Bedford MK41 7LW

[david.abbott@highwaysengland.co.uk](mailto:david.abbott@highwaysengland.co.uk)

Our ref:  
Your ref:

David Abbott  
Operations - East  
Woodlands  
Manton Lane  
Bedford MK41 7LW

Sarah Scott  
Babergh District Council,  
Corks lane,  
Hadleigh,  
Suffolk,  
IP7 6SJ

Direct Line: 0300 470 4740

18 August 2017

Dear Ms Scott,

## **CONSULTING HIGHWAYS ENGLAND ON PLANNING APPLICATIONS**

As you know, Highways England is the highway authority for trunk roads and motorways (the strategic road network) in England and, as such, we are statutory consultees for planning applications as defined in the Town and Country Planning (Development Management Procedure) (England) Order 2015 (or the “DMPO”).

The DMPO sets out, in schedule 4 paragraphs g, h and i, the criteria where we need to be consulted, specifically:

- Development other than minor development, likely to result in an adverse impact on the safety of, or queuing, on a trunk road
- Development likely to prejudice the improvement or construction of a trunk road
- Development which consists of or includes the construction, formation or laying out of access to or from a trunk road.

Planning authorities must apply judgement in interpreting these criteria but it is clear you will not need to consult us on all applications. Nevertheless, we receive numerous consultations relating to proposals that are either very remote from our network, are very minor in scale, or both.

In such cases we are still obliged under the terms of our company licence to issue a formal response within tight deadlines, as we are for all such consultations. This generates unnecessary work for us both.

We readily acknowledge there is likely to be a level of uncertainty in some cases. In such cases it is reasonable for your authority to err on the side of caution and consult us and we will be pleased to respond. In most cases, however, it should be quite clear whether or not a development proposal meets the criteria to warrant consultation.



We would be grateful if you would ensure due diligence is exercised by you and your colleagues when deciding when to consult us on applications. I would be happy to discuss a case before formal consultation if necessary.

Yours sincerely

David Abbott  
Assistant Asset Manager, Area 8  
Operations (East)  
Email: [david.abbott@highwaysengland.co.uk](mailto:david.abbott@highwaysengland.co.uk)





Historic England

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Dear Ms Scott

**T&CP (Development Management Procedure) (England) Order 2015  
& Planning (Listed Buildings & Conservation Areas) Regulations 1990**

**LAND NORTH OF WALDRINGFIELD ROAD, SUDBURY, SUFFOLK  
Application No. DC/17/04052**

Thank you for your letter of 1<sup>st</sup> December 2017 providing details of amendment to the above scheme. On the basis of the information available to date, we offer the following advice to assist your authority in determining the application.

**Summary**

This is an outline planning application for a residential development of 130 dwellings on land North of Waldringfield Road, and includes access, parking and associated works, with other matters (relating to appearance, landscaping, scale and layout) reserved. The additional information includes a revised landscape strategy (Ref: EDP No. 3925/11b), a revised Concept Masterplan (Ref: UDB: No. 3203), a wider masterplan (Ref: UDB NO. 3303), a development parameters plan (Ref: UDB No. 3502), and illustrative photographs showing the existing and proposed views along Waldringfield Road. As you are aware we have also been in contact with the applicant with regards to the amended application.

**Historic England Advice**

Historic England has commented on this development on a number of occasions. We confirm that we do not object to the principle of development but have concerns about the site access arrangements from Waldringfield Road which we have raised in previous correspondence. This is due to the potential impact upon the Grade II\* listed Chilton Hall and its Registered Park and Garden, which is situated on the other side of the Waldringfield road opposite the development. A number of amendments have now been made to the masterplan in response to our previous comments.

As discussed Chilton Hall is a fine well-proportioned sixteenth century house set within a designed landscape. It is situated immediately adjacent to the development area on the opposite side of the Waldringfield Road. The house was built between 1550 and 1560 on the site of an earlier medieval house and sits within a wide, well defined moat. What remains of the house is a fine red brick two-storey dwelling set within its own grade II registered park and garden. The house is registered at grade II\* and other historic assets also includes the moat, a C16 walled kitchen garden, and a woodland garden. The garden wall to the east is separately listed at Grade II. The house, including the moat and gardens has considerable presence in the landscape and the site, its location and relationship to the local area contributes much to our understanding of the history and development of this area of the countryside from the



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medieval period through to the sixteenth and seventeenth centuries. The park, in addition to being of interest in its own right, contributes to the significance of the listed house and forms an important part of its setting. As do the views from the house over parkland and countryside beyond. The boundary along Waldringfield Road contributes to the sense of enclosure within the park, and the land to the north and west of the site forms the backdrop to the principal entrance and exits to the Hall and is therefore an important part of the setting of the heritage assets.

In our previous letter we raised concerns about the impact of the development upon the significance of the listed house and the registered garden through development within their setting, particularly the impact on views from the park and house towards the North West. The primary issue of concern was the impact of the main access into the development from Waldringfield Road, which would be situated on the opposite side of the road from the park. We also raised concerns about the impact of the development itself on the setting of the house and park from the high density of dwellings situated on the southern part of the development. We note a number of these comments have been specifically addressed in the revised application. This includes a new area of landscape planting along Waldringfield Road, which is designed to strengthen the existing hedge and screen the development from the registered park and garden. The proposal also notes that planting will be strengthened in the middle of the site which would break up the built up areas of the development and further soften the scheme as seen from the areas to the south. We also note the inclusion of the development parameters plan which indicates that the heights of the houses closest to the park would be a maximum of two storeys. The location of the proposed site access is however unchanged.

In relation to the historic environment, the National Planning Policy Framework identifies protection and enhancement of the historic environment as an important element of sustainable development and establishes a presumption in favour of sustainable development in the planning system (paragraphs 6, 7 and 14). The core planning principles of the NPPF are observed in paragraphs 14 and 17 which propose a presumption in favour of sustainable development, which includes the need to 'conserve heritage assets in a manner appropriate to their significance, so that they can be enjoyed for their contribution to the quality of life for this and future generations' (paragraph 17). Paragraph 131 states that when determining planning applications, account should be taken of 'the desirability of sustaining and enhancing the significance of heritage assets and putting them to viable uses consistent with their conservation' and, 'the positive contribution that conservation of heritage assets can make to sustainable communities including their economic vitality. The NPPF paragraph 132 requires planning authorities to place 'great weight' on the conservation of designated heritage assets, and states that the more important the asset the greater the weight should be. It also recognises that significance can be harmed by development within the setting of an asset. This paragraph also states that 'any harm or loss should require clear and convincing justification'. It is also recognised within the



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NPPF (paragraph 134) that where a development proposal will lead to less than substantial harm to the significance of a designated heritage asset, this harm should be weighed against the public benefits of the proposal. The NPPF (Paragraph 137) highlights the opportunity for Local planning authorities to look for new development within the setting of heritage assets that will enhance or better reveal their significance. Proposals that therefore preserve those elements of the setting that make a positive contribution to or better reveal the significance of the asset should be treated favourably. Paragraph 141 also makes provision for developers 'to record and advance understanding of the significance of any heritage assets to be lost (wholly or in part) in a manner proportionate to their importance and the impact'.

As discussed above, we have previously raised concerns about the potential for this development to have an impact upon Chilton Hall and its landscape. Following further consultation we are pleased that a number of changes have been made to the proposal. This includes an area of new landscape planting along Waldringfield Road, additional planting across the middle of the site and the inclusion of the development parameters plan which indicates that the heights of the houses closest to the park would be a maximum of two storeys. Provided these increased landscape provisions are properly implemented and are of sufficient depth and height then we would consider that they would result in a reduction in the level of harm to the setting of the adjacent heritage assets. Securing these changes through to the main application would be critical to ensuring that this mitigation would be successful.

We have also received assurances that a roundabout access is not needed and that the design of the junction can be reduced in scale. The applicants preferred option is set out in the revised master plan, and useful illustrations showing the existing and proposed views have also been supplied. We are particularly concerned about the visual impact of any new signage and lighting and the current proposal and the illustrations suggests that these elements are not necessary to deliver the scheme, which is also welcomed. We do however remain concerned about the removal of a large area of the hedge to create the entrance and the potential impact of noise from additional vehicle movements, and light from the cars using the junction.

Having fully considered the new information provided, we have concluded that the scheme would still result in some harm to the significance of the Hall and park though a development within their setting; however, provided that the changes shown in the revised scheme can be secured in the full application and are fully implemented, then the level of overall harm would be reduced. We continue to raise a concern about the proposed access arrangements and maintain our view that alternative access points are available to the applicants that do not result in harm to the setting of the designated heritage assets. The NPPF paragraph 132 states that 'any' harm requires clear and convincing justification and 'great weight needs to be given to conserving the setting of the designated assets'. Whilst viable alternatives exist your authority would need to consider if the sustainability of the development would be reduced in relation



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to the core principles of the NPPF. If your authority is minded to consider the application in its current form then we would be seeking assurances that suitably worded conditions can be placed on the application to secure the landscaping and junction proposals as set out in the revised plans, and that your highways advisors can confirm that the junction as depicted in the revised application is appropriate for the scheme and can be successfully implemented without the need for an upgrade or additional street lighting.

We have also noted that the development would have the potential to impact upon non-designated heritage assets. We understand that the site cannot be evaluated at present due to the existing orchard but that the applicants are prepared to accept an archaeological condition to secure an appropriate programme of archaeological works. We would want to note that nationally important archaeological deposits may exist at the site; and that the applicants need to take this into account, however we would support an appropriate archaeological condition for the application as set out in paragraph 141 of the NPPF.

### **Recommendation**

We can confirm that we do not object to the development in principle but we have concerns regarding the application on heritage grounds. In particular the impact of vehicle movements, light and noise from the new access junction onto Waldringfield Road.

We consider that the issues and safeguards outlined in our advice need to be addressed in order for the application to meet the requirements of paragraphs 132 and 134 of the NPPF, and an appropriate condition is needed to support archaeological work under paragraph 141 of the NPPF.

In determining this application you should bear in mind the statutory duty of section 66(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990 to have special regard to the desirability of preserving listed buildings or their setting or any features of special architectural or historic interest which they possess.

Your authority should take these representations into account and seek amendments, safeguards or further information as set out in our advice. If there are any material changes to the proposals, or you would like further advice, please contact us.

Yours sincerely

### **Will Fletcher**

Inspector of Ancient Monuments

E-mail: [will.fletcher@HistoricEngland.org.uk](mailto:will.fletcher@HistoricEngland.org.uk)



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Cc Steven Stroud, Richard Gilmore, Michael Collins and Abby Antrobus:



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EAST OF ENGLAND OFFICE

Ms Sarah Scott  
Mid Suffolk District Council  
131 High Street  
Needham Market  
Suffolk  
IP6 8DL

Direct Dial: 01223 582710

Our ref: P00645877

4 September 2017

Dear Ms Scott

**T&CP (Development Management Procedure) (England) Order 2015  
& Planning (Listed Buildings & Conservation Areas) Regulations 1990**

**LAND NORTH OF WALDRINGFIELD ROAD, SUDBURY, SUFFOLK  
Application No. DC/17/04052**

Thank you for your letter of 15 August 2017 regarding the above application for planning permission. On the basis of the information available to date, we offer the following advice to assist your authority in determining the application.

**Summary**

This is an outline planning application for a residential development of up to 130 dwellings on land North of Waldringfield Road, and includes access, parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.

**Historic England Advice**

Historic England has given advice on this land at various times over the past few years, and we are aware of the development history of the site. In particular, that the land was initially put forward as part of the Chiltern Woods masterplan, and then was withdrawn from that proposal and promoted as an individual development. We have therefore commented on the appropriateness of this land for development in relation to the historic environment on a number of occasions. We would not wish to object to the principle of development but we consistently raised concerns about the site access arrangements, in particular the access from Waldringfield Road. We raised this as an issue in previous correspondence about the Chilton woods scheme, for example our correspondence with the Council in 2014, with AMEC in 2015 and 2016, and also with the applicant for this application in 2017 (Our ref: PA00509008 dated June 2017).

Chilton Hall, is a fine Grade II\* listed house situated within a designed landscape. It is situated immediately to the south east of the development area on the opposite side of the Waldringfield Road. The house was built between 1550 and 1560 on the site of an earlier medieval house and sits within a wide, well defined moated enclosure. The Hall



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was thought to have been partially destroyed by fire c 1800 leaving only the east wing standing. This is a red brick two-storey dwelling with attics and cellars. The park and garden (registered at Gd II) is an early C16 or C17 walled kitchen garden set beside the house with a sunken rose garden and woodland garden which were added in the 1930s. Part of the C16 garden wall to the east is separately listed at Grade II. The house is a fine period property which has considerable presence in the landscape and contributes much to the history and development of this area. The park contributes to the significance of the house and also forms an important part of its setting, and it is a designated heritage asset in its own right. The current boundary treatment along Waldringfield Road contributes to the sense of enclosure within the park, and the land to the north and west of the site therefore forms an important element of the setting of the hall, and park and garden, particularly as this forms the backdrop to the principle entrance and exit to the hall.

Our concern is the impact of the development upon the significance of the listed house and the registered garden through development within their setting, particularly the impact on views from the park and house towards the North West. This is primarily about the impact of the southern access into the development, which would be situated on the opposite site of the road from the park, and to some extent the development itself with a high density of dwellings situated on the southern part of the development.

The National Planning Policy Framework identifies protection and enhancement of the historic environment as an important element of sustainable development and establishes a presumption in favour of sustainable development in the planning system (paragraphs 6, 7 and 14). The core planning principles of the NPPF are observed in paragraphs 14 and 17 which propose a presumption in favour of sustainable development, which includes the need to 'conserve heritage assets in a manner appropriate to their significance, so that they can be enjoyed for their contribution to the quality of life for this and future generations' (paragraph 17). Paragraph 131 says that when determining planning applications, account should be taken of 'the desirability of sustaining and enhancing the significance of heritage assets and putting them to viable uses consistent with their conservation' and, 'the positive contribution that conservation of heritage assets can make to sustainable communities including their economic vitality. The NPPF paragraph 132 requires planning authorities to place 'great weight' on the conservation of designated heritage assets, and states that the more important the asset the greater the weight should be. It also recognises that significance can be harmed by development within the setting of an asset. This paragraph also states that 'any harm or loss should require clear and convincing justification'. It is also recognised within the NPPF (paragraph 134) that where a development proposal will lead to less than substantial harm to the significance of a designated heritage asset, this harm should be weighed against the public benefits of the proposal. The NPPF (Paragraph 137) highlights the opportunity for Local planning authorities to look for new development within the setting of heritage



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assets that will enhance or better reveal their significance. Proposals that therefore preserve those elements of the setting that make a positive contribution to or better reveal the significance of the asset should be treated favourably. Paragraph 141 also makes provision for developers 'to record and advance understanding of the significance of any heritage assets to be lost (wholly or in part) in a manner proportionate to their importance and the impact'.

As discussed above, we have consistently raised concerns about the potential for this development to have an impact upon Chilton Hall and its landscape. Our advice is focused on the southern access and on the treatment of the southern boundary of the site. We are particularly concerned about the land needed for a junction particularly if this needs to be a roundabout, but also the impact of any associated infrastructure for a junction such as the visual impact of new signage and lighting poles. We also considered the potential impact of noise from additional vehicle movements, and light pollution. The development would also benefit from an enhanced landscape buffer along the southern side which would help strengthen the boundary and increase the screening, and would protect the setting of the listed house and registered landscape from the impact of the new houses.

The access from Waldringfield Road was indicated on the '*Initial site constraints and opportunities plan*' (ref: Catesby Estates LTD drawing no. DC/001), and then was removed from the scheme that was promoted at the pre-application stage (ref: UDB drawing number 3201). In our previous advice we stated that we would be more supportive of a proposal that uses the existing access from St Mary's Close, or would access this site from the north through the Chiltern Woods development. Both of these two options remain feasible and achievable and would result in a reduction of harm to the significance of the designated heritage assets. In planning policy terms under paragraphs 132 and 134 any harm would require clear and convincing justification, and whilst viable alternatives exist we would consider the justification in heritage terms to be limited.

We have however stated that whilst we would object to a vehicular access from Waldringfield Road, we would not object to a pedestrian only or combined pedestrian/cycle access onto Waldringfield Road, provided that this did not need additional infrastructure such as high level lighting and signage.

We have also stated that the boundary planting alongside Waldringfield Road is also important in that it contributes to the setting of the parkland, and therefore enhanced tree screening on the southern end of the site would reinforce the existing boundary and would provide a landscape buffer between the development and the park. This could potentially be considered as an enhancement under paragraphs 137 of the NPPF.

A scheme of works for non-designated heritage assets under paragraph 141 may also



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be appropriate.

### **Recommendation**

Historic England objects to the application on heritage grounds. The primary concern is the impact of the new proposed southern site access on Chilton Hall, which is a Grade II\* listed house situated within a designed landscape which is registered at Grade II. This would result in harm to the significance of the designated assets. We consider that the application does not meet the requirements of the NPPF, in particular paragraph numbers 123, 134 and 137. We would want to see an alternative site access and would want the applicant to include additional landscape mitigation on the southern boundary of the site.

In determining this application you should also bear in mind the statutory duty of section 66(1) of the Planning (Listed Buildings and Conservation Areas) Act 1990 to have special regard to the desirability of preserving listed buildings or their setting or any features of special architectural or historic interest which they possess.

Your authority should take these representations into account and seek amendments, safeguards or further information as set out in our advice. If, however, you propose to determine the application in its current form, please treat this as a letter of objection, inform us of the date of the committee and send us a copy of your report at the earliest opportunity.

Please contact me if we can be of further assistance.

Yours sincerely

### **Will Fletcher**

Inspector of Ancient Monuments

E-mail: [will.fletcher@HistoricEngland.org.uk](mailto:will.fletcher@HistoricEngland.org.uk)



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**From:**Consultations (NE)  
**Sent:**29 Aug 2017 11:21:50 +0100  
**To:**BMSDC Planning Area Team Green  
**Subject:**Re: DC/17/04052

Dear Ms Scott

**Application ref:** DC/17/04052

**Our ref:** 223853

Natural England has no comments to make on this application.

Natural England has not assessed this application for impacts on protected species. Natural England has published [Standing Advice](#) which you can use to assess impacts on protected species or you may wish to consult your own ecology services for advice.

Natural England and the Forestry Commission have also published standing advice on [ancient woodland and veteran trees](#) which you can use to assess any impacts on ancient woodland.

The lack of comment from Natural England does not imply that there are no impacts on the natural environment, but only that the application is not likely to result in significant impacts on statutory designated nature conservation sites or landscapes. It is for the local planning authority to determine whether or not this application is consistent with national and local policies on the natural environment. Other bodies and individuals may be able to provide information and advice on the environmental value of this site and the impacts of the proposal to assist the decision making process. We advise LPAs to obtain specialist ecological or other environmental advice when determining the environmental impacts of development.

We recommend referring to our SSSI Impact Risk Zones (available on [Magic](#) and as a downloadable [dataset](#)) prior to consultation with Natural England. Further guidance on when to consult Natural England on planning and development proposals is available on gov.uk at <https://www.gov.uk/guidance/local-planning-authorities-get-environmental-advice>

Yours sincerely

Joanne Widgery  
Natural England  
Consultations Team  
Hornbeam House  
Crewe Business Park  
Electra Way,  
Crewe  
Cheshire, CW1 6GJ

Tel: 0300 060 3900

Email: [www.gov.uk/natural-england](http://www.gov.uk/natural-england)

[www.naturalengland.org.uk](http://www.naturalengland.org.uk)

**We are here to secure a healthy natural environment for people to enjoy, where wildlife is protected and England's traditional landscapes are safeguarded for future generations.**

In an effort to reduce Natural England's carbon footprint, I will, wherever possible, avoid travelling to meetings and attend via audio, video or web conferencing.

**Natural England offers two chargeable services - the Discretionary Advice Service, which provides pre-application and post-consent advice on planning/licensing proposals to developers and consultants, and the Pre-submission Screening Service for European Protected Species mitigation licence applications. These services help applicants take appropriate account of environmental considerations at an early stage of project development, reduce uncertainty, the risk of delay and added cost at a later stage, whilst securing good results for the natural environment.**

For further information on the Discretionary Advice Service see [here](#)

For further information on the Pre-submission Screening Service see [here](#)

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# Comments for Planning Application DC/17/04052

## Application Summary

Application Number: DC/17/04052

Address: Land North Of Waldingfield Road Sudbury

Proposal: Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.

Case Officer: Sarah Scott

## Customer Details

Name: Mr Matt Paisley

Address: Police Station, Acton Lane, Sudbury, Suffolk CO10 1QN

## Comment Details

Commenter Type: Amenity Group

Stance: Customer made comments neither objecting to or supporting the Planning Application

Comment Reasons:

Comment: Noted by the Sudbury Safer Neighbourhood Team. As with all new housing plans, I would advise consideration to be given to ensure ample parking locations are given to new premises. No other observations to make at this time.

PS 1455 Matt Paisley

Your Ref: DC/17/04052  
Our Ref: 570\CON\4504\17  
Date: 21 December 2017  
Highways Enquiries to: colin.bird@suffolk.gov.uk



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The Planning Officer  
Babergh District Council  
Council Offices  
Corks Lane  
Ipswich  
Suffolk  
IP7 6SJ

**For the Attention of:** Sarah Scott

Dear Sarah

**TOWN AND COUNTRY PLANNING ACT 1990 - CONSULTATION RETURN DC/17/04052**

**PROPOSAL:** Outline planning application for residential development of up to 130 dwellings (Use

**Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.**

**LOCATION:** Land North Of, Waldingfield Road, Sudbury

**ROAD CLASS:**

Further to the submission of the applicant's detailed highway report I consider that the application will not have a severe impact on the highway and we can recommend approval with the S106 requirements and conditions below.

I note that the visibility splay on drawing 19082-03 B is incorrectly drawn and should link to the tangent point of the outside of the curve so that vehicles in any part of the carriageway are visible for 120m. However, this splay is achievable without requiring removal of any trees and is defined in the condition below.

I confirm that street lighting will not be required by the Highway Authority at the proposed new priority junction or within the site.

The following extract from my previous response confirms the Travel Plan requirements which should be incorporated in the S106 obligations for this development.

***To ensure there is sufficient resource for Suffolk County Council to engage with the Travel Plan and there are certainties that the Travel Plan will be implemented in full; the following Section 106 contribution is required:***

- ***Travel Plan Travel Plan Evaluation and Support Contribution - £1,000 per annum from occupation of the 100<sup>th</sup> dwelling for a minimum of five years, or one year after occupation of the final dwelling, whichever is the longest duration. This is to cover Suffolk County Council officer time working with the Travel Plan Coordinator and/or Management Company and agreeing new targets and objectives***

**throughout the full duration of the travel plan. If the contribution is not paid Suffolk County Council may not be able to provide sufficient resource to assisting the ongoing implementation and monitoring of the travel plan, which may result in the failure of the Travel Plan to mitigate the highway impact of this development.**

- **Travel Plan Implementation Bond, or cash deposit - £79,466 (£611 per dwelling – based on the estimated cost calculated by Suffolk County Council of fully implementing the Travel Plan). This is to cover the cost of implementing the Travel Plan on behalf of the developer if they fail to deliver it themselves. A rolling bond, one-off Travel Plan Contribution for SCC to deliver the Travel Plan on behalf of the applicant, or any other suitable obligations to guarantee Travel Plan implementation may also be considered.**

**The implementation of the Travel Plan should ideally be secured solely by Section 106 obligations. A planning condition may be insufficient due to the size and possible phasing of the development. Therefore the following elements of the Travel Plan should be secured by Section 106 obligations:**

- **Implementation of the Interim Travel Plan (when approved)**
- **Provision of an approved travel pack to each resident on occupation**
- **Submission, approval and full implementation of a Full Travel Plan on occupation of the 100<sup>th</sup> residential dwelling**
- **Monitoring the Full Travel Plan for a minimum of five years, or one year after occupation of the final dwelling, whichever is the longest duration**
- **Securing and implementing remedial Travel Plan measures if the vehicular reduction targets are not achieved, or if the trip rate in the Transport Assessment is exceeded when the site is occupied**

Notice is hereby given that the County Council as Highway Authority recommends that any permission which that Planning Authority may give should include the conditions shown below:

**1 AL 2**

Condition: No part of the development shall be commenced until details of the proposed access (including the position of any gates to be erected and visibility splays provided) have been submitted to and approved in writing by the Local Planning Authority. The approved access shall be laid out and constructed in its entirety prior to the occupation of the development.

Thereafter the access shall be retained in its approved form.

Reason: To ensure that the access is designed and constructed to an appropriate specification and made available for use at an appropriate time in the interests of highway safety.

**2 B2**

Condition: Before the development is commenced details of the areas to be provided for storage of Refuse/Recycling bins shall be submitted to and approved in writing by the Local Planning Authority. The approved scheme shall be carried out in its entirety before the development is brought into use and shall be retained thereafter for no other purpose.

Reason: To ensure that refuse recycling bins are not stored on the highway causing obstruction and dangers for other users.

**3 D 2**

Condition: Before the development is commenced details shall be submitted to and approved in writing by the Local Planning Authority showing the means to prevent the discharge of surface water from the development onto the highway. The approved scheme shall be carried out in its entirety before the access is first used and shall be retained thereafter in its approved form.

Reason: To prevent hazards caused by flowing water or ice on the highway.

**4 ER 1**

Condition: Before the development is commenced, details of the estate roads and footpaths, (including layout, levels, gradients, surfacing and means of surface water drainage), shall be submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure that roads/footways are constructed to an acceptable standard.

## 5 ER 2

Condition: No dwelling shall be occupied until the carriageways and footways serving that dwelling have been constructed to at least Binder course level or better in accordance with the approved details except with the written agreement of the Local Planning Authority.

Reason: To ensure that satisfactory access is provided for the safety of residents and the public.

## 6 NOTE 01

It is an OFFENCE to carry out works within the public highway, which includes a Public Right of Way, without the permission of the Highway Authority.

Any conditions which involve work within the limits of the public highway do not give the applicant permission to carry them out. Unless otherwise agreed in writing all works within the public highway shall be carried out by the County Council or its agents at the applicant's expense.

The County Council's West Area Manager must be contacted on Tel: 01284 758868. For further information go to:

<https://www.suffolk.gov.uk/roads-and-transport/parking/apply-for-a-dropped-kerb/>

A fee is payable to the Highway Authority for the assessment and inspection of both new vehicular crossing access works and improvements deemed necessary to existing vehicular crossings due to proposed development.

## 7 NOTE 07

The Local Planning Authority recommends that developers of housing estates should enter into formal agreement with the Highway Authority under Section 38 of the Highways Act 1980 relating to the construction and subsequent adoption of Estate Roads.

## 8 NOTE 15

The works within the public highway will be required to be designed and constructed in accordance with the County Council's specification.

The applicant will also be required to enter into a legal agreement under the provisions of Section 278 of the Highways Act 1980 relating to the construction and subsequent adoption of the highway improvements. Amongst other things the Agreement will cover the specification of the highway works, safety audit procedures, construction and supervision and inspection of the works, bonding arrangements, indemnity of the County Council regarding noise insulation and land compensation claims, commuted sums, and changes to the existing street lighting and signing.

## 9 P 2

Condition: Before the development is commenced details of the areas to be provided for the [LOADING, UNLOADING,] manoeuvring and parking of vehicles including secure cycle storage shall be submitted to and approved in writing by the Local Planning Authority. The approved scheme shall be carried out in its entirety before the development is brought into use and shall be retained thereafter and used for no other purpose.

Reason: To ensure the provision and long term maintenance of adequate on-site space for the parking and manoeuvring of vehicles, where on-street parking and manoeuvring would be detrimental to highway safety.

## 10

Before the access is first used clear visibility at a height of 0.6 metres above the carriageway shall be provided and thereafter permanently maintained in that area between the nearside edge of the metalled carriageway and a line 2.4 metres from the nearside edge of the metalled carriageway at the centre line of the access point and a distance of 120 metres in each direction along the edge of the metalled carriageway from the centre of the access.

Reason: To ensure vehicles exiting the development would have sufficient visibility to join the main road safely, and vehicles on the main road would have sufficient warning of a vehicle emerging to take avoiding action.

## 11

Prior to commencement details of the scheme to widen the existing footway along the site frontage and extending to the junction with Saint Marys Close, including pedestrian crossing points, shall have been submitted to and approved in writing by the Local Planning Authority. The approved works shall be carried out in full prior to occupation of the 30<sup>th</sup> dwelling.

Reason: To ensure the sustainable links to the site are safe and adequate for the level of use.



12

Condition: Before the development hereby permitted is occupied full details of the electric vehicle charging points to be installed in the development shall have been submitted to the Local Planning Authority and approved in writing.

Reason: To ensure that the development makes adequate provision for electric vehicle charging points to encourage the use of electric vehicles in accordance with paragraph 3.4.2 of the Suffolk Guidance for Parking and paragraph 35 of the National Planning Policy Framework

Yours sincerely,

**Mr Colin Bird**  
**Development Management Engineer**  
Strategic Development

Your Ref: DC/17/04052  
Our Ref: 570\CON\4504\17  
Date: 31 January 2018  
Highways Enquiries to: colin.bird@suffolk.gov.uk

**All planning enquiries should be sent to the Local Planning Authority.**  
Email: Planning.Control@baberghmidsuffolk.gov.uk

The Planning Officer  
Babergh District Council  
1st Floor, Endeavour House  
8 Russell Road  
Ipswich  
Suffolk  
IP1 2BX

**For the Attention of:** Steven Stroud

Dear Steven

**TOWN AND COUNTRY PLANNING ACT 1990**  
**CONSULTATION RETURN DC/17/04052**

**PROPOSAL:** Outline planning application for residential development of up to 130 dwellings (Use

**Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.**

**LOCATION:** Land North Of, Waldingfield Road, Sudbury

**ROAD CLASS:**

Notice is hereby given that the County Council as Highway Authority make the following comments:

Further to my response dated 21 December 2017, I have considered the effects of the development, in discussion with the developer, to determine the necessary Section 106 contribution required to mitigate the additional congestion and to provide effective sustainable links.

To make the development acceptable we would require a contribution to cover the costs of improving the traffic flow at the roundabout junction of Waldingfield Road and Aubrey Drive by altering the lane markings on Waldingfield Road, and a contribution to allow design and construction of a Toucan crossing between the two roundabouts on Waldingfield Road at Aubrey Drive and Northern Road.

The total cost for the above works would be £80,000

The obligation should be worded to allow flexibility in the use of this sum in the local area so that the interaction between this development and any other development which would affect these junctions, can be considered by the Highway Authority. This contribution is in addition to the Travel Plan contributions set out in my previous letter.

I would also like to clarify that further discussions with the applicant took place to explore the issues involved should an alternative access via St Marys Close be considered for this site.

Given the information available we would consider that St Mary's Close is unsuitable to provide an access for a development of this size because of safety concerns about the possible alignment of the proposed access road, and the associated visibility, which we consider would be below an acceptable standard.

Yours sincerely,

**Mr Colin Bird**  
**Development Management Engineer**  
Strategic Development

Your Ref: DC/17/04052  
Our Ref: 570\CON\3077\17  
Date: 7 September 2017  
Highways Enquiries to: colin.bird@suffolk.gov.uk

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The Planning Officer  
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Council Offices  
Corks Lane  
Hadleigh  
Ipswich  
Suffolk  
IP7 6SJ

**For the Attention of:** Sarah Scott

Dear Sarah

**TOWN AND COUNTRY PLANNING ACT 1990**  
**CONSULTATION RETURN DC/17/04052**

**PROPOSAL:** Outline planning application for residential development of up to 130 dwellings (Use

**Class C3) including means of access into site (not internal roads), parking and associated works, with all other matters (relating to appearance, landscaping, scale and layout) reserved.**

**LOCATION:** Land North Of, Waldingfield Road, Sudbury

**ROAD CLASS:**

Notice is hereby given that the County Council as Highway Authority make the following comments:

We have no objection to this application, in principle, but consider the following comments should be addressed.

Due to the proximity to the 40mph speed limit and the recorded speeds we would require visibility splays of 2.4 x 120m in accordance with the Design manual for Roads and Bridges. These splays appear to be achievable for the proposed access.

The entry radii should be 10.67m in accordance with the Suffolk Design Guide for access from a minor road onto a county road.

The footway along the frontage of the site appears to be narrow and should be widened to a minimum of 1.8m to the south to St Marys Close where improved pedestrian crossing points should be provided with tactiles.

As indicated within the TA, this site will increase congestion at the junction between Waldingfield Road and Northern Road and a S106 contribution will be required towards an improvement previously identified in the Chilton Woods application.

Further S106 contributions may be required for additional bus stops and rights of way improvements and I will supply further details of any S106 requirements in due course.

Our Travel Plan officer has provided the following comments:

***The Travel Plan section included in Appendix B of the Transport Assessment (dated 14<sup>th</sup> July 2017) has identified some suitable measures to encourage the residents to use sustainable transport to mitigate the vehicular impact on the existing highway network. However, to ensure there is a consistent approach to this Travel Plan and the Travel Plan for the neighbouring Chilton Woods development the following amendments need to be made to the Travel Plan:***

- ***There must be a pedestrian and cycle link provided to connect the development to the proposed Chilton Woods development. This was referenced in 5.2.2 of the Travel Plan and should be secured by a planning condition.***
- ***The Travel Plan will need to identify if there is a safe walking route to the existing primary (Woodhall Primary School) and secondary (Ormiston Academy) schools from the development. The most direct route to the schools would involve crossing two roads (Aubrey Drive and Springlands Way) at two busy roundabouts without controlled pedestrian crossing facilities. This is likely to act as a disincentive for walking to school due to possible safety issues and potentially increase the number of vehicle trips from the development. Further information is needed to assess the potential safety issues in regards to the walking routes to the two schools.***
- ***The distance from the site entrance to the frequent bus services (that use the stop at the Health Centre) identified in the Travel Plan is beyond the recommended 400 metres distance. This distance will be greater for the residents in the dwellings furthest from the site entrance, which would act as a strong disincentive to use bus travel. Some further information will be needed in the Travel Plan on how this issue can be overcome.***
- ***The Travel Packs will require a multi-modal voucher to the value of two one month bus tickets per dwelling to be consistent with the same request for the Chilton Wood development. If the resident does not wish to redeem the bus tickets, a cycle voucher of equivalent value must be offered as an alternative.***
- ***Paragraph 5.2.14 of the Travel Plan made reference to a travel information leaflet holder being placed in a prominent location on the site. Based on other Travel Plans being implemented across the Eastern Region, this measure is not very effective and potentially more costly than combining a bespoke website and social media to market the Travel Plan instead. Further successful marketing measures that have been used on other Travel Plans regionally; should consist of having regular Travel Plan event days in a central area of the development to further engage the residents with the Travel Plan. Examples of these measures can be provided if needed.***
- ***The Travel Plan targets must be focused on reducing the developments trip generation, instead of against the 2011 Census data to comply with the overarching principles of Travel Plans and Transport Assessments in the "Travel Plans, Transport Assessments and Statements" section of the 2014 Planning Practice Guidance. Based on the experience with other Residential Travel Plans the use of resident questionnaires is a very unreliable way of primarily monitoring the Travel Plan, as the response rates tend to be very low (10-20%), even with the use of an incentive.***
- ***The Travel Plan must be monitored annually from occupation of the 100<sup>th</sup> dwelling for a minimum of five years, or one year after occupation of the final dwelling, whichever is the longest duration. The monitoring must be mainly focused on obtaining the traffic counts and trip rates to compare to the Transport Assessment, with resident questionnaires to collect some qualitative information that can be fed back to Travel Plan stakeholders.***
- ***The commitment to submit and implement a Full Travel Plan is missing. The Full Travel Plan will need to be submitted on occupation of the 100<sup>th</sup> dwelling when the baseline monitoring has been completed. This Full Travel Plan will contain revised measures and targets based on the actual residents that live on the development.***
- ***There must be a commitment to engage with the Travel Plan Coordinator for the Chilton Woods development to help join up the Travel Plans and create consistency across the two sites.***

***A revised Travel Plan and Transport Assessment that takes into account the issues raised above will need to be submitted prior to the determination of this application.***

**These revisions need to comply with National Planning Policy Framework paragraph 32, which sets out that plans and decisions should take account of whether:**

- **the opportunities for sustainable transport modes have been taken up depending on the nature and location of the site, to reduce the need for major transport infrastructure;**
- **safe and suitable access to the site can be achieved for all people.**
- **improvements can be undertaken within the transport network that cost effectively limit the significant impacts of the development.**

**Other relevant paragraphs include 34, 35 and 36 as well as the “Travel Plans, Transport Assessments and Statements in Decision-taking” section of the 2014 Planning Practice Guidance.**

**In addition, a decent quality Travel Plan will also support policies CS4, CS15 and CS21 of the Babergh Core Strategy (2011-2031).**

**To ensure there is sufficient resource for Suffolk County Council to engage with the Travel Plan and there are certainties that the Travel Plan will be implemented in full; the following Section 106 contribution is required:**

- **Travel Plan Travel Plan Evaluation and Support Contribution - £1,000 per annum from occupation of the 100<sup>th</sup> dwelling for a minimum of five years, or one year after occupation of the final dwelling, whichever is the longest duration. This is to cover Suffolk County Council officer time working with the Travel Plan Coordinator and/or Management Company and agreeing new targets and objectives throughout the full duration of the travel plan. If the contribution is not paid Suffolk County Council may not be able to provide sufficient resource to assisting the ongoing implementation and monitoring of the travel plan, which may result in the failure of the Travel Plan to mitigate the highway impact of this development.**
- **Travel Plan Implementation Bond, or cash deposit - £79,466 (£611 per dwelling – based on the estimated cost calculated by Suffolk County Council of fully implementing the Travel Plan). This is to cover the cost of implementing the Travel Plan on behalf of the developer if they fail to deliver it themselves. A rolling bond, one-off Travel Plan Contribution for SCC to deliver the Travel Plan on behalf of the applicant, or any other suitable obligations to guarantee Travel Plan implementation may also be considered.**

**The implementation of the Travel Plan should ideally be secured solely by Section 106 obligations. A planning condition may be insufficient due to the size and possible phasing of the development. Therefore the following elements of the Travel Plan should be secured by Section 106 obligations:**

- **Implementation of the Interim Travel Plan (when approved)**
- **Provision of an approved travel pack to each resident on occupation**
- **Submission, approval and full implementation of a Full Travel Plan on occupation of the 100<sup>th</sup> residential dwelling**
- **Monitoring the Full Travel Plan for a minimum of five years, or one year after occupation of the final dwelling, whichever is the longest duration**
- **Securing and implementing remedial Travel Plan measures if the vehicular reduction targets are not achieved, or if the trip rate in the Transport Assessment is exceeded when the site is occupied**

**All the contributions and obligations have taken into account CIL regulation 122 and are:**

- **necessary to make the development acceptable in planning terms;**
- **directly related to the development; and**
- **fairly and reasonably related in scale and kind to the development**

**Full wording for the proposed Section 106 obligations can be supplied at a later date if planning permission is granted.**

**Also to ensure that the development secures charging facilities for electric vehicles in accordance with the NPPF the following planning condition is required:**

- **Condition: Before the development hereby permitted is occupied full details of the electric vehicle charging points to be installed in the development shall have been submitted to the Local Planning Authority and approved in writing.**

***Reason: To ensure that the development makes adequate provision for electric vehicle charging points to encourage the use of electric vehicles in accordance with paragraph 3.4.2 of the Suffolk Guidance for Parking and paragraph 35 of the National Planning Policy Framework.***

***More detailed Travel Plan comments can be provided on request by the applicant if needed.***

If the above comments can be addressed we would be able to recommend approval with appropriate conditions.

Yours sincerely,

**Mr Colin Bird**  
**Development Management Engineer**  
Strategic Development

**From:**Chris Ward  
**Sent:**16 Aug 2017 10:05:42 +0100  
**To:**Sarah Scott  
**Cc:**BMSDC Planning Area Team Green;Sam Harvey  
**Subject:**RE: Planning Consultation Request - DC/17/04052

Dear Sarah,

Thank you for consulting me in regards to the application for 130 dwellings at Land North Of Waldingfield Road in Sudbury. I will be providing a response in regards to the Travel Plan that was submitted as part of the Transport Assessment. However to comply with internal protocol and the overarching principles of Travel Plans and Transport Assessments identified in the 2014 Planning Practice Guidance, this response will form part of the formal SCC Highway response.

If this causes you any issues please let me know as soon as possible.

Kind regards

Chris Ward  
Travel Plan Officer  
Transport Strategy – Development Management  
Strategic Development – Resource Management  
Suffolk County Council  
Endeavour House, 8 Russell Road, Ipswich, IP1 2BX  
Telephone: 01473 264970  
Mobile: 07860 832202  
email : [chris.ward@suffolk.gov.uk](mailto:chris.ward@suffolk.gov.uk)  
web : <https://www.suffolk.gov.uk/planning-waste-and-environment/planning-and-development-advice/travel-plans/>

-----Original Message-----

From: [planninggreen@baberghmidsuffolk.gov.uk](mailto:planninggreen@baberghmidsuffolk.gov.uk) [<mailto:planninggreen@baberghmidsuffolk.gov.uk>]  
Sent: 15 August 2017 15:35  
To: Chris Ward <[Chris.Ward@suffolk.gov.uk](mailto:Chris.Ward@suffolk.gov.uk)>  
Subject: Planning Consultation Request - DC/17/04052

Please find attached planning consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

Emails sent to and from this organisation will be monitored in accordance with the law to ensure compliance with policies and to minimize any security risks. The information contained in this email or any of its attachments may be privileged or confidential and is intended for the exclusive use of the addressee. Any unauthorised use may be unlawful. If you receive this email by mistake, please advise the sender immediately by using the reply facility in your email software. Opinions, conclusions and other information in this email that do not relate to the official business of Babergh District Council and/or Mid Suffolk District Council shall be understood as neither given nor endorsed by Babergh District Council and/or Mid Suffolk District Council.



### Consultation Response Pro forma

<b>1</b>	<b>Application Number</b>	DC/17/04052 Outline application for residential development up to 130 dwellings including access to site.	
<b>2</b>	<b>Date of Response</b>	14/12/2017	
<b>3</b>	<b>Responding Officer</b>	Name:	Julie Abbey-Taylor
		Job Title:	Professional Lead – Housing Enabling
		Responding on behalf of...	Strategic Housing Team
<b>4</b>	<b>Recommendation</b> (please delete those N/A)  Note: This section must be completed before the response is sent. The recommendation should be based on the information submitted with the application.	<p>For a scheme of up to 130 dwellings the affordable housing policy requires 35% of the development to be for affordable housing = 45 dwellings.            Mix detailed on the accompanying consultation response.            75% AH = affordable rented            25% AH = shared ownership</p> <p>Recommend approval if AH is provided at 35%</p>	
<b>5</b>	<b>Discussion</b> Please outline the reasons/rationale behind how you have formed the recommendation. Please refer to any guidance, policy or material considerations that have informed your recommendation.	<p><b>There are currently circa. 920 applicants registered on the Council’s Housing Register, 300 of whom are seeking social housing in Sudbury.</b></p> <p>This application site is adjacent the urban extension site known as Chilton Woods. The affordable housing mix requested for this application is designed to complement the mix proposed for Chilton Woods.</p>	
<b>6</b>	<b>Amendments, Clarification or Additional Information Required</b> (if holding objection)  If concerns are raised, can they be overcome with changes? Please ensure any requests are proportionate	<p>Recommend that the open market mix provides for 10% bungalows or chalet bungalows in order to provide market sale offer for older people who wish to downsize to more manageable homes.</p>	
<b>7</b>	<b>Recommended conditions</b>	<p>Bike storage area and bin store to be included in the planning conditions. These will certainly be a requirement for RP’s. All affordable housing to be transferred to an RP freehold.</p> <p>That the unit types and sizes are included in any S106 agreement.</p>	

Please note that this form can be submitted electronically on the Councils website. Comments submitted on the website will not be acknowledged but you can check whether they have been received by reviewing comments on the website under the application reference number. Please note that the completed form will be posted on the Councils website and available to view by the public.

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**BABERGH DISTRICT COUNCIL**

**MEMORANDUM**

TO: Sarah Scott – Development Management Planning Officer

From: Julie Abbey-Taylor, Professional Lead – Housing Enabling

Date: 15<sup>th</sup> December 2017

SUBJECT: Affordable & Open market Housing mix comments

Proposal: **Outline application for up to 130 dwellings on land north of Waldingfield Road, Sudbury**

Application Reference: DC/17/04052

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**Key Points**

**1. Background Information**

A development proposal for 130 residential dwellings (mixture of affordable and open market homes), means of access to the site, parking and associated works, with all other matters reserved.
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The outline application determined that the affordable housing to be provided on this site, equating to 45 dwellings to be policy compliant.
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**2. Housing Need Information:**

- 2.1 The Ipswich Housing Market Area, Strategic Housing Market Assessment (SMHA) document, updated in 2017, confirms a continuing need for housing across all tenures and a growing need for affordable housing.
- 2.2 The 2017 SHMA indicates that in Babergh there is a need for 73 new affordable homes per annum. **Ref1**
- 2.3 Furthermore, by bedroom numbers the affordable housing mix should equate to:

<b>Ref2</b>	
<b>Estimated proportionate demand for affordable new housing stock by bedroom number</b>	
<b>Bed Nos</b>	<b>% of total new affordable stock</b>
1	46%
2	36%

3	16%
4+	2%

2.4 This compares to the estimated proportionate demand for new housing stock by bedroom size across all tenures.

Ref3 Estimated proportionate demand for all tenure new housing stock by bedroom number	
Bed Nos	% of total new stock
1	18%
2	29%
3	46%
4+	6%

2.5 The Council's 2014 Suffolk Housing Needs Survey shows that there is high demand for smaller homes, across all tenures, both for younger people, who may be newly forming households, and also for older people who are already in the property-owning market and require different, appropriate housing, enabling them to downsize. Affordability issues are the key drivers for this increased demand for smaller homes.

2.6 The Council's Choice Based Lettings system currently has circa.920 applicants registered for affordable housing in Babergh at July 2017.

2.7 The Council's Choice Based Lettings system currently has **in the region of 300** applicants registered for affordable housing, who are seeking accommodation in Sudbury September 2017, a third of whom are aged over 55. This site is a S106 planning obligation site so the affordable housing provided will be to meet district wide need hence the **920 applicants** registered is the important number.

### 3. Preferred Mix for Open Market homes.

3.1 The open market needs to address the growing demand for smaller homes for sale, both for younger people who may be newly forming households, but also for older people who are already in the property-owning market and require appropriate housing enabling them to downsize.

3.2 With an ageing population, both nationally and locally new homes should, wherever possible, be built to Lifetime-Homes standards and this can include houses, apartments and bungalows.

3.3 There is strong demand for one and two-bedroom flats/apartments and houses. Developers should consider flats/apartments that are well specified with good size rooms to encourage downsizing amongst older people, provided these are in the right location for easy access to facilities. Older people have also expressed their desire for chalet bungalows of one and a half storey. There is also a demand for smaller terraced

and semi-detached houses suitable for all age groups. This application does not provide any indicative layout in terms of type and tenure.

3.4 The Council wishes to encourage the provision of homes built to Lifetime-Homes standards, as this will enable our aging population to remain longer in their homes.

3.5 Broadband and satellite facilities as part of the design for all tenures should be standard to support.

3.6 All new properties need to have high levels of energy efficiency.

#### **4. Preferred mix for Affordable Housing**

4.1 The most recent information from the Babergh's Council's Housing Register shows **300** applicants registered who have a connection to Sudbury.

4.2 **45** of the dwellings on the proposed development should be for affordable housing. These should be provided in the form of:

Affordable rented - 75% of 45 dwellings = 33 units

8 x 1 bed 2-person flats @ 50sqm

4 x 1 bed 2-person houses @ 58sqm

2 x 2 bed 3-person bungalows @ 63sqm

14 x 2 bed 4-person houses @ 79sqm

5 x 3 bed 5-person houses @ 93sqm

Shared ownership – 25% of 45 dwellings = 12 units

8 x 2 bed 4-person houses @ 79sqm

4 x 3 bed 5-person houses @ 93sqm

4.3 This development will need to ensure that the affordable units are “tenure blind” within the overall development.

#### **5. Other requirements for affordable homes:**

- Properties must be built to current Homes and Communities Agency National Housing Standards March 2015.
- The council is granted 100% nomination rights to all the affordable units on initial lets and 75% on subsequent lets.
- The Council will not support a bid for Homes & Communities Agency grant funding on the affordable homes delivered as part of an open market development. Therefore, the affordable units on that part of the site must be delivered grant free.

- The location and phasing of the affordable housing units must be agreed with the Council to ensure they are integrated within the proposed development according to current best practice
- On larger sites, the affordable housing should not be placed in groups of more than 15 units. Looking at the plan this application has adhered to this guidance, but see comment 4.3 in regard to location within the overall development.
- Adequate parking provision is made for the affordable housing units adjacent to the dwellings.
- It is preferred that the affordable units are transferred freehold to one of Babergh's partner Registered Providers.

Julie Abbey-Taylor, Professional Lead – Housing Enabling

DC/17/04052 LAND NORTH OF WALDINGFIELD ROAD SUDBURY

APPROVE

Sudbury Town Council notes the comment by Suffolk County Council regarding the drainage on site.

Sarah Scott  
Planning Department  
Babergh District Council  
Corks Lane  
Hadleigh  
IP7 6SJ

05/09/2017

Dear Sarah,

**RE: DC/17/04052 Outline planning application for residential development of up to 130 dwellings (Use Class C3) including means of access into site (not internal roads), parking and associated works with all other matters reserved. Land north of Waldingfield Road, Sudbury**

Thank you for sending us details of this application. We have read the ecological survey report (EDP, Jul 2017) and we note the conclusions of the consultant. We have the following comments on this proposal:

#### **Protected Species**

##### Hazel Dormouse (*Muscardinus avellanarius*)

The application site is bounded to the west and north by the site for the proposed Chilton Woods development (Babergh DC planning reference B/15/01718). As part of the ecological assessment work for Chilton Woods surveys for hazel dormice were undertaken. These surveys recorded this species on the Chilton Woods site, given the habitat connectivity between the two sites it appears highly likely that they could also be present on the application site. The ecological survey report accompanying this application does not include consideration of the potential impact of the proposed development on this species. Further assessment is therefore required prior to the determination of this application.

##### Great Crested Newts (*Triturus cristatus*)

As identified in the ecological survey report, great crested newts have been recorded in ponds to the east and south of the site. The report states that a translocation exercise will be required to mitigate for the presence of any great crested newts in terrestrial habitat on site. However, no further detail on this proposed mitigation is included within the report and it is unclear where any trapped animals will be relocated to. Any animals should be retained in an area where they can continue to access the existing ponds and terrestrial habitat to the east of the site to ensure that the population is maintained at at least its existing level. Prior to the determination of this application we recommend that further detail on the proposed mitigation measures are provided to ensure that the proposed development will not result in a significant adverse impact on the local great crested newt population.

#### **Chilton Woods Development**

This application site is surrounded on two sides by the proposed Chilton Woods development. Whilst the application acknowledges the potential for connections to the larger adjacent development, we query whether the opportunity exists to provide better green links between the two proposals. For example, a reduction in the number of dwellings in the north-eastern corner of this application site would potentially enable a stronger green corridor to connect to the greenspace proposed as part of Chilton Woods.



**Conclusion**

As currently presented we consider that the application fails to demonstrate that the proposed development will not result in an adverse impact on protected species. We therefore **object** to this application.

If you require any further information, please do not hesitate to contact us.

Yours sincerely

James Meyer  
Senior Conservation Planner

**From:**David Pizzey  
**Sent:**22 Aug 2017 11:09:34 +0100  
**To:**Sarah Scott  
**Cc:**BMSDC Planning Area Team Green  
**Subject:**DC/17/04052 Land North Of Waldingfield Road, Sudbury.,

Hi Sarah

I have no objection in principle to this application as there appears to be little conflict between the development, based upon the Concept Masterplan, and any significant trees/hedges on site. The Tree Survey provides an accurate assessment of the trees and although a small number will be lost these are generally of limited amenity value and/or poor condition; all important trees are scheduled for retention.

If you are minded to recommend approval of the scheme we will require additional information including an Arboricultural Method Statement and Tree Protection Plan in order to help ensure appropriate protection measures. This can be dealt with as part of reserved matters or under condition if required.

Regards

David

David Pizzey FArborA  
Arboricultural Officer  
Hadleigh Office: 01473 826662  
Needham Market office: 01449 724555  
david.pizzey@baberghmidsuffolk.gov.uk  
[www.babergh.gov.uk](http://www.babergh.gov.uk) and [www.midsuffolk.gov.uk](http://www.midsuffolk.gov.uk)  
Babergh and Mid Suffolk District Councils – Working Together

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-----Original Message-----

From: planninggreen@baberghmidsuffolk.gov.uk [<mailto:planninggreen@baberghmidsuffolk.gov.uk>]  
Sent: 15 August 2017 15:35  
To: David Pizzey <David.Pizzey@baberghmidsuffolk.gov.uk>  
Subject: Planning Consultation Request - DC/17/04052

Please find attached planning consultation request letter relating to planning application - DC/17/04052 - Land North Of Waldingfield Road, Sudbury, ,

Kind Regards

Planning Support Team

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