

Case Officer: Bob Neville

Recommendation: No objections

Applicant: Earthline Ltd

Proposal: Details Pursuant to Condition 4 (Mineral Working - Buffer Zone)) of Planning Permission 19/00407/CM - OCC Ref: MW.0020/19 - MW.0128/20

Expiry Date: 1 February 2021

Extension of Time:

1. APPLICATION SITE AND DESCRIPTION OF APPROVED DEVELOPMENT

- 1.1. The application relates to an existing quarrying site to the west of the village of Wroxton accessed of the Stratford Road (A422).
- 1.2. Conditional planning permission was granted 21 November 2019 under application 19/00407/CM for: Section 73 application to vary condition 99 of planning permission ref 12/01365/CM (MW.0113/12); to relocate the ephemeral pond at Alkerton Quarry (OCC ref MW.0020/19).

2. CONDITION PROPOSED TO BE DISCHARGED

- 2.1. Condition 4 of 19/00407/CM:

(a) No mineral working or activity associated with mineral working shall take place within 350 metres of any dwelling in any phases, as approved under condition 61, that affects Balscote or Wroxton, except in accordance with a scheme to be approved by the Mineral Planning Authority that proves that no adverse environmental effects with respect to noise and dust will be experienced by people living in these dwellings. The Mineral Planning Authority will expect the scheme to be supported by an environmental assessment using facts and figures collected both on site and in the villages over a suitable period of time.

(b) In any event no working shall take place within 200 metres of any dwelling in Balscote or Wroxton.

Reason: To prevent working taking place close to villages or residential properties to the detriment of the amenity of residents or the countryside and to ensure that the operators are aware of the need to establish that the residents will not suffer from environmental problems if quarrying within the 350 and 200 metres zone is to be allowed. (OMWCS C5)

- 2.2. Noise Technical Briefing Note prepared by WBM Consultants dated 14/12/2020, Dust and Air Quality Technical Note by DustScan AQ dated December 2020 and drawing numbered: ELWROX2012-2C have been submitted in support of the application.

3. RESPONSE TO CONSULTATION

- 3.1. ENVIRONMENTAL PROTECTION OFFICER: No objection to the discharge of the conditions.

3.2. Whilst not directly consulted by CDC, Wroxton and Balscote Parish Council have advised that they raise no objection to the application.

4. APPRAISAL

4.1. Condition 4 requires that it is demonstrated that no adverse environmental effects with respect to noise and dust will be experienced by people living within Balscote or Wroxton within 350m of the proposed working areas.

4.2. The Council's EPO has assessed the submitted information and is satisfied that, in respect of noise, the noise report is accurate and follows current guidance and that he has no objections as long as the proposed mitigation in the report is in place prior to the works commencing. And further, in respect of Air Quality and Dust, the report provided is acceptable and the condition can be discharged as long as the recommended mitigation is followed.

5. RECOMMENDATION

That Oxfordshire County Council is advised that Cherwell District Council has no objection to the discharge of condition 4 of 19/00407/CM, subject to the development being carried out in accordance with the mitigation measures set out in the Noise Technical Briefing Note prepared by WBM Consultants dated 14/12/2020, Dust and Air Quality Technical Note by DustScan AQ dated December 2020 submitted with the application.

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DATE: 22/01/2021

Checked By: Nathanael Stock

DATE: 22.01.2021
