

APPENDIX C: LOCAL WILDLIFE SITES AND ANCIENT WOODLAND

Appendix C: Local Wildlife Sites and Ancient Woodland

ID	Rep ID	Name. Organisation	Legally compliant	Duty to Co-operate	Sound	Positively prepared	Justified	Effective	Consistent with national policy	Hearing/ written rep	Supporting docs	Summary of representation	Proposed change to Local Plan	Council response	Contact details
Representations from Technical Stakeholders															
714889	LPPuD67	Essex Wildlife Trust – Dr. Annie Gordon,	Y	Y	N			X		W	N	[Summaries prepared by Council Officers but the full original representations will be available to the Inspector and for public view] We wish to draw your attention to an error (omission) in the Local Wildlife Sites list published here. Site no. Te121 Walton Mere is missing from this list. This site is one of the most important local sites in the Tendring district and its current condition fulfils all the criteria justifying its designation. In addition, Walton Mere provides supporting habitat for the adjacent Hamford Water SSSI/SPA/Ramsar. European case law (the Portsmouth Stadium case) has established that supporting habitat required by the interest features of an SPA receives the same level of protection as the SPA habitat itself.	The Local Wildlife Sites list requires an amendment to include Te121 Walton Mere.	The Council deems this change to be appropriate.	Details only available to the local authority and the Inspector's Programme Officer.
Representations from Businesses, Landowners and Developers															
1021851	LPPuD283	Ray Chapman Associates (c/o Richard Clews - Strutt and Parker)	W/H	W/H	N	X	X	X	X	H	N	Within Appendix C of the DLP, the correct name for Te92 is 'White Lodge Meadow' and not 'Burcart's Meadow' as stated. We expect this name has become common usage due to the car boot sale. The 2008 Tendring Local Wildlife Site Review by EECOS confirmed that the site was important for its population of Corky-Fruited Water Dropwort and Adders Tongue Fern. The Use of the site for car boot sales has increased. The use is not restricted by planning controls and can be undertaken 7 days a week. A botanical assessments carried out by JBA in 2015 confirmed that the Corky-Fruited Water Dropwort was not thriving and the Adders Tongue Fern was not present during the assessment. The Council are fully aware of the conditions of the site and the impact on the LoWS of the current use. By failing to identify a method of providing net gains to biodiversity of the site, the Council are inconsistent with National Policy in relation to paragraph 109 of the Framework. On the basis of the detailed botanical assessment submitted to the LPA, and its own evidence, the site will not be considered to be of County Wide significance unless the existing Flora can be preserved and its conditions improved. Before the dropwort is lost completely from the site, part of the site should be allocated for development, with part retained for open space and enhancement of the condition for the important flora so it can be protected over the Plan period to 2033. This would deliver the objectives of PPL4 and PPL6 of the DLP. Without investment to allow for the enhancement of the site, the Plan in its current form may cause, or at least allow, the complete loss of the Dropwort and the Adders Tongue Fern from this LOWS.	No specific changes to Appendix C suggested.	This comments arises from a planning application proposal affecting land south of Centenary Way affecting the Local Wildlife Site. The proposal for up to 175 homes was refused planning permission and eventually dismissed on appeal. The development proposed mitigation to offset any loss of the valuable plant species – measures that were accepted by the Council if the development had been allowed to proceed. The change to the name from Burcart's Meadow to White Lodge Meadow is accepted and a modification is suggested.	Details only available to the local authority and the Inspector's Programme Officer.
Representations from Community Representatives															
1007323	LPPuD201	Mistley Parish Council	Y	Y	N		X			H	N	Query about the omission of the greensward and foreshore along The Walls as an important wildlife site in Mistley from Table C.1 Local Wildlife Sites on pages 281 to 282.	Designate the Walls at Mistley as an important wildlife site.	It is not clear what site is specifically referred to. From the information the Council holds, it does not appear that this site was a County Wildlife Site or a Local Wildlife Site as assessed in the Council's 2008 Wildlife Site Review. The Stour Estuary is however recognised as a site of international importance (SPA, SAC and Ramsar).	Details only available to the local authority and the Inspector's Programme Officer.
1007327	LPPuD207	Wrabness Parish Council	Y	Y	N					H	N	Local Wildlife Site: We strongly recommend the designation of the Wrabness Station Yard as a local wildlife site is reviewed – the station commuter car park has been extended into the former Station Yard and the adjacent fenced area is in regular use as an operational yard for track and network maintenance. Despite these operational changes by Network Rail Wrabness Siding, Wrabness is still listed in Section C Page 285 as a local wildlife site.	Reconsider the designation of Wrabness Station Yard as a Local Wildlife Site.	Given the change in the use of the site, it is agreed that the LoWS designation is no longer valid.	Details only available to the local authority and the Inspector's Programme Officer.

Representations from Members of the Public

1007034	LPPuD116	Mr Kevin Marsden	N	Y	N	X		X	X	H	N	It is vital that the Local Plan pays due regard to all designated Wildlife Sites within the district and to some extent those on our fringes. We also need to be assured that larger scale, garden village, type developments are strictly held to the principals of off-setting any conservation deficit. The Brook Farm Country Park initiative is an example of the way forward for conservation and recreational use. Care must be taken to ensure that lost habitats are not, if at all possible, recreated in areas outside our district. It is important that developers do not use existing open spaces/conservation habits as part of their plans. It is also important that development application pay due regard to the principals of wildlife corridors and their importance to migrating wildlife. The EWT's Living Landscapes Initiative should be consulted. Fordham Forest is an example of how it is possible to link-up areas of countryside and habitats.	No specific changes to Appendix C suggested.	Comments are noted. The ecological impacts of the garden communities were discussed at the examination into Section 1 of the Local Plan.	Details only available to the local authority and the Inspector's Programme Officer.
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Suggested modification: Correct Table C.1 by replacing the name 'Burcart's Meadow' (Te92) with 'White Lodge Meadow:

Te91	Dengewell Wood, Wix	4.2	TM 166276
Te92	Burcart's Meadow , <u>White Lodge Meadow</u> , Clacton	4.3	TM 167180
Te93	Lower Botany Farm, Weeley	4.4	TM 167208

Suggested modification: Delete Wrabness Siding, Wrabness from Table C.1 as advised by Wrabness Parish Council:

Te100	Burrsville Park, Clacton	10.6	TM 180170
Te101	Wrabness Siding, Wrabness	0.2	TM 180315
Te102	West Grove, Wrabness	2.1	TM 180315

Suggested modification: Correct Table C.1 by inserting Walton Mere (Te121) as a Local Wildlife Site (LoWS), as suggested by the Essex Wildlife Trust:

Te120	Station Lane Grassland, Harwich	4.3	TM 250317
<u>Te121</u>	<u>Walton Mere</u>	<u>27.3 ha</u>	<u>TM 252224</u>
Te122	Barnes Spinney, Walton	1.3	TM 257226