

Submission of Statement to Extraordinary Council Meeting 15 Nov 18

From and On Behalf of the Waterside Area Residents' Association

Introduction

- My name is James Mitchell. I am a retired Royal Air Force Officer and Chartered Engineer. I live with my wife in Waterside Road in Broadsands which is an area included within the Brixham Peninsular Neighbourhood Plan - or the BPNP.
- I wish to address the Committee on one of the BPNP Allocated Housing sites - referred to in the Draft Plan as BH3-I10 Waterside Quarry.

Discussion

- I speak on behalf of myself and a number of neighbours who have tried unsuccessfully for the past couple of years to challenge and remove this development proposal from the BPNP.
- We have felt sufficiently agitated by this proposal and our frustrated dealings with the Forum that we have formed an Informal 'Waterside Area Residents Association' with the aim of "Protecting and Preserving the Waterside Area and Wildlife". Something that we naively thought the Neighbourhood Plan was meant to help achieve.
- If the Neighbourhood Plan is meant to represent the wishes of the Neighbourhood then we are the neighbours potentially most affected by the BH3-I10 Waterside Quarry proposal and this proposal is against our wishes.
- If the Neighbourhood Plan is meant to protect the green and the wildlife then the BH3-I10 Waterside Quarry proposal fundamentally fails to achieve that.
- We welcome and publically support the fact that both the Independent Examiner and the Torbay Council LPA have reached similar conclusions and recommendations that the BH3-I10 Waterside Quarry proposal should be deleted from the Plan - and **only then** should the Plan be allowed to go to Referendum.

Conclusion

- We invite the Committee to specifically note that the Independent Examiner said on page 35 of her report that: "The issues surrounding this allocation are multiple and complex. Some are relevant to the neighbourhood plan process and examination and others are not."
- We also invite the Committee to specifically note Torbay Council LPA's statement that: "The Plan would not be lawful if these conditions are not met and the retention of the site could bring proceedings for judicial review which could then compromise the Plan as a whole."
- We encourage the Committee to agree the conclusions and recommendations of both the Independent Examiner and the Torbay Council LPA Officers to delete the BH3-I10 Waterside Quarry proposal from the Plan - and **only then** allow the Plan to go to Referendum.