

Oliver Hoban

From: Carpenter, Rachel
Sent: 16 February 2024 16:49
To: Development Control
Subject: 465798 Natural England Response to 4/24/2037/0F1 - Commercial Storage, To Make A Storage Yard To Store Aggregates And Building Equipment at Stoup Dub Cottage, Haws Lane, Haverigg.

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Dear Christie,

Thank you for consulting Natural England on this application. Proposal 4/24/2037/0F1 is in close proximity to Morecambe Bay Special Area of Conservation (SAC), Morecambe Bay and Duddon Estuary Special Protection Areas (SPA), Duddon Estuary Site of Special Scientific Interest (SSSI) and Duddon Estuary Ramsar. Natural England have reviewed the relevant documents and provide the following advice:

HRA

Stoup Dub Cut watercourse runs directly adjacent development site, which hydrologically links the site to Morecambe Bay SAC, SPA and Duddon Estuary SSSI. Therefore, a Habitats Regulations Assessment (HRA) will need to be undertaken to assess if there will be any discharges into Stoup Dub Cut and the potential pollution impacts on the SAC, SPA, SSSI and Ramsar from the development. This should include both construction and operational stages of the proposal.

CEMP

Natural England advice that a Construction Environmental Management Plan (CEMP) will need to be secured through Condition to detail the pollution prevention measures that will be implemented during the works. Appropriate pollution prevention guideline measures should include materials and machinery storage, biosecurity, and the control and management of noise, fugitive dust, surface water runoff and waste to protect any surface water drains, Stoup Dub Cut, and the SAC from sediment, and pollutants such as fuel and cement. There must be a 10m buffer strip to Stoup Dub Cut watercourse to prevent any sediment and pollution in surface water run-off from reaching the SAC. All materials and equipment must be stored outside the buffer strip, and there should be a designated concrete mixing / refuelling site outside the buffer strip, with spill kits on site and drip trays used for refuelling. The developer should produce a management plan on how they propose to manage surface water run-off in conditions of heavy rainfall to prevent the pollution of the SAC.

SPA Birds

Special Protection Areas (SPAs) are classified for rare and vulnerable birds, and for regularly occurring migratory species. The birds for which SPAs are designated may also rely on areas outside of the SPA boundary. These supporting habitats may be used by SPA populations or some individuals of the population for some or all of the time. These supporting habitats can play an essential role in maintaining SPA bird populations, and proposals affecting them may therefore have the potential to affect the SPA. It should be noted that some of the potential impacts that may arise from the proposal relate SPA interest features due to the site's proximity to the SPA. It is advised that the potential impacts to SPA birds needs to be considered in the HRA.

Yours sincerely,

Rachel Carpenter
Sustainable Development Lead Advisor
Cumbria Area Team, Natural England



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