



NORTH DEVON COUNCIL

REPORT TO: STRATEGY & RESOURCES COMMITTEE

Date: 1st March 2021

TOPIC: BATSWORTHY CROSS WINDFARM

REPORT BY: ANDY COLE

SERVICE LEAD - ENVIRONMENTAL PROTECTION

1. INTRODUCTION

1.1 This paper seeks to update the Strategy and Resources Committee on the current status of the Council's regulation of the noise related planning conditions associated with Batsworthy Cross Windfarm.

This is a follow up report to a paper which was considered by this Committee on the 1st February 2021.

2. RECOMMENDATIONS

2.1 It is RECOMMENDED that the Strategy and Resources Committee notes the current position.

3. REASONS FOR RECOMMENDATIONS

3.1 To provide the Committee with confidence that the process of regulating Batsworthy Cross Windfarm is transparent and happening as efficiently as possible.

4. REPORT

4.1 Noise compliance monitoring at six locations close to Batsworthy Cross Windfarm has confirmed compliance with the noise related planning conditions at five of these six locations.

4.2 Exceedance of the noise limits in the sixth location has previously been confirmed.

4.3 The Council has previously advised the operator of this situation.

4.4 On Wednesday 16th September 2020, the Council re-issued a request to the Operator – asking them to provide details of a proposed further mitigation strategy for properties in the vicinity of Birchwood House - within 30 days.

- 4.5 A response from the Operator was received on 8th October 2020 – confirming details of an associated mitigation strategy.
- 4.6 Additional information was subsequently requested from the Operator, to enable a further assessment of this strategy - with further clarifications and data being received during January 2021.
- 4.7 Officers' are currently in the process of reviewing the complete response – and will provide Members with details of any further progress at Committee on 1st March 2021 (as agreed at Committee on 1st February 2021).

5. RESOURCE IMPLICATIONS

- 5.1 This development will necessitate further investment in the regulation of this consent which cannot be quantified at this time.

6. CONSTITUTIONAL CONTEXT

Article or Appendix and paragraph	Referred or delegated power?
Part 3	Delegated
Annexe 1	

7. STATEMENT OF CONFIDENTIALITY

This report contains no confidential information or exempt information under the provisions of Schedule 12A of the 1972 Local Government Act.

8. BACKGROUND PAPERS

- 8.1 The following background papers were used in the preparation of this report:

Batsworthy Cross Windfarm. Report to Strategy & Resources Committee 1st February 2021.

Batsworthy Cross Windfarm. Report to Strategy & Resources Committee 6th January 2020.

Batsworthy Cross Windfarm. Report to Strategy & Resources Committee 5th October 2020.

Batsworthy Cross Windfarm. Report to Strategy & Resources Committee 2nd November 2020.

The background papers are available for inspection and kept by the author of the report.

9. STATEMENT OF INTERNAL ADVICE

9.1 The author (below) confirms that advice has been taken from all appropriate Councillors and Officers.

Author: Andy Cole; Service Lead Environmental Protection
Date: 10th February 2021
Reference: Strategy & Resources Committee 1st March 2021 Batsworthy
Cross Windfarm