



## **Huntington Neighbourhood Plan**

### **Final Decision Statement published pursuant to Section 38A (9) and (10) Planning and Compulsory Purchase Act 2004 (as amended) and Regulations 19 and 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)**

#### **1. Summary**

Following a positive referendum result on the 10<sup>th</sup> June 2021, City of York Council is publicising its decision made on 20<sup>th</sup> July 2021 by the Executive to 'make' the Huntington Neighbourhood Plan part of the City of York Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

#### **2. Background**

Huntington Parish Council, as the qualifying body, successfully applied for the Parish of Huntington to be designated as the Huntington Neighbourhood Area under the Neighbourhood Planning (General) Regulations (2012). Following the submission of the Huntington Neighbourhood Plan to the Council, the plan was publicised and comments were invited from the public and stakeholders. The consultation period closed on 18<sup>th</sup> November 2019.

#### **3. Decision and Reasoning**

City of York Council appointed an independent Examiner; Mr Andrew Ashcroft BA (Hons) MA, DMS, MRTPI, to review whether the plan met the basic conditions required by legislation and whether the plan should proceed to referendum.

The Examiner's Report concluded that subject to a series of recommended modifications, the Huntington Neighbourhood Plan met the necessary basic conditions (as set out in Schedule 4b (8) of the Town and Country Planning Act 1990, as amended by the Localism Act 2011) and subject to these modifications being made it should proceed to referendum.

At Local Plan Working Group on 16<sup>th</sup> March 2021 and Executive on 18<sup>th</sup> March 2021, Members accepted the Examiner's recommendations (excluding the ones in relation to Green Belt) and the additional modifications recommended by officers in relation to the Green Belt Policy and associated supporting text (in line with the Neighbourhood Plan Regulation 17A(2) Consultation) and agreed that the Huntington Neighbourhood Plan as so modified should proceed to referendum.

A referendum on the modified plan was held on Thursday 10<sup>th</sup> June 2021 and 86.8% of those who voted were in favour of the plan. Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 as amended requires that the Council must 'make' the Neighbourhood Plan if more than half of those voting have voted in favour of the plan. City of York Council is not subject to this duty if the making of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).

The referendum held on 10<sup>th</sup> June 2021 met the requirements of the Localism Act 2011; it was held in the Huntington Neighbourhood Area and posed the question:

**Do you want City of York Council to use the Neighbourhood Plan for Huntington to help it decide planning applications in the neighbourhood area?**

The count took place on the 10<sup>th</sup> June 2021 and greater than 50% of those who voted were in favour of the plan being used to help decide planning applications in the plan area.

The results of the referendum were:

<b>Response</b>	<b>Votes recorded (percentage)</b>
Yes	86.8%
No	13.2%
Turnout	17.1%

The Council considers that the Huntington Neighbourhood Plan meets the basic conditions (set out in paragraph 8(2) of Schedule 4B of the Town and Country Planning Act 1990 as amended), its promotion process was compliant with legal and procedural requirements and it does not breach the legislation (set out in Section 38A(6) of the Planning and Compulsory Purchase Act 2004).

#### **4. Inspection of Decision Statement and made Neighbourhood Plan**

This decision statement can be viewed on the City of York Council website [Huntington Neighbourhood Plan – City of York Council](#)

The decision statement can also be viewed on the Huntington Parish Council Neighbourhood Plan website [Huntington Parish Council \(North Yorkshire\) - Neighbourhood Plan](#)

In accordance with Regulation 20 of the Regulations, the made Huntington Neighbourhood Plan can be viewed on the Council's website [Huntington Neighbourhood Plan – City of York Council](#)

The Neighbourhood Plan can also be viewed on the Huntington Neighbourhood Plan website: [Huntington Parish Council \(North Yorkshire\) - Neighbourhood Plan](#)

A copy of this decision statement is being sent to:-

- The qualifying body, namely Huntington Parish Council; and
- To any person who asked to be notified of the decision.

Paper copies of this statement and the made Neighbourhood Plan can also be viewed at:

#### York Libraries

If open at the time of the Neighbourhood Plan Adoption (post 20<sup>th</sup> July 2021) five hard copies are available in both York Explore Library and Huntington Library. These copies will be subject to a 72 hour quarantine period after use to be in line with covid protocols.

The Neighbourhood Plan Adopted Version and this Decision Statement will also be available to view online via computer access at Explore Libraries, if open at Adoption (post 20<sup>th</sup> July 2021). Computer access will be in line with the library opening hours and the protocols in place for Covid 19, such as booking computer access by appointment only. For further information on computer access, please see: <https://www.exploreyork.org.uk/libraries/>

Current opening times are as follows:

**York Explore Library, Library Square, York, YO1 7DS**

(Monday 9am-8pm, Tuesday 9am-8pm, Wednesday 9am-8pm, Thursday 9am-8pm, Friday 10am-6pm, Saturday 9am-5pm, Sunday 11am-4pm)

**Huntington Library, Garth Road, Huntington, York, YO32 9QJ**

(Monday: 9.30am – 12 noon and 2pm – 5pm, Tuesday: 9.30am – 12 noon and 2pm – 5pm, Wednesday: Closed, Thursday: 9.30am – 12 noon and 2pm – 5pm, Friday: 9.30am – 12 noon and 2pm – 5pm, Saturday: 9.30am – 12.30pm)

City of York Council Offices, West Office's Station Rise, York, YO1 6GA

Hard copies of the Neighbourhood Plan Adopted Version and this Decision Statement will be made available, after adoption (post 20<sup>th</sup> July), at West Offices, if open and will be available to view by appointment only. Should you wish to arrange an appointment, you should contact the Forward Planning team directly on (01904 552255). Access to the documents will be in line the protocols in place for Covid 19, such as quarantine of documents after use.

If public buildings are not open after adoption (post 20<sup>th</sup> July 2021) or you do not have internet access, you should telephone 01904 552255 to discuss and/or arrange a viewing, including where appropriate access to hard copies subject to prevailing Covid 19 measures and public health advice. Officers will only seek to provide hard copies on request for those who have no other means of access.

For further information please contact the Neighbourhood Planning team on [neighbourhoodplanning@york.gov.uk](mailto:neighbourhoodplanning@york.gov.uk) or 01904 552255.

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20<sup>th</sup> July 2021