



COUNCIL SUMMONS

THURSDAY, 28 JANUARY 2021

GWYS Y CYNGOR

DYDD IAU, 28 IONAWR 2021,

SUPPLEMENTAL PAPERS

Item	Description and Page Number(s)
9	Motion 1 and Amendments (pages 3 – 16)
10	Motion 2 and Amendments (pages 17 – 23)

Davina Fiore
Director of Governance & Legal Services

County Hall
Cardiff
CF10 4UW

Friday, 22 January 2021

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NOTICE OF MOTION

MOTION 1

PROPOSED BY: COUNCILLOR IONA GORDON

SECONDED BY: COUNCILLOR JANE HENSHAW

AMMENDMENT 1 TO MOTION 1

PROPOSED BY: COUNCILLOR PARKHILL

SECONDED BY: COUNCILLOR MIA REES

AMMENDMENT 2 TO MOTION 1

PROPOSED BY: COUNCILLOR RODNEY BERMAN

SECONDED BY: COUNCILLOR ASHLEY WOOD

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COUNCIL

28 JANUARY 2021

Motion 1

Proposed by Councillor Iona Gordon:

Seconded by Councillor Jane Henshaw:

Let's make Cardiff Greener, Healthier and Wilder!

The aim of this motion is to enhance the Council's One Planet Strategy in terms of combatting climate change and increasing bio-diversity in Cardiff.

Actions would build on the work Cardiff Council already does to preserve its parks and open spaces.

Working in partnership with grassroots community groups, Friends groups and environmental organisations, the Council will enable social and climate justice delivery above and beyond the vital services the Council provides.

The Council's relationships with grass roots community groups are well established and the Parks Service works in partnership with about fifty partner organisations, who over time have, and continue to, influence, policy, strategy and operational matters.

Specifically a strategic partnership with the RSPB is well established and three major projects involving both parties exist, these being;

- **Giving Nature a Home in Cardiff project**, which commenced in 2016 project, also in partnership with Buglife Cymru and funded through the National Lottery Community Fund, which seeks to engage local communities and children in Cardiff with nature, including supporting the development of pollinator friendly habitats.
- **Living Levels Landscape Partnership Project**, which commenced in 2018, a National Lottery Heritage Funded Partnership Scheme, which aims to reconnect people with the Gwent Levels Landscape.
- **Flat Holm Island - A Walk Through Time** project whereby in 2018, the Council was awarded a National Lottery Heritage Fund development grant of £150k towards the first stage of a £1.3million major heritage and conservation project, in partnership with the RSPB and Flat Holm Society.

This Council notes:

1. Our declaration of a Climate Emergency in 2019
2. The response to the Bio-diversity task and finish group of the Council's Environment Scrutiny Committee
3. That the Council is developing an ambitious and major programme that seeks to increase tree canopy across the city from 19% to 25% by 2030. A number of external funding bids, which have the potential to attract significant investment, are under consideration by funding bodies. The scope and scale of the plans that we have in place will be greater than any other Core City.
4. The impressive sustainability proposals around energy, housing and transport that the Council has developed.
5. The pressures on a fast-growing city to provide land for uses such as; housing, education, and jobs.
6. That the council has agreed to consult on replacing our Local Development Plan, which would give an opportunity to strengthen environmental protections.
7. And commends the excellent job done by residents, volunteers, and stakeholder groups to plant trees and enhance local nature and bio-diversity. The staff across the Parks Service and Neighbourhood Services facilitate and support the work of the voluntary efforts and this has to be resourced / managed.

Therefore this council proposes:

1. To publish a plan for the mass planting of trees in the city. So that local groups, Cardiff schools and schoolchildren have opportunities to plant within the public realm.
2. To establish a new Public Tree Nursery at Forest Farm. The Council benefits from a team of qualified and experienced Arboricultural Officers and Arborists who will provide advice and guidance to residents and community groups. The nursery will focus on propagating stock of local provenance.
3. To Identify land that can be used with local communities for community gardens, pocket parks, growing spaces, and meeting places and work with

these groups to foster healthy lifestyles and increase local bio-diversity, especially in more urban areas of the city.

4. To protect and enhance nature and public access for walking and cycling, along our riverbanks and around the edge of Cardiff Bay.
5. To support the National Park City movement in Cardiff ensuring the full-weight of the council's resources supports this people-led movement.
6. We ask that these proposals are considered by Cabinet.

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COUNCIL

28 JANUARY 2021

AMENDMENT 1 TO MOTION 1

Proposed by: Councillor Thomas Parkhill

Seconded by: Councillor Mia Rees

We would like to amend as follows. Change -

“6. We ask that these proposals are considered by Cabinet” to –

“6. We ask that where there is a financial impact to the Council, Cabinet considers the proposal within three months and where there is no financial impact, the proposals are implemented by the Cabinet without delay.”

The substantive motion, as amended, would read:

Let's make Cardiff Greener, Healthier and Wilder!

The aim of this motion is to enhance the Council's One Planet Strategy in terms of combatting climate change and increasing bio-diversity in Cardiff.

Actions would build on the work Cardiff Council already does to preserve its parks and open spaces.

Working in partnership with grassroots community groups, Friends groups and environmental organisations, the Council will enable social and climate justice delivery above and beyond the vital services the Council provides.

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4. The impressive sustainability proposals around energy, housing and transport that the Council has developed.
5. The pressures on a fast-growing city to provide land for uses such as; housing, education, and jobs.
6. That the council has agreed to consult on replacing our Local Development Plan, which would give an opportunity to strengthen environmental protections.
7. And commends the excellent job done by residents, volunteers, and stakeholder groups to plant trees and enhance local nature and bio-diversity. The staff across the Parks Service and Neighbourhood Services facilitate and support the work of the voluntary efforts and this has to be resourced / managed.

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3. To Identify land that can be used with local communities for community gardens, pocket parks, growing spaces, and meeting places and work with these groups to foster healthy lifestyles and increase local bio-diversity, especially in more urban areas of the city.
4. To protect and enhance nature and public access for walking and cycling, along our riverbanks and around the edge of Cardiff Bay.
5. To support the National Park City movement in Cardiff ensuring the full-weight of the council's resources supports this people-led movement.
6. We ask that where there is a financial impact to the Council, Cabinet considers the proposal within three months and where there is no financial impact, the proposals are implemented by the Cabinet without delay.

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COUNCIL

28 JANUARY 2021

AMENDMENT 2 TO MOTION 1

Proposed by: Councillor Rodney Berman

Seconded by: Councillor Ashley Wood

In section headed “Therefore this council proposes:” insert the following additional bullet points prior to existing bullet point 6, and renumber accordingly:

6. In line with the aim of a creating a greener Cardiff, to reject the planned disposal of public open space in an area of the city recognised as deficient in open space to facilitate the development of a museum of military medicine.
7. In addition to planting new trees, to also develop a plan for greater retention of existing tree cover in the city – including by establishing criteria which would give greater protection against the disposal for development of council owned land with existing woodland or substantial mature tree cover.

The substantive motion, as amended, would read:

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The aim of this motion is to enhance the Council’s One Planet Strategy in terms of combatting climate change and increasing bio-diversity in Cardiff.

Actions would build on the work Cardiff Council already does to preserve its parks and open spaces.

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Cardiff with nature, including supporting the development of pollinator friendly habitats.

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This Council notes:

1. Our declaration of a Climate Emergency in 2019
2. The response to the Bio-diversity task and finish group of the Council's Environment Scrutiny Committee
3. That the Council is developing an ambitious and major programme that seeks to increase tree canopy across the city from 19% to 25% by 2030. A number of external funding bids, which have the potential to attract significant investment, are under consideration by funding bodies. The scope and scale of the plans that we have in place will be greater than any other Core City.
4. The impressive sustainability proposals around energy, housing and transport that the Council has developed.
5. The pressures on a fast-growing city to provide land for uses such as; housing, education, and jobs.
6. That the council has agreed to consult on replacing our Local Development Plan, which would give an opportunity to strengthen environmental protections.
7. And commends the excellent job done by residents, volunteers, and stakeholder groups to plant trees and enhance local nature and bio-diversity. The staff across the Parks Service and Neighbourhood Services facilitate and support the work of the voluntary efforts and this has to be resourced / managed.

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3. To Identify land that can be used with local communities for community gardens, pocket parks, growing spaces, and meeting places and work with these groups to foster healthy lifestyles and increase local bio-diversity, especially in more urban areas of the city.

4. To protect and enhance nature and public access for walking and cycling, along our riverbanks and around the edge of Cardiff Bay.
5. To support the National Park City movement in Cardiff ensuring the full-weight of the council's resources supports this people-led movement.
6. In line with the aim of a creating a greener Cardiff, to reject the planned disposal of public open space in an area of the city recognised as deficient in open space to facilitate the development of a museum of military medicine.
7. In addition to planting new trees, to also develop a plan for greater retention of existing tree cover in the city – including by establishing criteria which would give greater protection against the disposal for development of council owned land with existing woodland or substantial mature tree cover.
8. We ask that these proposals are considered by Cabinet.

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NOTICE OF MOTION

MOTION 1

PROPOSED BY: COUNCILLOR SEAN DRISCOLL

SECONDED BY: COUNCILLOR JOEL WILLIAMS

AMMENDMENT TO MOTION 1

PROPOSED BY: COUNCILLOR CARO WILD

SECONDED BY: COUNCILLOR KEITH JONES

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COUNCIL

28 JANUARY 2021

Motion 2

Proposed by Sean Driscoll:

Seconded by Joel Williams:

This Council notes:

- 1) There are new, large housing developments in Cardiff either recently constructed, under construction or ready to start.
- 2) Many of these have planning a permission with section 106 planning agreements for a range of amenities, possibly including community facilities such as schools, surgeries, halls, shops other community buildings or transportation enhancements.
- 3) The planning obligations on these sites often include a trigger point, or an occupancy deadline, for the commencement or completion of the obligation, such as a school.

This Council also notes that there have been instances when community facilities on new Cardiff developments have not been commenced or completed at the agreed trigger point. This impacts on services available to new residents, increases the pressure on existing services offsite and may slow the formation of social links within the new community. It can also have the possibility of restricting the delivery of public services by this council, as well as impacting on the delivery of the LDP and affecting other existing adjoining communities and infrastructure.

This Council calls on:

- 1) Developers to ensure that they comply with conditions and section 106 obligations within planning permissions for large new developments.
- 2) The Cabinet to bring forward a report outlining how the Council's planning enforcement regime will be strengthened regarding the construction of provisions covered by section 106 obligations, especially community facilities, on new developments. This should include how this will be achieved in the context of both the current Local Development Plan and any replacement plan.

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COUNCIL

28 JANUARY 2021

AMENDMENT 1 TO MOTION 2

Proposed by: Councillor Caro Wild

Seconded by: Councillor Keith Jones

The additions are shown in red italic and the deletions have been stricken through.

This Council notes:

- 1) There are new, large housing developments in Cardiff either recently constructed, under construction or ready to start. *These form part of the city's required Local Development Plan (LDP) to build 40,000 homes in the period 2006-2026. At least 6,500 of these being affordable homes.*
- 2) ~~Many of these have planning a permission with section 106 planning agreements for a range of amenities, possibly including community facilities such as schools, surgeries, halls, shops other community buildings or transportation enhancements.~~
- 2) *The Master-planning principle used in the LDP means that all these sites require significant S106 payments from the developers to pay for a range of amenities, possibly including community facilities such as schools, surgeries, halls, shops other community buildings or transportation enhancements. These agreements are legally binding and already over a quarter of a billion pounds of investment has been secured for the current LDP strategic sites.*
- 3) The planning obligations on these sites often include a trigger point, or an occupancy deadline, for the commencement or completion of the obligation, such as a school.

~~This Council also notes that there have been instances when community facilities on new Cardiff developments have not been commenced or completed at the agreed trigger point. This impacts on services available to new residents, increases the pressure on existing services offsite and may slow the formation of social links within the new community. It can also have the possibility of restricting the delivery of public services by this council, as well as impacting on the delivery of the LDP and affecting other existing adjoining communities and infrastructure.~~

This Council notes that some triggers can be straightforward, others can be more complicated, involving separate consenting processes to secure the best facilities in

the public interest. It recognises that major infrastructure delivery can be complex and is linked to multiple external factors, and requires a number of bodies and service areas to work together in a focused and flexible way.

This council also notes that developers are bound by legally binding agreements with regard their obligations, and that adding an additional layer of enforcement could be counter-productive as flexibility and collaboration is replaced by a more rigid approach.

This Council calls on:

- 1) Developers to ensure that they *continue to* comply with conditions and section 106 obligations within planning permissions for large new developments.
- ~~2) The Cabinet to bring forward a report outlining how the Council's planning enforcement regime will be strengthened regarding the construction of provisions covered by section 106 obligations, especially community facilities, on new developments. This should include how this will be achieved in the context of both the current Local Development Plan and any replacement plan.~~
- 2) *The Cabinet to bring forward a report outlining progress regarding the construction of provisions covered by section 106 obligations, especially community facilities, on new developments. This should include how this will be achieved in the context of both the current Local Development Plan and any replacement plan.*

The substantive motion, as amended would read:

This Council notes:

- 1) There are new, large housing developments in Cardiff either recently constructed, under construction or ready to start. These form part of the city's required Local Development Plan (LDP) to build 40,000 homes in the period 2006-2026. At least 6,500 of these being affordable homes.
- 2) The Master-planning principle used in the LDP means that all these sites require significant S106 payments from the developers to pay for a range of amenities, possibly including community facilities such as schools, surgeries, halls, shops other community buildings or transportation enhancements. These agreements are legally binding and already over a quarter of a billion pounds of investment has been secured for the current LDP strategic sites.
- 3) The planning obligations on these sites often include a trigger point, or an occupancy deadline, for the commencement or completion of the obligation, such as a school.

This Council notes that some triggers can be straightforward, others can be more complicated, involving separate consenting processes to secure the best facilities in the public interest. It recognises that major infrastructure delivery can be complex and is linked to multiple external factors, and requires a number of bodies and service areas to work together in a focused and flexible way.

This council also notes that developers are bound by legally binding agreements with regard their obligations, and that adding an additional layer of enforcement could be

counter-productive as flexibility and collaboration is replaced by a more rigid approach.

This Council calls on:

- 1) Developers to continue to comply with conditions and section 106 obligations within planning permissions for large new developments.
- 2) The Cabinet to bring forward a report outlining progress regarding the construction of provisions covered by section 106 obligations, especially community facilities, on new developments. This should include how this will be achieved in the context of both the current Local Development Plan and any replacement plan.

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