

## *Education*

11.14. Warwickshire County Council (WCC) Education identifies, as part of the planning application process, education impacts when there is currently very limited available capacity across many of the town's primary schools. Further housing development, resulting from population growth, will create additional requirements and as a result additional school places (through the extension of existing schools or provision of new schools) will need to be provided. However, WCC Education has also indicated that over time the impact will also be felt on secondary schools. As a result, consideration will need to be given as to whether it is also appropriate/necessary to seek additional financial contributions towards secondary school places. The Council is continuing to work with WCC Education to ensure that the Infrastructure Delivery Plan will identify the necessary education provision required to support the housing allocation proposed through the Local Plan.

11.15. It is anticipated that capacity will be provided off-site within existing secondary schools in Rugby to meet the need arising from the allocation at Coton Park East (DS3.1 as shown on the Policies Map). However as a safeguard an area of 8.5ha land is being reserved on the Coton Park East allocation site for a combined primary and secondary school. The reserved land will be held for a period of 12-24 months as outlined in Policy DS7.

### *Transport mitigation (including both public transport and cycling and walking facilities)*

11.16. The Council will continue to work closely with WCC Highways and Highways England in developing evidence necessary to identify impacts to the existing highway network and the measures required to mitigate those impacts. This Local Plan is supported by a comprehensive multi modal transport package and the Council has also worked with WCC Highways to ensure necessary public transport, cycling and walking facilities form part of the IDP wherever they can be utilised instead of the private car.

### *Water Supply*

11.17. The Council has undertaken a Water Cycle Study. Its findings are reflected in the IDP and policies.

### *Health*

11.18. Rugby Borough Council has worked closely with NHS Public Health and the Coventry and Rugby Clinical Commissioning Group to identify any gaps in GP or Secondary Health Care provision within the Borough, and the infrastructure required to address these gaps is outlined in the IDP.

#### **Policy D4: Planning Obligations**

Where it is not possible to address the unacceptable impacts of development through planning conditions, a legal agreement or planning obligation may be required in line with the Community Infrastructure Levy (CIL) Regulations 2010 (as amended).

In the first instance infrastructure contributions will be sought on-site. However where this is not possible an off-site (commuted) contribution will be negotiated.

The type, amount and phasing of contributions sought from developers will be necessary to make the development acceptable, directly related, and fairly and reasonably related in scale and kind to the development proposed. The capacity of existing infrastructure and community facilities and the effects of obligations on the financial viability of development may also be relevant considerations.

11.19. Planning Obligations are key to ensuring that the impacts of development are mitigated against where infrastructure needs arise from development. The delivery of the required infrastructure is dependent on partnership working between a variety of public and private sector agencies. Through such partnerships it is intended that the Local Plan will inform the investment strategies of key agencies.

11.20. Planning obligations should only be used where it is not possible to address the unacceptable impacts of development through a planning condition. Planning obligations should only be sought where they meet the tests set out in the NPPF: to ensure that the obligation is necessary to make the development acceptable in planning terms, is directly related to the development, and is fairly and reasonably related in scale and kind to the development, as well as being CIL compliant. Examples of obligations that could be appropriate as mitigation include education, affordable housing, transport, biodiversity, health, and community facilities.

11.21. The Council intends to introduce a 'Community Infrastructure Levy' which would apply a flat rate contribution for infrastructure for larger developments. The timetable for production is contained within the Local Development Scheme. In the meantime contributions will be secured through the use of planning obligations, where compliant with the CIL Regulations, 2010 (as amended).

11.22. It is important to emphasise that a proposal, which is generally unsatisfactory in planning terms, cannot be justified by other benefits that do not satisfactorily address the planning concerns.

#### **Policy D5: Airport Flightpath Safeguarding**

The Council will safeguard the Coventry airport flight paths and the Daventry (Pailton) radio technical site as indicated in Appendix 6, in accordance with the requirements of the civil aviation authority.

11.23. There are no airports in the Borough. However, the approach flight paths to Coventry Airport cross the Borough and the Daventry (Pailton) Radio Technical Site is located near to the M6. The Borough Council will consult Coventry Airport, the Civil Aviation Authority and National Air Traffic Services (NATS) as appropriate in respect of any development proposals that may encroach upon the efficiency and safety of these zones.