

Agenda

Public Protection Committee

Date: Friday, 30 April 2021 at 11:00 am

Venue: Remote meeting via Zoom

Committee members: Councillor Shirley Green (Chairman)

Councillor Gavin Harrison (Vice-Chairman)

Councillors Frank Andrews, Brenda Blackshaw, Alan Clayton, Karen Henshaw JP, Paul Hodgson, Angela Jacques, Michael Sayward, Ray Thomas, Stan

Trudgill.

Please Note: This meeting is being held remotely via Zoom. To access the meeting please click on the link below.

Join Zoom Meeting - https://us02web.zoom.us/j/89237690376?pwd=LzFXSVIPb0ovZjYxbUg0WlowekRmUT09

Meeting ID: 892 3769 0376

Passcode: 713628

	PROCEDURAL ITEMS:	PAGE
1	Declarations of Interest: Declarations of interest, and the responsibility for declaring the same, are matters for elected members. Members are able to obtain advice, in writing, in advance of meetings. This should only be sought via the Council's Monitoring Officer. However, it should be noted that no advice on interests sought less than one working day prior to any meeting will be provided.	1
2	Confirmation of Minutes: To confirm the minutes, as previously circulated, of the meeting held on 24 March 2021 as a correct record.	1
3	Substitute Members: Details of any substitute members notified in accordance with council procedure rule 23(c).	1
	DECISION ITEMS:	
4	Caravan Site Licensing - Laithes Lodge Caravan & Motorhome Site Licence	3-19

Contact: Sharon Wadsworth- Telephone: (01253) 658546 – Email: democracy@fylde.gov.uk

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http://fylde.cmis.uk.com/fylde/DocumentsandInformation/PublicDocumentsandInformation.aspx

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DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	PUBLIC PROTECTION COMMITTEE	30 APRIL 2021	4

CARAVAN SITE LICENSING – LAITHES LODGE CARAVAN SITE & TOURING SITE LICENCE, WHITEHILL ROAD, WESTBY WITH PLUMPTONS

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

An application has been received from the site owner to amend the touring caravan site licence to increase the capacity from 10 touring caravans to 15 touring caravans.

RECOMMENDATION

1. That the Committee considers a request to amend condition 1 of the site licence which currently states –

The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained and in any case shall not exceed 10 (Ten).

to

The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained and in any case shall not exceed 15 (Fifteen).

SUMMARY OF PREVIOUS DECISIONS

22/01/2021 Planning application 20/0828 granted - Full planning permission for the extension of existing internal access road to serve extended site area and formation of hardstanding pitches.

29/06/2020 Touring site licence granted for 10 pitches

14/08/2019 Planning application 19/0509 granted – Full planning permission for change of use from an existing certified location touring caravan site (5 touring caravans) and area of garden ground to a year round holiday touring caravan site containing 10 touring pitches.

CORPORATE PRIORITIES		
Economy – To create a vibrant and healthy economy	٧	
Environment – To deliver services customers expect		
Efficiency – By spending money in the most efficient way		
Tourism – To create a great place to live and visit		

REPORT

- 1. Laithes Lodge touring caravan and motorhome site benefits from a touring caravan site licence allowing for 10 caravans to be stationed on the site at any one time. (Appendix 1)
- 2. An application was received on 12th April 2021 (Appendix 2) to amend condition 1 of the site licence issued on 29th June 2020 which states -

The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained and in any case shall not exceed 10 (Ten).

to

The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained and in any case shall not exceed 15 (Fifteen).

- 3. The planning department have granted permission for an additional 5 hardstandings to be placed on the site (planning consent 20/0828 appendix 3) and have not expressed any concerns.
- 4. Lancashire Fire & Rescue Services have been consulted on this application and have not expressed any concerns.
- 5. Officers from the licensing team and the health and safety team have visited the site and are satisfied that it meets the site license conditions.

IMPLICATIONS		
Finance	None arising directly from the report.	
Legal	None arising directly from the report.	
Community Safety	None arising directly from the report.	
Human Rights and Equalities	None arising directly from the report.	
Sustainability and Environmental Impact	None arising directly from the report.	
Health & Safety and Risk Management	None arising directly from the report.	

LEAD AUTHOR	CONTACT DETAILS	DATE
Joanne Gallagher	joanne.gallagher@fylde.gov.uk 01253 658609	16 th February 2021

BACKGROUND PAPERS		
Name of document Date		Where available for inspection
Laithes Lodge Touring site 16 th February 2021		<u>Laithes Lodge Touring Site</u>

Attached documents

Appendix 1 - Existing site licence

Appendix 2 - Application to vary site licence

Appendix 3 - Planning Approval

Appendix 4 - location Plan

Appendix 5 – Site layout



Caravan Sites and Control of Development Act 1960

Section 3

Touring Caravan Site LicenceLaithes Lodge Caravan Site

To: Mr David Clarkson Laithes Lodge Caravan Site Whitehill Road Westby with Plumptons, Lancashire FY4 5LA

TAKE NOTICE THAT

WHEREAS on 27th May 2020 you made application for a site licence in respect of land situated at Laithes Lodge Caravan Site, Whitehill Road, Westby with Plumptons Lancashire, FY4 5LA indicated on the plan submitted with the application (which land is hereinafter called "the land")

AND WHEREAS you are entitled to benefit of planning permission (19/0509) for the use of the land as a caravan site under the Town and Country Planning Act 1990, otherwise than by a Development Order.

NOW THEREFORE the Council of the Borough of Fylde (hereinafter called "the Council") HEREBY GRANT a site licence in respect of the land pursuant to Section 3 of the Caravan Sites and Control of Development Act 1960, subject to the conditions specified in the schedule hereto.

The Schedule

- 1. The total number of caravans stationed on the site at any one time shall be such as to enable compliance with the requirements of this schedule to be maintained and in any case shall not exceed 10 (Ten).
- 2. The site shall be used only as a touring caravan site.
- 3. Caravans shall be used solely for human habitation as touring holiday caravans between 1st January and 31st December each year.
- 4. The site is for touring caravan pitches and is for holiday use only.
- 5. The owner of the caravan site or their appointed agent shall at all times retain a register of holiday occupation containing names and home addresses of all occupiers of the caravan pitches who are to remain on site for a period of more than 31 days, and the dates of occupation and vacation of the pitch. This register shall be made available on request for inspection by the local authority at all reasonable times.
- 6. To ensure that the caravans are utilised for holiday purposes only and not as anyone's main residence, no individual caravan accommodating members of the same household shall remain on site for a continuous period of more than 6 calendar months.

Spacing

- 7. Every unit shall be not less than 6 metres from any other unit in separate family occupation.
- 8. Vehicles shall be permitted with the 6 metre space between units. There shall always be 3 metres clear space within the 6 metre separation.
- 9. Emergency vehicles shall be able to secure access at all times to within 90 metres of any unit on the site.

Drinking water supply and waste water disposal

- 10. There shall be an adequate supply of drinking water. Each pitch on the site shall be no further than 90 metres from a water tap. At each tap there shall be a soakaway or gulley.
- 11. Waste water disposal points shall be provided so that each pitch is no further than 90 metres from a waste water disposal point. The appropriate water authority should be consulted about the arrangements for disposal of water likely to be contaminated.

Toilets: WCs/Chemical Closet Disposal Points

- 12. The scale of provision shall be 1 WC and 1 urinal for men and 2 WCs for women on sites with 10-30 pitches.
- 13. Whether or not WC's are provided a properly designed disposal point for the contents of chemical closets shall be provided together with an adjacent adequate supply of water for cleansing containers. The water supply shall be clearly labelled as non-potable.

Washing Points

14. There shall be a minimum of 2 wash basins supplied with water, 1 for men and 1 for women. These should be adjacent to the toilets.

Hot water: Showers

15. At least 1 shower shall be available and it shall have hot water.

Disabled persons

16. Particular consideration shall be given to the needs of disabled persons in the provision made for water points, toilets, washing points and showers.

Electrical Installations

17. Where there is an electrical installation other than Electricity Board works and circuits subject to Regulations under Section 60 of the Electricity Act 1947, it shall be installed to the requirements of the Institute of Electrical Engineers' Regulations for Electrical Installations (the IEE Wiring Regulations) for the time being in force and where appropriate to the standard acceptable for the Electricity (Overhead Lines) Regulations 1970. SI 1970 No. 1355. Any installation shall be maintained in such a way as to prevent danger as far as reasonably practicable and shall be periodically inspected and tested by a competent person in accordance with the IEE Wiring Regulations.

Refuse Disposal

18. Adequate provision shall be made for the storage, collection and disposal of refuse. (It is expected that site operators should normally be able to meet their responsibilities by making arrangements with the local authority).

Fire Precautions

19. Where fire extinguishers are provided no unit shall be further than 90 metres from a fire point. At each fire point there shall be two water (gas expelled) extinguishers each of 10 litres capacity and complying with British Standard BS EN3-10:2009 or any legislation which subsequently replaces it, together with a means of raising the alarm in the event of a fire (eg a manually

- operated sounder, gong or hand operated siren). All fire fighting equipment susceptible to damage by frost shall be suitably protected.
- 20. The fire points shall be clearly marked and easily accessible. All fire fighting equipment shall be maintained in working order and kept available for use and for inspection by the licensing authority.
- 21. Each fire point shall exhibit a conspicuous notice indicating the action to be taken in case of fire and the location of the nearest telephone. The notice shall include the following:-

On discovering a fire:

- 1. Raise the alarm
- 2. Ensure the affected unit is evacuated
- 3. Call the fire brigade
- 4. If practicable, attack the fire using the firefighting equipment provided.

Liquified Petroleum Gas

22. Arrangements for the storage of Liquefied Petroleum Gas (LPG) on the site shall be in accordance with the current national Code of Practice and regulations.

Site Notices

- 23. A sign indicating the name of the site shall be displayed at the site entrance.
- 24. Notices shall be displayed prominently on the site indicating the action to be taken in the event of an emergency and show where the police, fire brigade, ambulance and local doctors can be contacted, and the location of the nearest public telephone.
- 25. At sites subject to flood risk, warning notices shall be displayed giving advice about the operation of the flood warning system.
- 26. At sites with overhead electric lines, warning notices shall be displayed on the supports for the lines and at the site entrance. Where appropriate, these should warn against the danger of contact between the lines and the masts of yachts or dinghies.
- 27. A copy of the site licence with its conditions shall be displayed prominently on the site.

Screening, Site Road, etc

- 28. Any screening by the way of bushes or trees which are required by the Council shall be maintained to a proper standard.
- 29. Site grass shall be kept cut to a reasonable level.
- 30. Any access, access road or site road shall be maintained in good condition.

Dated 29th June 2020

Tracy Manning

T Manning Resources Director



Caravan Sites and Control of Development Act 1960 Application/variation For a Site Licence

1. Brief Site Details

Name of Site:				
LAITHES LODGE CARAVAN & MOTORHOME SITE				
Postal address of Site:				
-	LL ROAD			
WESTBY	WITH PL	UMPTON	S	
LANCS				
Post Code:			201010000000000000000000000000000000000	
	า		7719670668	
FY4 5LA	7	Fax:	0	
		e-Mail:	FEAN QUAITHES C	LODGE, ZOUK
2. Applicants Deta	ils			
Name:	,			
DAVIO CI	LARKSON			
Postal address of Appl	icant (If differen	t from above	e):	
		₹.		
Post Code:		Phone:		
		Mobile:		
		e-Mail:		
3. Is the applicant	the:			
Freeholder		Tenant		
Leaseholder		Other		
If applicant is the leaseholder of a tenant, please give details of the agreement:			ent:	

5. Existing Licence Conditions:

Type of unit	Please Tick as appropriate	Number
Permanent residential		Caravans
Static Holiday		Caravans
Holiday Chalets		Chalets
Touring Holiday		(O Units
Opening Season:		
Static Sites	<u> </u>	to
Touring Sites		SEJAN to 31 SEDEC
6. Proposed Application to alt	er Licence C	Condition:
Type of unit	Please Tick as appropriate	Number
Permanent residential		Caravans
Static Holiday		Caravans
Holiday Chalets		Chalets
Touring Holiday	e e	
Opening Season:		
Static Sites	<u> </u>	EJAN to 31560EC
Touring Sites	I is	JAN to 3150 DEC
7. Does the site have planning	permission?	?
Yes		
No		
Applied For		Date:
If yes, please give relevant permissio	ns and reference	es:
FULL PLANNING PERMIS	SSION CA	ANTED 22/01/2021
20/0828		
8. How is drinking water provid	ded?	
Mains supply to unit		Units
Standpipes	····	Units Units

9. How are toilets and wash hand basins provided?

Communal toilet blocks	U	
Units have their own facilities	U	Units
10. How are showers provided?		
Communal shower blocks		Units
Units have their own showers	U	Units
11. Type of foul drainage?		
Mains drainage		Units
Cesspool or cesspit	g	Units Units
12. How is kitchen waste water o	dispos	ed of?
Units have their own sinks connected to foul drainage.		Units
Communal washing up sinks/waste water disposal points connected to foul drainage.		Units
Other (Please give details)		Units
WASTE WATER CONTAINE COMMUNAL EMPTYING	KS 1	EMPTIED AT
No waste water disposal		Units
13. How is surface water drainage	e prov	ided?
THE SITE SLOPES FROM W		
A SMACL OPEN NATER COURSE	. THE	SITE IS FORMED OF A THUI
CAYER OF GRASS TOPSOIL AND	STONE	SURFACES, THE SURFACE
OVERCIES A BAND OF FREE DRAWN		
14. How is refuse stored on the si		INS DIRECTLY INTO THE - PTO
Individual bins at each unit	dl	11-24-
		Units
Communal wheeled bins or skips		
Communal bin store		Units
15. Do units use liquefied petroleu	ım gas	(LPG) cylinders?
Yes	U	
No		
16. Is there a LPG storage area on	the s	ite?
Yes		

No				
17. Has the applicant held a site licence which has been revoked at any time in the last three years?				
Yes				
No				
18. Was the site in use as a	caravan site:			
On 9th March 1960				
On 29 th March 1960				
At any other time since 9th March 1	1958 🔲			
If so, when:	TAN 1998			
19. Address for corresponde				
Caravan site				
Applicants address				
Other (please state below)				
Name: Address:				
Post Code:	Phone:			
	Mobile:			
	e-Mail:			
Signed: 1	Dated: 12 - 4 - 21			
With the application Form, please s	end the following:			
A layout plan of the site at 1:500 sca	ale including:			
	3. Position and numbering of touring/holiday aravans and residentia park homes.			
C. Roads and footpaths D. Toilet blocks, stores and other buildings F. Recreational spaces H. Parking spaces Foul and surface water drainage				



Town and Country Planning Act 1990

Town and Country Planning (Development Management Procedure) (England) Order 2015

Full Planning Permission Granted

Part 1 - Particulars of Application

Application Number: 20/0828

LAITHES LODGE CARAVAN SITE, LAITHES BUNGALOW NURSERIES,

WHITEHILL ROAD, WESTBY WITH PLUMPTONS, BLACKPOOL, FY4 5LA

Description: EXTENSION OF EXISTING INTERNAL ACCESS ROAD TO SERVE EXTENDED

SITE AREA AND FORMATION OF HARDSTANDING PITCHES

Part 2 - Particulars of Decision

The Fylde Borough Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that PERMISSION HAS BEEN GRANTED for the carrying out of the development referred to in Part 1 hereof subject to the following condition(s):

1. The development must be begun not later than the expiration of three years beginning with the date of this permission.

Reason: To comply with the requirements of section 91 of the Town and Country Planning Act 1990 as amended by Section 51 of the Planning and Compulsory Purchase Act 2004.

- 2. This permission relates to the following plans:
 - Location Plan Drawing no. TQRQM20322144943426
 - Existing Site Plan (which includes a proposed plan with proposed pitch locations) dated 17
 November 2020 and produced by Ben Clark
 - Proposed Drainage Layout Drawing no. C-0904/2-02
 - Proposed Planting Plan page 9 (final page) of the Planting Plan report version 1.0, dated 17/11/2020

Except as provided for by other conditions to this permission, the development shall be carried out in complete accordance with the approved drawings.

Reason: For the avoidance of doubt and to ensure that the development is carried out in accordance with the approved plans in the interests of proper planning in accordance with the policies contained within the Fylde Local Plan to 2032 and National Planning Policy Framework

3. Unless alternative details have first been submitted to and approved in writing by the Local Planning Authority, the soft landscaping scheme for the development shown on page 9 of the Planting Plan (dated 17/11/2020) shall be carried out during a planting season and before any of the caravan pitches are first brought in to use. The areas which are landscaped shall be maintained as landscaped areas thereafter in accordance with the details contained in the Planting Plan. Any trees, hedges or shrubs removed, dying, being severely damaged or becoming seriously diseased within five years of planting shall be replaced by trees, hedges or shrubs of similar size and species to those originally required to be planted.

Reason: To ensure appropriate landscaping of the site in order that the development assimilates sympathetically into its surroundings, to provide an appropriate landscape buffer with surrounding land uses, to enhance the character of the street scene and to provide appropriate biodiversity enhancements in accordance with the requirements of Fylde Local Plan to 2032 policies ENV1, ENV2 and GD7, and the National Planning Policy Framework.

4. Unless alternative details have first been submitted to and approved in writing by the Local Planning Authority, surface and foul water from the development hereby approved shall be disposed of in accordance with the drainage strategy shown on drawing no. C-0904/2-02. All drainage infrastructure shown on the aforementioned plans, including the Construction Detail for the hard surfaces shown on drawing no. C-0904/2-02, shall be fully installed and made available for use before the caravn pitches and access hereby approved is first brought in to use, and shall be maintained as such thereafter.

Reason: To ensure that the development is not at risk of flooding and does not increase flood risk elsewhere, and that adequate measures are put in place for the disposal of foul and surface water in accordance with the requirements of Fylde Local Plan to 2032 policies CL1 and CL2 and the National Planning Policy Framework.

5. The application site has a southern and a northern portion, with the southern portion containing the pitches, planting and access, and the northern portion remaining unaltered by the proposals from its current state as grassland. Whilst this northern portion is included within the red line boundary, the applicant has indicated precisely on the Existing Site Plan (which includes a proposed plan with proposed pitch locations - dated 17 November 2020 and produced by Ben Clark) where the pitches and associated development will be positioned under this development which is wholly within the southern portion. The pitches hereby approved are to be laid out in accordance with that siting for the southern portion, with the northern portion remaining undeveloped and so retained as open grassland at all times.

Reason: The unaltered northern portion contributes positively towards the predominant local character of open fields and provides an important visual gap between the proposed pitches and Whitehill Road. The siting of caravans or the creation of pitches within this northern portion would be harmful to the character and appearance of the countryside setting to the site. This condition will help to ensure that the development assimilates sympathetically into its surroundings, provides an appropriate landscape buffer with surrounding land uses, and enhances the character of the street scene in accordance with the requirements of Fylde Local Plan to 2032 policies ENVI, ENV2 and GD7, and the National Planning Policy Framework.

SUMMARY OF RELEVANT POLICIES & GUIDANCE

This decision has been made having regard to the guidance provided by the National Planning Policy Framework and the policies contained within the adopted Development Plan which comprises the policies of the Fylde Local Plan to 2032 and all other relevant planning guidance and in particular policies:

Fylde Local Plan to 2032:

GD4 Development in the Countryside

GD7 Achieving Good Design in Development

Informative notes:

1. Statement under Article 35(2) of the Town and Country Planning (Development Management Procedure) (England) Order 2015:

The Local Planning Authority (LPA), in reaching this decision, has followed the guidance in paragraph 38 of the National Planning Policy Framework. The Framework advises that the LPA should work proactively with applicants to secure developments that improve the economic, social and environmental conditions of the area.

2. Licensing Note

The site owner or agent is advised to make application to the Licensing Department of Fylde Borough Council to vary the current site licence to reflect the increase in the number of pitches on site as per the Caravan Sites and Control of Development Act 1960. Information on how to make an application can be found via the council's website.

3. Wildlife Habitat Note

The applicant is reminded that, under the Wildlife and Countryside Act 1981 as amended it is an offence to remove, damage, or destroy the nest of a wild bird, while the nest is in use or being built. Planning consent does not provide a defence against prosecution under this act. If a birds nest is suspected work should cease immediately and a suitably experienced ecologist employed to assess how best to safeguard the nest(s).

Date of Decision: 22/01/2021

Signed:

Mr P. Walker Director of Development Services Fylde Borough Council Town Hall Lytham St Annes, FY8 1LW

Mr Clarkson Laithes Bungalow Nurseries Whitehill Road Westby With Plumptons FY4 5LA

IMPORTANT – PLEASE CAREFULLY READ THE NOTES BELOW AS FAILURE TO COMPLY COULD MAKE THE DEVELOPMENT UNAUTHORISED

1) These notes should be read in conjunction with the decision notice issued by the Local Planning Authority in respect of the application which you have recently submitted to the Council.

IN CASES WHERE PERMISSION/CONSENT HAS BEEN GRANTED

2) Any permission/consent is granted on the basis of the approved plans listed in the decision notice. The

development should be undertaken in strict accordance with the approved plans, as any deviation will constitute unauthorised development which may be liable to enforcement action. Any amendments to the approved plans are likely to require the submission of a further application to the Council. Should such changes be desired, you are advised to contact the Development Management Service to determine the most appropriate means by which any revisions could be considered.

- 3) Any permission/consent granted is subject to the conditions set out in the decision notice and it is the responsibility of the developer to ensure that these conditions are fully complied with. Any conditions that require work to be carried out or details to be approved before any development can take place form a "condition precedent". If a condition precedent is not complied with, the whole of the development will be unauthorised and may result in enforcement action being taken by the Council.
- 4) The applicant is reminded of the need to obtain formal approval of those details required by the conditions of any planning permission/consent before development may lawfully commence on the site (or any other relevant trigger as set out in each condition). Formal applications for the approval of matters reserved by condition are currently subject to fees (per request) of £34 for householder applications and £116 in all other cases. Any breach of the imposed conditions may leave you liable to enforcement action or may require you to submit a new application in order to regularise any unauthorised works.
- 5) If the applicant is aggrieved by any of the conditions imposed as part of the planning permission, they may appeal to the Planning Inspectorate. Any appeal against the grant of permission subject to conditions to which the applicant objects needs to be made within 6 months of the date on the decision notice.
- 6) In undertaking any development you should ensure that you have also secured any necessary approval under the Building Regulations or any other approvals or consents required including consent from the landlord or obligations under the Party Wall Act.
- 7) For developments that need a new address or address change, please contact <u>addresses@fylde.gov.uk</u> or 01253 658515. New addresses need to be made as early as possible to arrange for Utility connections.

IN CASES WHERE PERMISSION/CONSENT HAS BEEN REFUSED

- 8) If the applicant is aggrieved by the decision of the Local Planning Authority to refuse planning permission/consent, they may appeal to the Planning Inspectorate. The relevant time limits to lodge an appeal following the Local Planning Authority's refusal of permission/consent are as follows:
 - a) For householder planning applications -12 weeks from the date on the decision notice.
 - b) For advertisement consent applications 8 weeks from the date on the decision notice.
 - c) For minor commercial development applications -12 weeks from the date on the decision notice.
 - d) For any other types of planning application -6 months from the date on the decision notice.

<u>SAVE THAT</u> in circumstances where an enforcement notice has been served for the same or very similar development, the time limit to lodge an appeal (in all cases) is:

- within **28 days** from the date of the Local Planning Authority's decision if the enforcement notice was served before the decision was made, yet not longer than 2 years before the application was made.
- within 28 days from the date the enforcement notice was served if served on or after the date the decision was made (unless this extends the normal appeal period).

Appeals must be made directly to the Planning Inspectorate and can be dealt with by exchange of written statements or heard before an Inspector at an Informal Hearing or at a Public Inquiry. Further information regarding the appeals process (including application forms) can be obtained from the Planning Inspectorate via their website - https://www.gov.uk/planning-inspectorate.

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Appendix 4 - Location Plan

Districts

Other District/Unitary Authority



