



Office of the Minister and Chief Executive

Telephone: (01624) 686603 Fax: (01624) 686617 Emall: mary.dunne@gov.im

Contact: Mary Dunne Our Ref: ITT/AC

Your ref:

Date: 09 March 2010

Planning Policy Section
Planning Department of Local Government and
the Environment
Murray House
Mount Havelock
Douglas
IM1 2SF

1 0 MAR 2010

Dear Sir/Madam

## Cooil Road, Braddan Order 2010

I am writing in response to your invitation to comment on the proposed Cooil Road, Braddan Order 2010. I have now had the opportunity of seeking comments from the Chief Executive, Minister and officers within the Department and attach these separately for your consideration. Detailed comments have been received from the Drainage Division and the Highways Division.

Should you require any further information can I suggest that you contact named officers directly. I have attached contact details to each of the submissions.

Yours faithfully

**Amanda Craig** 

Strategic planning & Governance Manager

Enc: Submissions from Drainage and Highways Divisions

# Development control comments on Cooil Road Development Order (2010) from Department of Transport Drainage Division

The supporting information in relation to this proposed development order does not give any indication of the existing drainage problems that are associated with the land. The Drainage Division previously compiled a report detailing the existing sewerage constraints on the proposed development land together with options for the foul and surface water disposal. The report at the time firmly stated that there should be no discharge from the proposed development land into the existing Douglas drainage system, due to flooding occurrences downstream.

Recent hydraulic model assessments indicate that in order to alleviate some of the downstream flooding, approximately 600m of combined sewer from the Anagh Coar junction to the NSC entrance would have to be upgraded in order to accommodate flows from the proposed development. Due to the scale of the downstream improvement works, this option has been dismissed.

The options recommended within the Divisions original report were:-

- 1) The installation of a standalone sewage treatment works (STW) to cater for all foul flows generated from the entire development, or
- 2) The construction of a single foul pump station to transfer the development flows directly to White Hoe therefore bypassing the Douglas catchment.

### Option 1

No connection into the Douglas foul sewerage system, a standalone sewage treatment works (SSTW) is to be constructed to treat all foul flows generated from the development. The proposed drainage layout and SSTW will remain private at all times and require the necessary approvals from the Environmental protection unit at DoLGE for the treated effluent discharges into any watercourse.

Surface water discharges must be attenuated for any development on the site, the use of Sustainable Urban Drainage Systems (SuDS) are recommended but will not be considered for public drainage adoption. Prior to submitting any detailed planning application, the Division would recommend early discussions to agree the drainage layout & parameters for both foul and surface water disposal.

### Option 2

The construction of a single foul pump station to transfer the development flows directly to White Hoe therefore bypassing the Douglas catchment. The pump station and associated sewerage network may be considered for public adoption providing the design and construction meets with the Divisions requirements. A drainage master plan must be produced and discussed prior to any detailed planning application being submitted.

Alternatively, any developer may require the pump station and drainage network to remain private and not be offered for public adoption.

Surface water discharges must be attenuated for any development on the site, the use of SuDS are recommended but will not be considered for public drainage adoption. Prior to submitting any detailed planning application, the Division would recommend early discussions to agree the drainage layout & parameters for both foul and surface water disposal.

1 0 MAR 2010



# Comments on Cooil Road Development Order (2010) from Department of Transport Highways Division

In addition to the requirements of paragraphs i.35 to i.39 in the Cooil Road, Braddan EIA Non Technical Summary dated March 2009; Highways Division reiterates their previous responses concerning the Town and Country Planning (Cooil Road) Order:

- 1. The classification of Cooil Road as the A6 Outer Link Primary Distributor route precludes the creation of minor frontage access onto Cooil Road in accordance with the Highways Division's policy regarding access to the highway 2005.
- 2. The creation of major accesses to the site can be taken from Cooil Road subject to the design being prepared in accordance with the Design Manual for Road and Bridge Works and being supported by a Transport Assessment. The geometry of Cooil Road will probably result in major accesses being located opposite to the existing accesses. This would be acceptable to the Highways Division subject to the design of a suitable junction layout.
- 3. A minimum of two points of access for emergency service access shall be provided. The actual number of accesses will be determined within the Transport Assessment which will be dependent upon the type and intensity of development proposed for the site.
- 4. Vehicle access to the site must not be permitted from Colooneys Road
- 5. The provision of a footway along Cooil Road is required as part of any development
- 6. The provision of a bus lay-by on Cooil Road is required as part of any development
- 7. The road and footway within the development shall be designed in accordance with the Design Manual for Road and Bridge Works and supported by a Transport Assessment.
- 8. Convenient and safe pedestrian and cycling routes from the site to the existing industrial estate off Cooil Road are required as part of any development.
- 9. The off street parking provision shall be in accordance with the Strategic Plan and supported by a Transport Assessment.
- 10. The location of the access roads within the development should not prevent the opportunity to create a road link between the A5 and the existing Cooil Road Roundabout in the future.

Derek Sewell Highways Network Manager Department of Transport Highways Division Tel: 650360





# **Construction Design Ltd**

Barry Murphy MCIAT Chartered Architectural Technologist "The Studio", Glenmore, Belmont Hill, Douglas, Isle of Man, IM1 4NX
Tel: (01624) 623843 E-mail: info@cdl.co.im

10<sup>th</sup> March 2010

Planning Policy Team
Planning and Building Control Directorate
Murray House
Mount Havelock
Douglas
IM1 2SF

RECEIVED ON THE ENVIRONMENT

Dear Sir

Ref: Proposed Development Order, Cooil Road, Braddan.

We write with reference to your letter dated 18<sup>th</sup> January 2010 in which you invited further representations regarding the Proposed Development Order for Cooil Road Braddan.

This office is acting as agent for Rose Lea Ltd who own approximately 7 acres of the land in the area stretching from the roundabout at I.O.M. Business Park to the boundary with Colooney's Lane. The extent of land owned by Rose Lea Ltd is indicated on a plan included with this correspondence.

In general terms Rose Lea Ltd welcomes the order and accepts the conditions, with some minor reservations, as set of in Schedule 2 of the order. The suggested use of the land owned by Rose Lea Ltd to be used as Business Park as defined in the Strategic Plan is acceptable.

We understand that there are 2 owners of the land which is encompassed on schedule 1 of the order. Rose Lea Ltd owns approximately 13% of the total land area and that land is located on the periphery of the site and as such would not wish to become isolated as part of the overall development.

Our clients concerns are primarily in respect to access. The Environmental Impact Assessment Report indicates access and internal roads located with the main body of the land area which we accept as indicative and would be subject to the production of a Master Plan as required in the Condition 5 (1a) of Schedule 2 of the Order. Transport issues would also be addressed as part of Condition 5 (2) of Schedule 2 of the Order.

There is an existing roundabout on Cooil Road which provides access to Isle of Man Business Park. Our client was previously involved in the design and construction of this roundabout. This roundabout was designed with a spur leading onto the area of land which is subject to this Development Order. It would make sense to utilize this roundabout to access part of the proposed development with or without a link to the main body of the remainder of the development land.

Utilizing this roundabout would ensure that my clients land does not become an isolated part of the development and could also be beneficial in allowing traffic accessing the





area designated as Business Park to do so without passing through area proposed as Industrial.

To allay our client's immediate concerns of isolation and access we would ask that Condition 5 of Schedule 2 of the Order be amended so as to include means of access and internal road infrastructure. Suitable wording might be;

5 (1) A master plan which indicates -

"Details of vehicular access and internal road infrastructure so as to provide convenient and safe access to all parts of the development land".

To ensure that interests of Rose Lea Ltd are protected throughout future processes we suggest that the planning authority ensure that the required Master Plan encompasses the entire site. To ensure this a simple further amendment to Condition 5 of Schedule 2 might read;

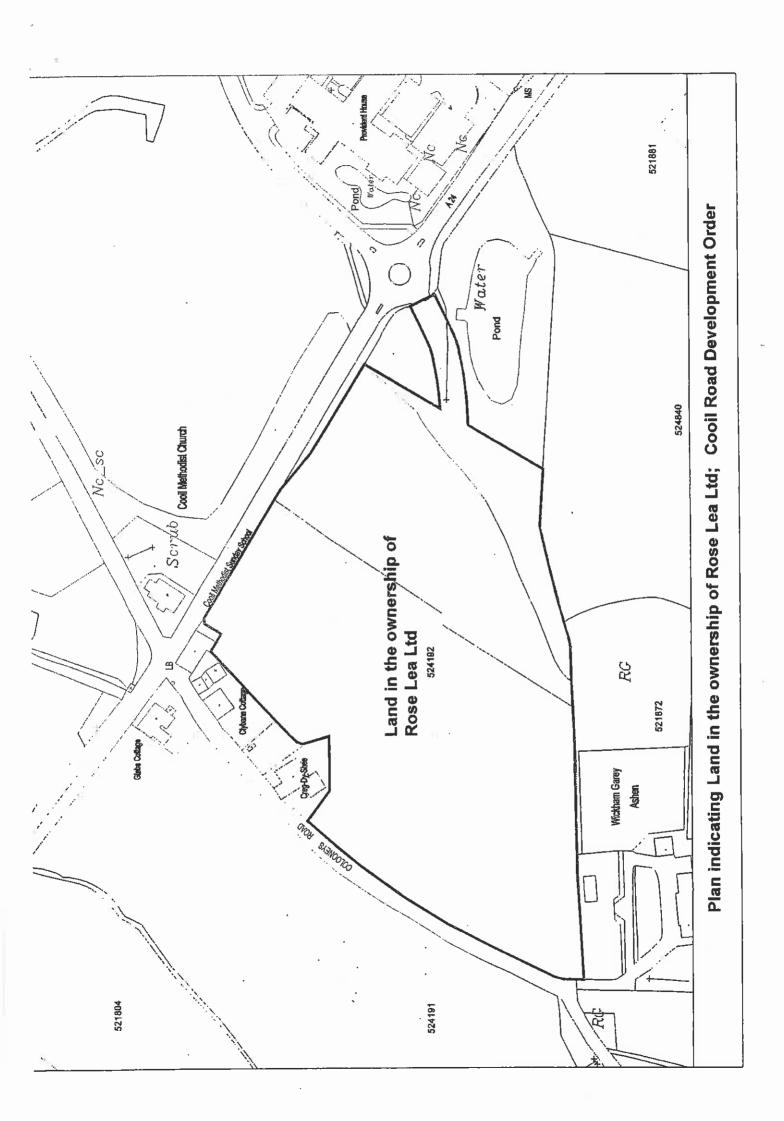
5 (1) A master plan for the development site as a whole which indicates......

We trust that the progressing through the next stages of the order that you will keep Rose Lea Ltd informed of progress. If you have any queries on the above do not hesitate to contact us.

**Yours Sincerely** 

Barry Murphy dip. Arch. Tech. M.C.I.A.T. Chartered Architectural Technologist

For & On Behalf of Construction Design Ltd



# THE COMMISSIONERS OF PORT ERIN

(Barrantee Purt Chiarn)

Tel: 01624 832298 Fax: 01624 836169 email: clerk@porterin.mcb.net

M. J. KEWLEY

Clerk

Commissioner for Oaths All Correspondence to be addressed to the Clerk

Website: www.porterin.gov.im



COMMISSIONERS' OFFICE, 12, BRIDSON STREET, PORT ERIN, ISLE OF MAN. IM9 6AN

The Policy Officer
Planning Policy Team
Planning and Building Control Directorate
Department of Local Government and the Environment
Murray House
Mount Havelock
Douglas
IM1 2SF

9th March 2010

RECEIVED ON

1 0 MAR 2010

OR THE FAMBONNETT

Dear Sir/Madam

Re: Proposed Development Order - Cooil Road, Braddan

At a recent meeting of the Commissioners consideration was given to a letter received from Quinn Legal concerning the aforementioned (copy enclosed).

I am directed to register the Commissioners interest in the same and to also express their concerns over the proposed development order and in particular to the possible detrimental effect it could have on the outlying regions of the Island especially the South.

The proposals are also seen as being contradictory especially when central government are currently promoting and funding various regional regeneration schemes as well as attempting to promote decentralisation.

Yours faithfully

M A Cowin Assistant Clerk

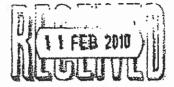
Enc.

(

Our Ref: JLMQ/JQ/MP/Z000010002

10 February 2010

The Clerk
Port Erin Commissioners
Commissioners Office
Bridson Street
Port Erin
Isle of Man



Chapter House 5 Upper Church Street Douglas Isle of Man IM1 1EA

TEL 01624 665522

FAX 01624 665533

SMS 0778 620 7195

EMAIL mail@quinnlegal.im

**Dear Sirs** 

Re: Proposed Development Order - Cooil Road, Braddan

We are instructed by clients to make representations to the Department of Local Government and the Environment in respect of the proposed Cooil Road Development Order which they intend to proceed with. If approved the Development Order will result in 20 hectares of currently zoned prime agricultural land being made available for development.

On the 18<sup>th</sup> January 2010 DOLGE gave notice of its intention to proceed and we are now in its public consultation period which ends on the 12<sup>th</sup> March 2010. Comments should be submitted in time to meet this deadline and can either be posted to their offices or sent electronically to <a href="mailto:planningpolicy@dlge.gov.im">planningpolicy@dlge.gov.im</a>. Please note only parties who make representations in respect of the Draft Order will be able to make representations to the inspector at any subsequent Public Inquiry.

Before preparing the Draft Order, DOLGE commissioned an Environmental Impact Assessment and Economic Impact study. Our clients will challenge many of the conclusions of these assessments and studies but we need not concern you with the detail in this regard.

As mentioned the Department commissioned an Economic Impact Study which had been prepared for the Department of Trade and Industry by external consultants and it is in this regard that we are instructed to write to you. We would urge you to consider this study which our clients are concerned does not address the issue of the whole Island's needs to ensure that development of the type that the Draft Order seeks to sanction (light industrial, business park and car show rooms) are encouraged and considered on an all-Island basis not just in the Eastern area and in particular in one central location on Cooil Road in Braddan.

We are setting out below reference to a number of highlights of this Economic Impact Study and would ask you to note specifically that:

 The Study is limited in scope. It focuses on the projected requirements for employment land within the Eastern sector of the Island not the Island as a whole.

Principal: James Quinn

The Government Strategic Plan 2007-2011 states a key policy objective under 'Income, employment and the economy' "to raise the standards of living of all the people on the Island through ongoing development of a successful economy and the sharing of its benefits with all the community – (emphasis added).

- Isle of Man Government Economic Strategy (2004) identifies as one of the key policy
  challenges in seeking 'to maximises economic growth and prosperity whilst
  minimising the requirement for additional labour' a challenge of "Reallocating
  physical resources" (emphasis added) a matter totally disregarded by the study.
- The land use planning framework for the future commercial development should place in the existing employment centres (identified in the study as <u>Douglas</u>, <u>Ramsey</u>, <u>Peel and Castletown</u>). Yet the study only considers the requirements of the Eastern sector (Douglas, Braddan and Onchan).
- There is no assessment of the impact of the proposed Development Order on the Northern, Western and Southern areas of the Island as our clients consider the nature and extent of the proposed area of Cooil Road (the subject of the Draft Order some 20 hectares (49 ½ acres)) is such that it will totally absorb the available demand for many years to come at the expense of other areas of the Island.
- The availability of 49 ½ acres of land for employment use and so zoned will inevitably
  result in existing businesses in other areas of the Island relocating to Cooil Road to
  the detriment of those areas and contrary to the declared Government strategy.
- The study is based on an assumption that future demand for industrial land and premises will occur in Douglas and Onchan. There is no evidence base for this assumption as the study acknowledges DOLGE has not maintained a record of employment land take up across the Island.
- The study is also based on an assumption unsupported by any evidence base that in the absence of the Cooil Road Development Plan there is likely to be an undersupply of land within the current Strategic Plan period (plan period 2007 – 2016). This conclusion could not have been reached without an Island wide study.

Our clients will make representations in relation to the fact that the promotion of the proposed Cooil Road Order at this stage in advance of the already scheduled Eastern Area Plan process is bad planning and an abuse of proper planning procedure. The Department seek to justify proceeding by way of Development Order at this stage as it considers it is necessary to secure the site for economic development at the earliest opportunity in advance of the preparation of the area plan for the East region. If the Order was to zone a much smaller area of land if there exists any unsatisfied demand at this stage (of which there is no evidence) one could understand side stepping the area plan process. However to use this procedure to satisfy a perceived demand in the Eastern area for the next 20 years is clearly not using this Development Order as an interim measure but rather as a long term solution which will not only rezone (1) an area currently zoned as being of high landscape value and (2) land in current economic agricultural use. Its zoning would also deprive other

areas of the Island of the opportunity to share in the perceived economic success of the Island.

Our clients urge you to take part in this planning process to ensure that the interests of your area of the Island are considered in line with Government policy to encourage this type of development on an all-Island basis.

Yours faithfully

James Quinn

**Quinn Legal** 

Joo Pit, Peel, Isle of Man, IM5 2AE Telephone: 01624-844131

Suppliers of Sand, Gravel, Hardcore, Scalpings, Top Soil & Demolition Rubble

24hr: 01624-801191/07624-494893





Please Reply to:

Port View, Balthane Industrial Estate, Ballasalia, isle of Man, IMe 2AJ Telephone: 01624-824893 Fax: 01624-824729

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08 March 2010

Planning Policy Section
Department of Local Government & the Environment
Murray House
Mount Havelock
Douglas
Isle of Man
IM1 2SF

10 MAR 2010

**Dear Sirs** 

We should like to express our support for the Development Order on the South of Cooil Road. Our company along with several other Manx companies have been involved with earlier developments on this site and have been eagerly awaiting the allocation of this land.

The Development here will provide some much needed work for many Manx companies and will be spread widely within the Manx construction industry.

In addition, my company is interested in taking up several units on this key site once developed.

Yours faithfully

JCK Limited

James Cubbon Managing Director

# dandara



Our Ref: SN/MF/10-018

9th March 2010



# holdings limited

Dandara Group Head Office Isle of Man Business Park Cooil Road, Braddan Isle of Man IM2 2SA

telephone 01624 683300 facsimile 01624 683301 email isleofman@dandara.com web www.dandara.com

Proposed Development Order – Cooil Road, Braddan
Department of Local Government and the Environment
Murray House
Mount Havelock
Douglas
Isle of Man
IM1 2SF

Dear Sirs,

# The Town and Country Planning (Cooil Road) Order 2010

On behalf of the Dandara group of companies I wish to make the following representations to the draft Town and Country Planning (Cooil Road) Order 2010.

Dandara are interested in developing land within their ownership at Middle Farm (approximately 22 hectares immediately to the south-east of the Energy From Waste Plant and its adjacent industrial area) for the uses proposed in the draft Cooil Road Order. The Middle Farm site represents a superior site for this form of development when compared to the Cooil Road site. The Middle Farm site is contiguous with an established industrial area and well served by existing infrastructure, including highways.

The area is not prominent in the landscape, in particular when viewed from public highways and its further development for industrial/commercial uses would not conflict with established neighbouring uses.

The development of this site would not require Government to defray any infrastructure costs, in that for example the site can easily be connected to the nearby IRIS system.

Further due to the fact large buildings will be developed, then the Company would seriously investigate the provision of a district heating scheme from the adjacent EFW Plant using the steam generated from the Incineration process as a means of heat source for use in the proposed development.

Finally by extending the existing development this will not have any detrimental impact on the public at large during its construction and use phase, nor result in the removal or disturbance to existing features in the landscape. It was Dandara's intention to promote the development of this site through the Eastern Area Plan.

directors

Daniel Tynan

James Nugent Cont'd/2.....

Martin Clancy

Gary Leeming

Hugh McGuinness

Incorporated in the Isle of Man Registered Number 50247C Registered office Dandara Group Head Office, Isle of Man Business Park, Cooll Road, Braddan, IM2 2SA The draft Cooil Road Order is promoted on the basis that it is necessary to secure land for economic development in advance of the preparation of the Area Plan (Background Statement paragraph 1.2) and that there are no suitable alternative sites for this type of development (Background Statement 1.6). Furthermore the draft Order is promoted on the basis that it will not prejudice parties with an interest in the development of the area as their views will be considered by an independent Inspector who will report to the Department (Background Statement paragraph 1.2).

Given the basis upon which the draft Order has been promoted it will be necessary for the independent Inspector to be given full and unfettered consideration to alternative sites. Furthermore as Dandara is promoting an alternative site its interests will be substantially prejudiced if it is not allowed to promote its Middle Farm site to the independent Inspector as an alternative proposal to be made the subject of a Development Order.

The Company therefore request that the existing draft Order be amended to allow for the Middle Farm site to be promoted for development and considered as part of the Order process.

It would be appreciated if you could give very serious consideration to the above prior to reaching your decision.

Yours faithfully,

Seamus Nugent

Managing Director

# Curphey, Emily

From:

Curphey, Emily on behalf of DLGE, Planning Policy

Sent:

09 March 2010 08:23

To:

'Mike Shaw'

Subject:

RE: Cooil Road Development Order Consultation - Support

Dear Mr Shaw

Thank you for your comments regarding the proposed Cooil Road Development Order these will be considered all with all others by the Department before a decision is made as to whether and how to proceed with the Order.

Kind regards

**Emily Curphey** 

**Emily Curphey MRTPI** Planning Policy Officer Directorate of Planning and Building Control Department of Local Government and the Environment Murray House Mount Havelock Douglas Isle of Man **IM1 2SF** 

Telephone 01624 685 161

From: Mike Shaw [mailto:mlke.shaw@cemex.com]

Sent: 08 March 2010 15:30 To: DLGE, Planning Policy

Subject: Cooli Road Development Order Consultation - Support

As you can clearly see from my business address, Cemex Island Aggregates Limited are near neighbours to Sirs. the proposed Development Area. As has been evident over a number of years, the Isle of Man's economic development has been hindered by a lack of zoned land, suitable for light industrial, commercial and housing. Land ready serviced by transport Infrastructure and with good road access to and from Douglas Harbour. As can be seen in the DTI's Economic Impact Study, there is a recognised need for this type of development land and the Cooil Road site, shown in the Draft Plan would appear to be ideal for this useage. Provided protection from uncontrolled, unsuitable development is granted by careful application of the island's Planning Procedures, we at Cemex IAL would fully support this proposed Development Order.

Kind regards Mike Shaw



General Manager/Director

Office: +0044(01624)651965 Fax: +0044(01624)851969 Mobile: +0044(07624)495893 Address: CEMEX Island Aggregates Limited, Island House, Isle of Man Business Park, DOUGLAS, IM2 2QZ

e-Mail: mike.shaw@cemex.com

www.cemex.com



Please consider the anvironment before printing this email.

Ian McCauley
Director of Planning & Building Control
Department of Local Government and the Environment
Planning & Building Directorate
Murray House
Mount Havelock
Douglas
Isle of Man
IM1 2SF

- 9 MAR 2010

7 March 2010

Dear Mr McCauley

# Re. Proposed Development Order - Cooil, Braddan

We refer to your letter dated 18 January 2010 regarding the above and can confirm that we wish object to the proposed development order on the following grounds:

The development order would have a negative effect on the landscape in the area and is contrary to the Isle of Man Strategic Plan and the Braddan local plan.

The development order would create additional traffic and noise pollution in a largely rural area during and after the development to the detriment of the residents in the surrounding area.

The development order would have a negative impact on the wildlife in the area.

There is no need for a further development for commercial and industrial purposes.

The forecasted generation of jobs and other economic benefits set out in the Economic Impact Study are hugely exaggerated and without foundation.

We believe that a Public Inquiry should be arranged into the proposed development order.

Yours sincerely

Bo Larsen

## Curphey, Emily

From:

Curphey, Emily on behalf of DLGE, Planning Policy

Sent: To: 09 March 2010 08:22 'Andrew Jessopp'

Subject:

RE: Proposed development order cooil road

### Dear Mr Jessopp

Thank you for your comments regarding the proposed Cooil Road Development Order these will be considered all with all others by the Department before a decision is made as to whether and how to proceed with the Order.

Kind regards

**Emily Curphey** 

Emily Curphey MRTPI
Planning Policy Officer
Pirectorate of Planning and Building Control
Pepartment of Local Government and the Environment
Murray House
Mount Havelock
Douglas
Isle of Man
IM1 2SF

Telephone 01624 685 161

From: Andrew Jessopp [mallto:acrjessopp@manx.net]

Sent: 05 March 2010 18:43 To: DLGE, Planning Policy

Subject: Proposed development order cooil road

For the avoidance of doubt I wish to make it clear I strongly object to the making of this order.

The main reasons for my objection - which are not exhaustive and I reserve the right to add or amend to these objections at the public inquiry (that should be held to 'test' the proposal) - are briefly as follows:

1) The making of such an Order would be bad planning;

2) The making of the Order would be contrary to many Strategic Plan policies inter alia: STP6, STP10, SPP1, 2, 3, 5; GP3 (g) in particular as no alternatives have been properly considered; ENVP1 (see previous comment), ENVP2 & 14 the latter having not been properly considered; BP1 & 2; TP1.

Andrew Jessopp BSc (Hons) PMCS



Planning Policy Section
Department of Local Government and the
Environment
Murray House
Mount Havelock
Douglas
Isle of Man
IM1 2SF

Porsche Centre Chester

Cheshire Oaks Cheshire CH65 9LF Telephone: 0845 845 4911 Parts Direct Line: 0151 357 1222 Fax: 0151 357 1616

Email: info@porschechester.co.uk Web: www.porsche.co.uk/chester

Our Ref

Date

3rd March 2010

Dear Sirs.

Ref. Proposed Development Order for Cooil Road, Braddan.

In 2002 – 2003 I had planning approved to build a state of the art dealership on the land in question. This dealership would combine the businesses I had on the island at the time with Volkswagen, cars, Volkswagen Commercial Vehicles Audi, Porsche, BMW and Mini.

Although planning permission was granted this was overturned on appeal with Dandara objecting to the scheme.

The net result was due to available land I was forced to dispose of my business at a loss of 30 plus jobs on the Island and there is no longer an Audi or Porsche dealership.

I am strongly in favour of the land being released for development.

Yours faithfully

Mr Adrian Kermode Managing Director

RECEIVED ON

- 8 MAR 2010

AND THE ENVIRONMENT

Cortdlis Chester Ltd Registered office: Chestire Oaks, Chestire CH65 9LF Registered in England number: 4550225

## Curphey, Emily

From:

Curphey, Emily on behalf of DLGE, Planning Policy

Sent:

04 March 2010 09:12

To:

'Peter Morrisson'

Subject: RE: Proposed Development Order - Cooil Road, Braddan

#### Dear Mr Morrisson

Thank you for your submission, this will be considered by the Department along with all others received before a decision is made as to if and how best to progress with the Order.

#### Kind regards

### **Emily**

Emily Curphey MRTPI
Planning Policy Officer
Directorate of Planning and Building Control
Department of Local Government and the Environment
Murray House
Mount Havelock
Douglas
Isle of Man
IM1 2SF

Telephone 01624 685 161 Fax 01624 686 443

From: Peter Morrisson [mailto:petermorrisson@msn.com]

Sent: 03 March 2010 22:33 To: DLGE, Planning Policy

Subject: Proposed Development Order - Cooil Road, Braddan

Dear Sir/Madam,

Please find attached my submission regarding the above. I would be most grateful if you could send me an acknowledgement of this submission.

Many thanks,

Peter Morrisson.

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