



Meeting (No) **Extraordinary Meeting of the Community & Environment Committee (13)**

Time & Date **4.15pm, 26 April 2022**

Place **Neston Town Hall**

Document **Minutes**

Present: Cllrs Marple (Chair), Griffiths, Kynaston and Wastell

In attendance: Miss A Duncan (Governance & Operations Manager), CWaC Cllr Keith Millar

## PART 1: Items considered in the presence of the press and public

### 170 Questions and comments from residents

There were no questions or comments.

### 171 Apologies for absence

The Committee received apologies from Cllr Hinks (personal) and Cllr Samuel (personal) and **RESOLVED** to accept the reasons for absence.

The absence of Cllrs Davies and Jackson was noted.

### 172 Declarations of Interest

No declarations of interest were received.

### 173 Planning application 19/02087/FUL, Brook Meadow, Church Lane (retirement living accommodation): appeal under Section 78 of the Town & Country Planning Act 1990

**RESOLVED** to submit the following additional comment to the Planning Inspectorate for consideration by the Inspector when determining the appeal:

When Neston Town Council considered this planning application in 2019, DŵR Cymru Welsh Water stated that 'No problems are envisaged at the waste water treatment works for the treatment of domestic discharges from this site'.

Welsh Water EDMs Storm Overflow data release 2022 now indicates High Spill Frequency Ongoing Investigation Nesto Wwtw 125 times duration 1504Hrs. Updated information from the amended drainage plan (24<sup>th</sup> March 2021) indicates new site connection just down-stream of Tanksfields CSO which has discharged 41 times for a duration of 88 hours.

**EDM STORM OVERFLOW REGULATORY ANNUAL RETURN**  
Please send to email inbox: [askEDM@environment-agency.gov.uk](mailto:askEDM@environment-agency.gov.uk)  
Please name file using the following convention: "EDM Return WaSC period.xls"  
For example if Severn Trent Water had a bathing water return for 2021 it would be "EDM Return Severn Trent Water Bathing Season 2021.xls"  
For example if Wessex Water had a storm overflow annual return for 2021 it would be "EDM Return Wessex Water Storm Overflow Annual 2021.xls"  
For example if Southern Water had an emergency overflow annual return for 2021 it would be "EDM Return Southern Water Emergency Overflow Annual 2021.xls"

Red text - Requires attention (e.g. permit number not found on Consents Database)  
Pink text - amended by EA - please review (e.g. reference amended to match Consents Database)  
Cell is missing data - to be completed by WaSC  
Blue text = data populated by EA (using WaSC information provided Nov 2021 or Jan 2022)

Enter in columns T, U, V when relevant.

Water Company Name	Site Name (EA Consents Database)	Receiving Water / Environment (common name) (EA Consents Database)	Total Duration (hrs) all spills prior to processing through 12-24h count method	Counted spills using 12-24h count method	EDM Operation - % of reporting period EDM operational	High Spill Frequency - Action taken / planned - Status & timeframe
Dwr Cymru BOATHOUSE INN CSO		RIVER DEE	0.5	2	33.05	
Dwr Cymru GLADSTONE ROAD CSO		UNNAMED WATERCOURSE	23.25	12	99.99	
Dwr Cymru HARP INN CSO		DEE ESTUARY	60.25	34	74.83	
Dwr Cymru MARSHLANDS ROAD PS		RIVER DEE ESTUARY	383.5	69	97.24	N/A - Ongoing investigation
Dwr Cymru NESTON WASTEWATER TREATMENT WORKS		EST WATERS OF STANNEY BROOK	1504.5	125	99.92	N/A - Ongoing investigation
Dwr Cymru 5 DEE COTTAGES CSO		DEE ESTUARY	6.25	11	71.76	
Dwr Cymru EARLE DRIVE - PARKGATE ROAD CSO		DEE ESTUARY	0	0	60.23	
Dwr Cymru NESTON PARKGATE PUMPING STATION		DEE ESTUARY	849.75	81	99.81	
Dwr Cymru TANKFIELDS CSO		The Stanney Brook	88.25	41	100	

Neston Town Council seeks assurance that there will be no adverse impact to discharges to Stanney Brook which flows through Flint Meadow Park.

Chairman's initials and date:

BMM 21/6/22

These incidents of discharge also impact directly on the Dee Estuary Marshland which is an RSPB protected reserve and an area designated as an SSI.

## **Wildlife and Countryside Act 1981**

### **28G**

An authority to which this section applies (referred to in this section and in sections 28H and 28I as "a section 28G authority") shall have the duty set out in subsection (2) in exercising its functions so far as their exercise is likely to affect the flora, fauna or geological or physiographical features by reason of which the site is of special scientific interest.

2) The duty is to take reasonable steps, consistent with the proper exercise of the authority's functions, to further the conservation and enhancement of the flora, fauna or geological or physiographical features by reason of which the site is of special scientific interest.

In addition, since 2019, further regulations regarding sewage discharge have come into force which raise additional concerns re this application.

## **Environmental Act 2021**

### **83 Reduction of adverse impacts of storm overflows**

1) A sewerage undertaker whose area is wholly or mainly in England must secure a progressive reduction in the adverse impacts of discharges from the undertaker's storm overflows

2A) reducing adverse impacts on the environment, and

2B) reducing adverse impacts on public health.

### **174 Date of next meeting**

It was noted that an extraordinary meeting would be held at 10am on Wednesday 4 May 2022.

The meeting closed at 4.25pm.

Signed

*Brenda M. Marple*

Date

*21/6/22*