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## HINCKLEY AND BOSWORTH BOROUGH COUNCIL

### EXECUTIVE

24 SEPTEMBER 2014 AT 6.30 PM

PRESENT: Mr SL Bray - Chairman  
Mr DC Bill MBE – Vice-Chairman  
Mr DS Cope, Mr WJ Crooks, Mr DM Gould, Mr KWP Lynch, Mr MT Mullaney and  
Ms BM Witherford

Officers in attendance: Rebecca Owen, Steve Atkinson, Richard Crosthwaite, Bill Cullen,  
Rob Parkinson and Shilpa Thakrar

#### 191 MINUTES

It was moved by Councillor Bray, seconded by Councillor Crooks and

RESOLVED – the minutes of the meetings held on 6 & 28 August 2014 be confirmed and signed by the Chairman.

#### 192 DECLARATIONS OF INTEREST

No interests were declared at this stage.

#### 193 MALLORY PARK RACE TRACK

Members of the Executive were updated on actions taken since the meeting on 28 May 2014 and were informed of potential next steps in relation to noise control at Mallory Park race track. Actions taken by Real Motorsport Limited (RML) as operator of the race track were outlined to members, including installation of a track monitor and remote monitor which could be accessed by HBBC officers for 'real time' noise information, temporary barriers and attempts to improve relationships with the community.

Councillor Gould, as Executive member, drew attention to a letter received from RML and expressed the need to give some leeway to RML without abdicating control. He felt that RML had kept promises, albeit belatedly, and made good progress over the previous few months. He proposed that recommendations 2.1 and 2.3 of the report be supported, but that recommendation 2.2 be amended to read:

"2.2 That, notwithstanding the fact that RML only belatedly part completed the actions required in May 2014, but taking into account the commitments given in their letter of 24 September 2014, a revised Notice be served on RML, using strictly the principles clearly set out in the Appendix to this recommendation and subject to:

- i) the final legal detail of the Notice being delegated to the Chief Executive, in consultation with the Executive Lead Member;
- ii) a valid planning application for agreed (with the Council) permanent and remedial works being submitted by RML by 30 October 2014;
- iii) the Chief Executive, in consultation with the Executive Lead Member, being satisfied that the three conditions set out May 2014 have been met, including 'trackside' noise levels; and

- iv) the Chief Executive providing written confirmation to the Executive of the satisfactory completion of this work by 7 November 2014.”

The proposal was seconded by Councillor Bill and debate ensued thereon.

In response to members' questions, the following points were made:

- there would be a limit on 'noisy days' and an application would have to be made to increase this number on an ad hoc basis. No approach had yet been received or indicated for such an extension
- other events, such as pop concerts, would be controlled by a premises licence so could not be included in the allowed 'noisy' activities
- RML had moved towards hosting other, non-motor racing activities, which generated revenue but caused no noise pollution to residents
- The noise attenuation measures would require planning permission and an update would be provided to the Executive in early November
- The Notice would be enforceable subject to the Council's Enforcement Policy and prosecution could result from any breaches.

It was moved by Councillor Gould, seconded by Councillor Bill and

RESOLVED –

- (i) The activity since 28 May 2014 and the potential implications, including the Appeal from RML currently being considered by the Courts, be noted;
- (ii) a revised Notice be served on RML, using strictly the principles clearly set out in the appendix and subject to:
- (a) the final legal detail of the Notice being delegated to the Chief Executive, in consultation with the Executive Lead Member;
  - (b) a valid planning application for agreed (with the Council) permanent and remedial works being submitted by RML by 30 October 2014;
  - (c) the Chief Executive, in consultation with the Executive Lead Member, being satisfied that the three conditions set out May 2014 have been met, including 'trackside' noise levels; and
  - (d) the Chief Executive providing written confirmation to the Executive of the satisfactory completion of this work by 7 November 2014.
- (iii) A supplementary estimate of £40,000 to cover additional costs of monitoring / court activity be approved.

194 STRATEGIC HOUSING MARKET ASSESSMENT

The Executive gave consideration to a report which presented the Leicester and Leicestershire Strategic Housing Market Assessment (June 2014) as an evidence base in planning for future housing provision in Hinckley & Bosworth. It was moved by Councillor Bray, seconded by Councillor Lynch and

RESOLVED – the Leicester and Leicestershire Strategic Housing Market Assessment be approved as a Local Plan evidence base.

195 MEMORANDUM OF UNDERSTANDING

Members received a report on the Leicester and Leicestershire Housing Market Area Memorandum of Understanding relating to objectively assessed need for housing – July 2014. This item was being considered for endorsement by all local authorities in Leicestershire. It was moved by Councillor Bray, seconded by Councillor Bill and

RESOLVED – the Leicester and Leicestershire Housing Market Area Memorandum of Understanding relating to objectively assessed need for housing be approved.

(The Meeting closed at 7.12 pm)

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CHAIRMAN

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# Minute Item 193

## APPENDIX

### **Mallory Park Race Circuit – Principles Fundamental to Statutory Notice 2015**

#### **A) Definitions**

High Noise Day - A day when the noise level from circuit activities at the designated monitoring location does not exceed 68dB LAeq(30), unless for a special parade day by written agreement with HBBC. Two parade day requests per annum are anticipated and shall include a noise management plan for the event.

Medium Noise Day - A day when the noise level from circuit activities at the designated monitoring location does not exceed 55dB LAeq(30min)

Non-Noise Event Day - A day when the noise level from circuit activities at the designated monitoring location does not exceed 45dB LAeq(30min)

Quiet Day - A day when the noise level from circuit activities at the designated monitoring location does not exceed 38dB LAeq(30)

#### **B) Overriding Conditions:**

- i. There must be a minimum of two Quiet Days per week (see 'exception' in vi below)
- ii. There must be at least one Quiet Weekend per month and a Quiet Weekend must follow a two day High Noise weekend.
- iii. There may be an unlimited number of Non-Noise Event Days excepting that the quiet day provisions given above must be respected.
- iv. In no circumstances will there be three consecutive days of High/Medium Noise or combination thereof.
- v. There will be no drifting or motocross as defined by the ACU
- vi. 'Corporate Event Weeks' (5 consecutive days of 'non-noise') may replace High or Medium Noise days in any one week; those High/Medium Noise days to be forfeit in such cases.

#### **C) In-season - from 1st March to 31st October (in which there are 8 months / 35 weeks)**

##### **Weekends**

- i. 8 x two day High Noise weekends (one per month)
- ii. 19 x single High Noise Weekend Days, which may be held on Saturday or Sunday.

### **Weekdays**

- i. 32 x High Noise weekdays (one per week) but may not be used on the Friday before a two-day High Noise weekend ... *this would normally be the Wednesday test day*
- ii. 32 x Medium Noise Days (one per week) Medium noise days could be used any day but may not be used on the Friday before a two day High Noise weekend.
- iii. One High Noise Weekday in any week may be substituted for one of the five consecutive Non-Noise Event Days to allow corporate vehicle launches.

### **D) Out of season - 31st October to 1st March (in which there are 4 months / 17 weeks)**

- i. A maximum of five (5) High Noise Days may be used at any time but there may be no consecutive High Noise Days.
- ii. A maximum of eight (8) Medium Noise Days may be used at any time but there may be no consecutive Medium Noise Days.

### **Summary of Permitted Activity**

High and Medium Noise days (in total) – 112

Of which:

High Noise days at weekends - 35 (in season - of which 16 will be part of 2-day events – 8 weekends)  
- 5 (out of season)

Fully Quiet Weekends - 8 (in season)

Weekday High Noise Days - 64 (in season)  
- 8 (out of season)

Other controls relating to hours and individual vehicle control will remain as per previous draft notice.

Trackside levels shall be established following installation of barriers and levels agreed to achieve the current control levels.

### **Additional Control**

Appropriate measures will be introduced to limit the noise effect from any public address system, as experienced in the village