

PROPOSED STOPPING-UP OF PARTS OF THE MOOR (KIOSKS PHASES 1 & 2),  
SHEFFIELD CITY CENTRE

1.0 PURPOSE

- 1.1 To seek authority to support the proposed Stopping-up of existing highway at The Moor, Sheffield City Centre, as shown zebra hatched and identified as LARGE KIOSK on the plan included as Appendix A and SMALL KIOSK A and SMALL KIOSK B on the plan included as Appendix B.

2.0 BACKGROUND

- 2.1 An application to make the two Highway Stopping-Up Orders referred to above, under Section 247 of the Town and Country Planning Act 1990, has been made to the Department for Transport National Transport Casework Team (N.T.C.T.) by developer Scottish Widows Investment Partnership (SWIP).
- 2.2 SWIP proposes construction of three Kiosks along The Moor between Furnival Gate and Rockingham Gate. Full planning permission was granted to both phases by the City Council on 8<sup>th</sup> November 2012 (ref. 12/02998/FUL).
- 2.3 N.T.C.T has contacted the City Council, as a statutory consultee, in respect of the associated proposed Highway closures.
- 2.4 Both of the Phases are part of the wider Moor regeneration project. This project is being delivered by the City Council in partnership with SWIP.
- 2.5 In order to facilitate the approved development, it is necessary to permanently stop up the areas of highway shown by zebra hatching on the closure plans included as Appendix A and as Appendix B.

3.0 CONSULTATIONS

- 3.1 In this particular case, it is not the role of the City Council to consult the statutory organizations and other relevant bodies. However, as part of the process of making the application to N.T.C.T., the applicant should have consulted the usual sources and been in discussion with affected parties concerning the resiting and protection of their equipment. The N.T.C.T. will also serve notice on any affected bodies, to ensure that they do not object. At

the time of writing this report the Council had not been made aware of any objections.

#### 4.0 LEGAL IMPLICATIONS

4.1 The Director of Legal Services has been consulted and has advised that, assuming the areas of highway need to be stopped up to facilitate the approved developments, it is appropriate that these Orders are made using the powers contained within the Town & Country Planning Act 1990, Section 247.

#### 5.0 HIGHWAY IMPLICATIONS

5.1 In order to facilitate the approved developments, it is necessary to permanently stop up the areas of highway on The Moor shown by zebra hatching on the two plans included as Appendices A & B.

5.2 The Moor is an unclassified all-purpose adopted public highway, and forms part of the highway network in the area. However, following a Traffic Regulation Order to limit vehicular access to a few authorized vehicles such as emergency services, and vehicles delivering to shops and market stalls at certain times, it is in effect a pedestrian precinct.

5.3 The Officer Report which recommended that Planning Consent be granted noted that the proposals had been tracked to ensure that their location does not hamper access for emergency services, or the ability of surrounding retailers to service their units. (The new kiosks themselves will be of a relatively small scale and will not need large service vehicles).

5.4 The kiosks and outside seating areas will still allow suitable room on either side to ensure pedestrian flows are not hampered.

#### 6.0 EQUAL OPPORTUNITY IMPLICATIONS

6.1 No particular equal opportunity implications arise from the proposal in this report.

#### 7.0 ENVIRONMENTAL IMPLICATIONS

7.1 No particular environmental implications arise from the proposal in this report.

#### 8.0 FINANCIAL IMPLICATIONS

8.1 If the application is successful and the development goes ahead, the area will be de-accrued from the highway maintenance budget.

8.2 All costs associated with, and arising from, the application for the permanent highway closure, and consequent works on site, will be met by the applicant.

## 9.0 CONCLUSION

9.1 Based on the above information, I have no objections to the proposed closure of the areas of highway shown zebra hatched and identified as the LARGE KIOSK on the plan included as Appendix A and SMALL KIOSK A and SMALL KIOSK B on the plan included as Appendix B.

## 10.0 RECOMMENDATIONS

10.1 No objections are raised to the proposed stopping-up of the areas of highway subject to the Order and shown on the plans included as Appendices A and B, subject to satisfactory arrangements being made with the Statutory Undertakers with regards to such of their mains and services that may be affected.

10.2 Authorise the Director of Legal Services to notify N.T.C.T. of this decision.

Richard Day  
Senior Engineer  
Highway Records  
7 January 2013

REPORT APPROVED BY HEAD OF TRANSPORT, TRAFFIC AND PARKING SERVICES

Signed

Date