

TEAM MANAGER, HIGHWAY RECORDS

REPORT TO THE ASSISTANT DIRECTOR CITY TRANSPORT

17th June 2024

PROPOSED STOPPING UP OF PARTS OF STARLING MEAD, PARTRIDGE VIEW AND FOOTPATH OFF SKYE EDGE AVENUE, SKYE EDGE, SHEFFIELD 2.

1.0 PURPOSE

- 1.1 To seek authority to process the Stopping-Up Order required for closing parts of Starling Mead and Partridge View and a footpath link off Skye Edge Avenue, Skye Edge, Sheffield 2, as shown hatched black on the plan included as Appendix A. hereby referred to as 'the plan'.

2.0 BACKGROUND

- 2.1 The City Council is proposing to make an application to the Sheffield Magistrates' Court seeking an Order to stop up parts of the highway at Starling Mead and Partridge View and a footpath off Skye Edge Avenue, as shown by black hatching on the plan. It is the view of the Highway Authority that these highways are unnecessary for public use.
- 2.2 The subject areas of Starling Mead and Partridge View form parts of landscaped areas, that are partly located within the public highway. It is considered they provide no benefit to highway users and can therefore be considered surplus to the requirements of the Highway Authority.
- 2.3 The footpath, located between the Skye Edge Social Centre and 9 Skye Edge Avenue, is obstructed at both ends, and inaccessible to the public, as shown in the photo included as appendix B. Records show that the obstructions (gate and fence) have been present since at least 2008, though, no complaints have been received since that time. Therefore, the Highway Authority is of the view that the highway can be considered unnecessary for public use.

3.0 CONSULTATIONS

- 3.1 Consultations have been carried out with the Statutory Undertakers and other relevant bodies including the Emergency Services. We have received no objections to the proposal.

4.0 LEGAL IMPLICATIONS

- 4.1 The Director of Legal Services has been consulted and has advised that, assuming the subject areas of highway are unnecessary, it would be appropriate to process a closure using the powers contained within Section 116 of the Highways Act 1980.

5.0 HIGHWAY IMPLICATIONS

- 5.1 Since the redevelopment of the area, the subject areas of Starling Mead and Partridge View no longer serve as functioning areas of highway. Though they are still accessible to the public they form parts of landscaped areas adjacent to private car parks.
- 5.2 The affected part of the public footpath, from Skye Edge Avenue, has been obstructed for many years without any complaints. A new access path, that links to the footpath serving numbers 9 – 39 has been provided on land owned by the City Council, though this does not currently have highway status.
- 5.3 It is therefore considered that the highways are unnecessary for public use. The proposed closures will not have a detrimental effect on the surrounding highway network or its users and will not affect the public's enjoyment of the area.

6.0 EQUAL OPPORTUNITY IMPLICATIONS

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

7.0 ENVIRONMENTAL IMPLICATIONS

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

8.0 FINANCIAL IMPLICATIONS

- 8.1 All costs associated with this application will be met by the applicant.
- 8.3 There will be a small reduction of approximately £44 per annum to the Highway Maintenance Revenue Budget as a result of this highway closure.

9.0 CONCLUSION

- 9.1 Based on the above information, I have no objections to the proposed closures, as shown on the plan included as Appendix A.

10.0 RECOMMENDATIONS

- 10.1 Raise no objection to the proposed Stopping Up, required to close parts of Starling Mead, Partridge View and the footpath off Skye Edge Avenue, as shown by black hatching on the plan included as Appendix A, subject to satisfactory arrangements being made with Statutory Undertakers with regards to any of their mains and services that may be affected.
- 10.2 Authorise the Director of Legal and Governance to take all necessary action on the matter under the powers contained within Section 116 of the Highways Act 1980 and to apply to the Magistrates' Court for the Order.

Mark Reeder
Team Manager
Highway Records
Highway Maintenance Division

REPORT APPROVED BY TOM FINNEGAN-SMITH
ASSISTANT DIRECTOR CITY TRANSPORT

Signed

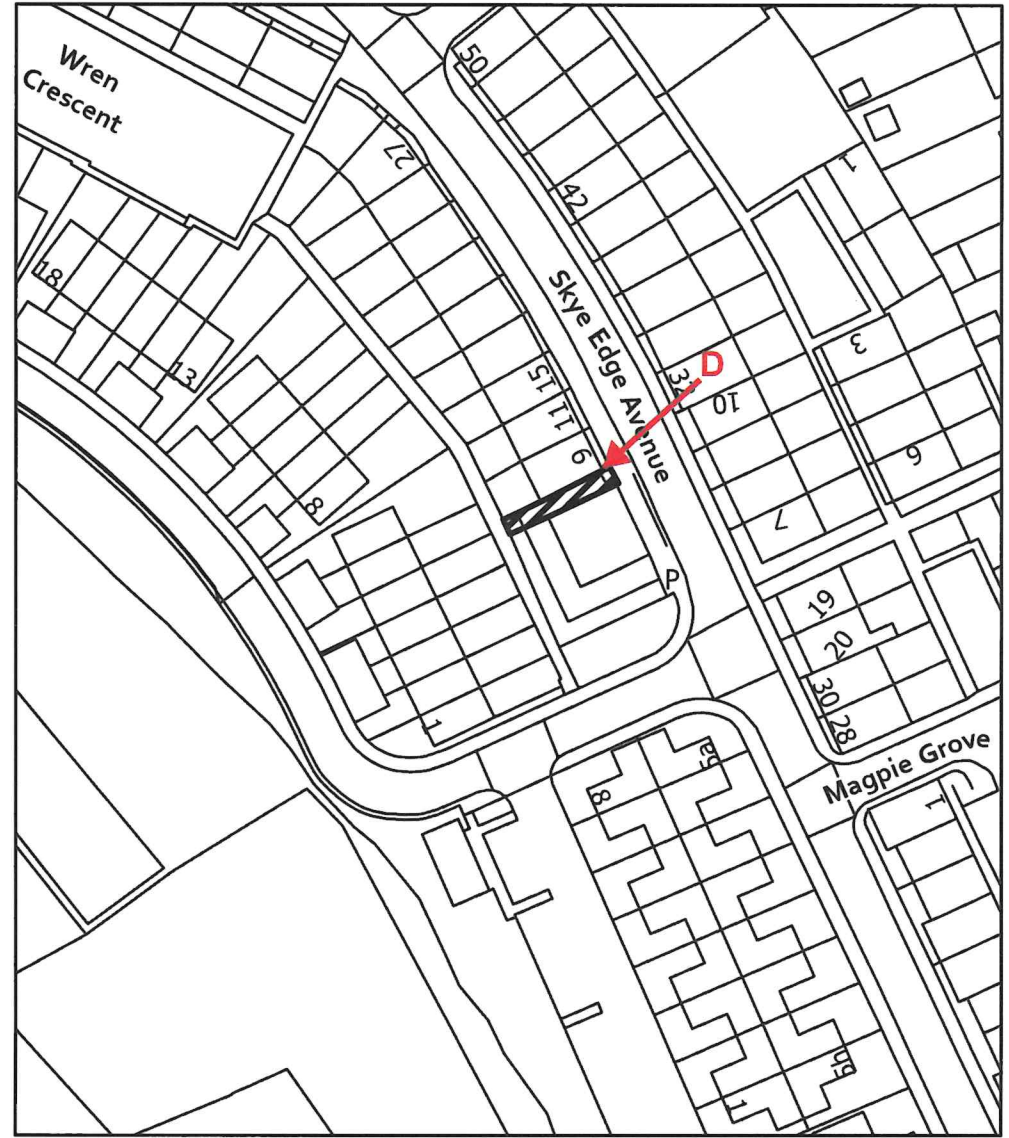
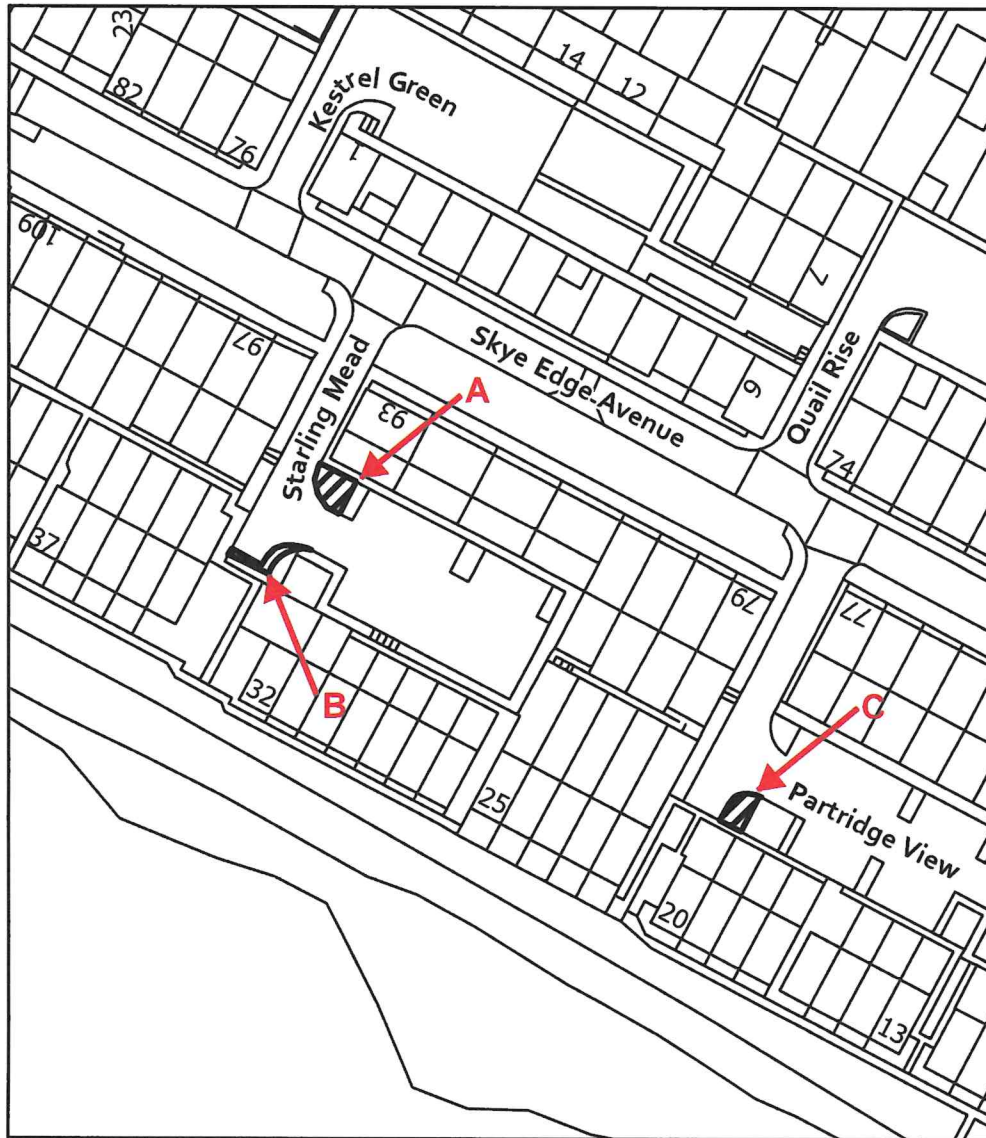
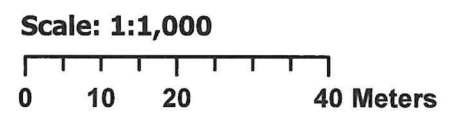


Date 17th June 2024



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**SECTION 116 HIGHWAYS ACT 1980.
PROPOSED STOPPING UP OF HIGHWAY
AT SKYE EDGE, SHEFFIELD 2**



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Central reference point of highway to be stopped up.

- A: 437006:386731
- B: 436998:386722
- C: 437060:386689
- D: 437044:386572



HIGHWAY TO BE STOPPED UP

Appendix B

