

TEAM MANAGER, HIGHWAY RECORDS

REPORT TO HEAD OF STRATEGIC TRANSPORT AND INFRASTRUCTURE

18th February 2020

PROPOSED STOPPING UP OF PART OF BALACLAVA ROAD, NETHERTHORPE, SHEFFIELD 6

1.0 PURPOSE

- 1.1 To seek authority to process the Highway Stopping-Up Order required for closing part of Balaclava Road as shown hatched black on the plan attached as Appendix A, hereby referred to as 'the plan'.

2.0 BACKGROUND

- 2.1 An application to make a Highway Stopping-Up Order, under Section 247 of the Town and Country Planning Act 1990, has been made to the Department for Transport's National Transport Casework Team (N.T.C.T.) by a developer.
- 2.2 N.T.C.T. has contacted the City Council, as a statutory consultee, in respect of the proposed closure.
- 2.3 The applicant is seeking the closure of highway, which currently forms the footway around the turning-head of Balaclava Road.
- 2.4 Planning consent has been granted conditionally for the Use of vacant building as Children's Day Nursery including addition of fencing and creation of outdoor play area under planning reference 19/02990/FUL.
- 2.5 In order to facilitate the approved development, the applicant contests that it is necessary to permanently stop up the area of highway shown by blue hatching on the plan.

3.0 CONSULTATIONS

- 3.1 In this particular case, it is not the role of the City Council to consult the statutory organisations 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 siting and protection of their equipment. At the time of writing this report the Council had not received notification of any third party objections.

4.0 LEGAL IMPLICATIONS

- 4.1 The Director of Legal Services has been consulted and has advised that, assuming the area of highway needs to be stopped up to facilitate the approved development, it would be appropriate to process the closure using powers contained within the Town & Country Planning Act 1990, Section 247.

5.0 HIGHWAY IMPLICATIONS

- 5.1 Balaclava Road is an adopted public highway in the Netherthorpe area of Sheffield.
- 5.2 The closure will remove the area of footway as shown hatched blue on the plan.
- 5.3 There is no clear demarcation between the footway and the car park of the adjacent premises. Consequently the area has formed an informal car parking area which can be seen in the photo attached as Appendix B
- 5.4 Colleagues in Highway Development Control have expressed no concerns with the closure and consider that due to the low traffic movements' pedestrians taking the shorter route across the turning head, shown as points A to B on the plan, should not present any issues.
- 5.5 Therefore, closure of this part of the highway should not affect the public's enjoyment of the area. The closure is necessary for the proposed development and it is considered that it will have no detrimental effect on the surrounding highway network and its users.

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 There will be no increase in liability on the Highway Maintenance revenue budget as a result of this highway closure.
- 8.2 Therefore there will be no increase in liability on the Highway Maintenance revenue budget.

9.0 CONCLUSION

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

10.0 RECOMMENDATIONS

- 10.1 Raise no objections to the proposed closure of part of Balaclava Road, Netherthorpe, Sheffield, as shown by blue hatching on the plan included as Appendix A, subject to satisfactory arrangements being made with Statutory Undertakers with regards to their mains and services that may be affected.
- 10.2 Authorise Legal Services to take all necessary action on the matter under the powers contained within the Town and Country Planning Act 1990, Section 247, and to apply to the Department for Transport for an Order to close the said area of highway.

Mark Reeder

Engineer
Highway Records.

18th February 2020

REPORT APPROVED BY HEAD OF Strategic Transport and Infrastructure

Signed

Date




HIGHWAY AT SHEFFIELD IN THE CITY OF SHEFFIELD

APPENDIX A



Key Scale 1:200 @ A3

Highway to be
stopped up 

National Transport Casework
Team

Department for Transport

Plan No:
NATTRAN/Y&H/S247/4099

Signed by Authority of the
Secretary of State

on.....

Signature.....

DAVE CANDLISH
An Official in the
National Transport Casework Team
Department for Transport



APPENDIX B

