

TEAM MANAGER, NEW WORKS AND RECORDS

TO HEAD OF TRANSPORT, TRAFFIC,
AND PARKING SERVICES

25th April 2014

HIGHWAYS ACT 1980 – SECTION 116

PROPOSED CLOSURE OF PART OF QUEENS ROAD, HEELEY, SHEFFIELD

1.0 PURPOSE

To seek authority to process the Stopping-Up Order required for closing part of Queens Road, Heeley, Sheffield.

2.0 BACKGROUND

2.1 The applicant, Donald Cooke Ltd, is seeking to close the area shown by hatching on the plan attached as Appendix A. The applicant contends that this area is no longer needed as public highway. A location plan is also included as Appendix B.

2.2 The subject area is within land owned by the applicant and no neighbouring land owners will be affected.

2.3 For a number of years the subject area was enclosed behind a chain-link fence surrounding a vehicle sales pitch. Following the development of new retail premises a new boundary wall was constructed with the subject area remaining enclosed.

2.4 No complaints were received at any time regarding the enclosure of the highway.

3.0 CONSULTATIONS

3.1 Consultations have been carried out with the Statutory Undertakers, the Emergency Services and other relevant bodies.

3.2 Not all consultees had responded at the time of writing this report but of those who have replied none have equipment within the proposed area of closure.

4.0 LEGAL IMPLICATIONS

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

5.0 HIGHWAY IMPLICATIONS

5.1 Queens Road is an adopted all purpose highway and a Classified Road numbered A61.

5.2 The subject area abuts land owned by the applicant and in its present state serves no purpose to highway users. As such it is considered that the proposed closure will not have a detrimental affect on the surrounding highway network and its users and will not affect the public's enjoyment of the area.

6.0 EQUAL OPPORTUNITY IMPLICATIONS

6.1 There are no particular equal opportunities implications arising from the proposals in this report.

7.0 ENVIRONMENTAL IMPLICATIONS

7.1 There are no environmental implications associated with this closure.

8.0 FINANCIAL IMPLICATIONS

8.1 There will be no increase in liability on the Highway Maintenance revenue budget as a result of these highway closures. If the application is successful the area will be de-accrued from the Highway Maintenance budget.

8.2 Any associated costs, relating to the proposals, will be met by the applicant.

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 Queens Road, Heeley, Sheffield, as shown by 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 Section 116 of the Highways Act 1980 and to apply to the Magistrates' Court for an Order to stop-up the said area of highway.

Mark Reeder
Senior Technician
Highway Records

25th April 2014

REPORT APPROVED BY HEAD OF TRANSPORT, TRAFFIC AND PARKING SERVICIES

Signed

Date