

## TEAM MANAGER, HIGHWAY RECORDS

### REPORT TO HEAD OF STRATEGIC TRANSPORT AND INFRASTRUCTURE

18<sup>th</sup> July 2017

#### PROPOSED STOPPING UP OF HIGHWAY AT QUEEN STREET AND BRIDLE STILE, MOSBOROUGH, SHEFFIELD, S20 5BQ

##### 1.0 PURPOSE

- 1.1 To seek authority to object to the proposed Stopping-Up Order required for parts of Queen Street and Bridle Stile, Mosborough, Sheffield.

##### 2.0 BACKGROUND

- 2.1 An application to make a Highways Stopping-Up Order, 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.).
- 2.2 N.T.C.T has contacted the City Council, as a statutory consultee, in respect of the proposed closure referred to below.
- 2.3 The applicant is seeking the closure of part of Queen Street and part of Bridle Stile, Sheffield. Planning consent has been granted conditionally for the demolition of the former Fire Station erection of 10 dwellings under reference 16/03550/FUL.
- 2.4 In order to facilitate the approved development, it is necessary to permanently stop up the areas of highway shown by black hatching on the plan included as Appendix A.

##### 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 resiting and protection of their equipment. At the time of writing this report the Council had not received notification 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 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 Queen Street is an adopted all-purpose highway.
- 5.2 Bridle Stile is part adopted all-purpose highway and part public bridleway. The subject area is within the all-purpose highway.
- 5.3 The subject areas proposed for closure form a wide section of footway at Queen Street and the former Fire Station access off Bridle Stile.
- 5.4 The three areas shaded red on the plan attached as Appendix B have not been included within the closure areas. These areas appear to have been reserved solely to facilitate access to properties. As such they no longer have any purpose for public highway users and the Council is of the view that they should be included within the area to be closed. Furthermore, if these areas remain as Adopted Highway once the other areas are closed, there could be problematic maintenance implications for the Council as Local Highway Authority.
- 5.5 The Council is satisfied that it is necessary to close the existing highways as shown on the plan attached as Appendix A in order to facilitate the planning consent. However, for the reasons described above we must object to this proposal, at least until such time as there is greater clarity regarding future maintenance arrangements.

#### 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 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.

8.2 It is recommended that the Council makes an objection to this closure application until such time as it is completely satisfied that there will be no increase in liability on the Highway Maintenance Revenue Budget as a result of these proposals.

## 9.0 CONCLUSION

9.1 Based on the information in section 5 of this report, I have objections to the proposed stopping up of parts of Queen Street and Bridle Stile, Sheffield, as shown by hatching on the plan included as Appendix A, on the grounds that:

- the closure will create areas of cul-de-sac highway that no longer effectively serve the public and which will still be the maintenance responsibility of the Highway Authority. It is our view that in these circumstances it would be inappropriate to retain these areas as public highway.
- the areas of Highway omitted from the Closure Order (as shown red on the plan in Appendix B) could be problematic to maintain in isolation.

## 10.0 RECOMMENDATIONS

10.1 Raise an objection to the proposed stopping up of parts of Queen Street and Bridle Stile, Mosborough, Sheffield, shown by black hatching on the plan included as Appendix A, pending further discussions with the applicant.

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

10.3 if the applicant:

- the areas shown red in Appendix B are included in a new or amended Stopping Up application; and/or
- the Council is satisfied that the proposed Stopping Up will not make future maintenance of the remaining Highway problematic;

then authorise the Director of Legal Services to withdraw the Council's objection.

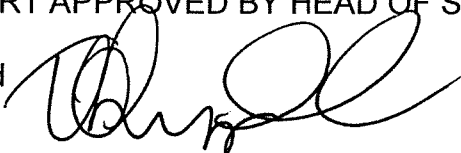
Mark Reeder

Engineer  
Highway Records.

18<sup>th</sup> July 2017

REPORT APPROVED BY HEAD OF Strategic Transport and Infrastructure

Signed



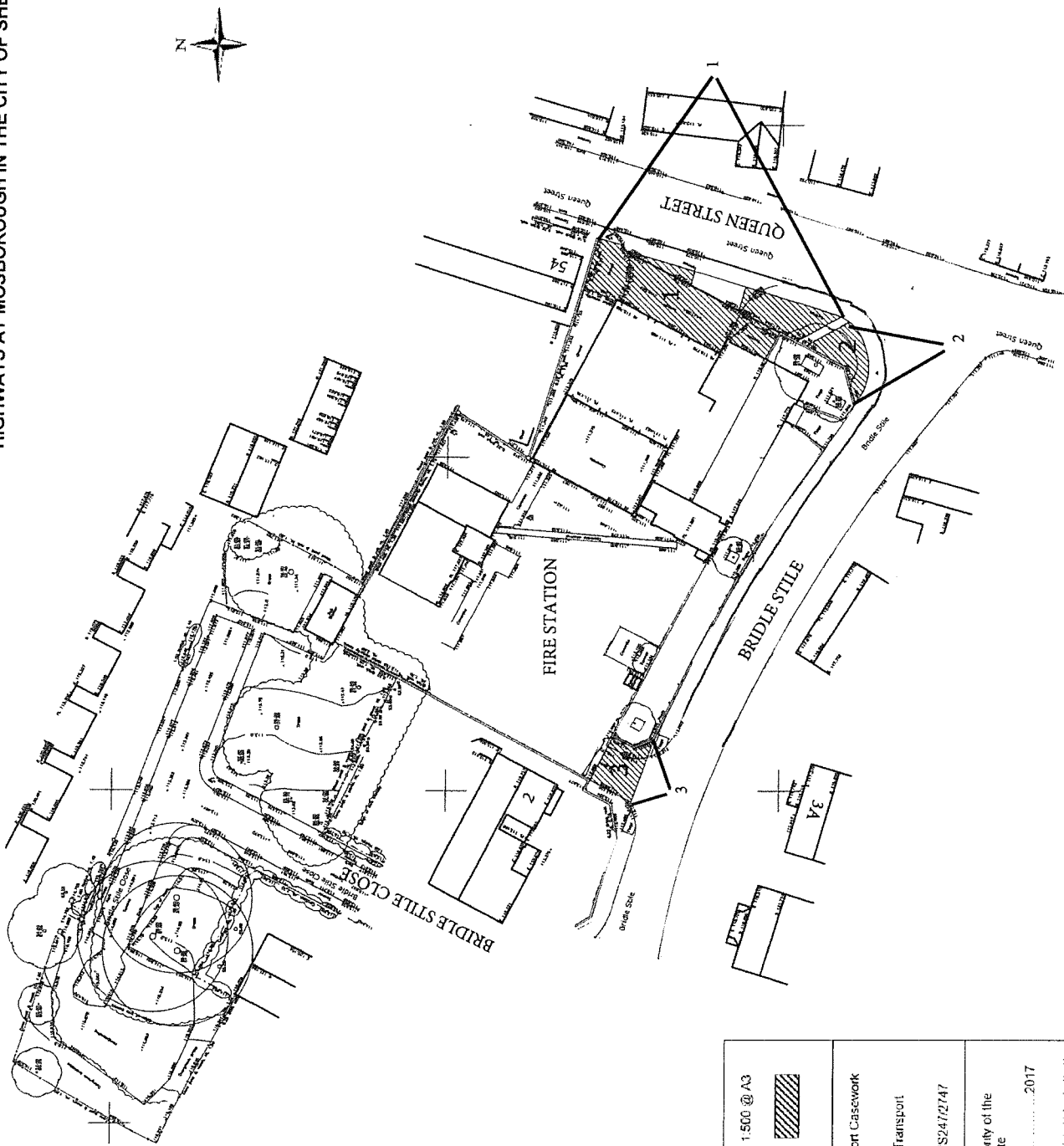
Date

18.7.17.



# APPENDIX A

## HIGHWAYS AT MOSBOROUGH IN THE CITY OF SHEFFIELD



Key	Scale 1:500 @ A3
Highway to be stopped up	
National Transport Casework Team	
Department for Transport	
Plan No:	NAT/TRAN/7&H/S24/2747
Signed by Authority of the Secretary of State	09/.....2017
Signature	.....
DAVE CANDLISH An Official in the National Transport Casework Team Department for Transport	





