

TEAM MANAGER, HIGHWAY RECORDS

REPORT TO HEAD OF STRATEGIC TRANSPORT AND INFRASTRUCTURE

5th August 2019

PROPOSED STOPPING UP OF HIGHWAY AT 109 SKYE EDGE AVENUE, SHEFFIELD S2 5FY

1.0 PURPOSE

- 1.1 To seek authority to process the Highway Stopping-Up Order required for closing the highway verge adjacent to the footpath at the rear of 101 to 109 Skye Edge Avenue, Sheffield S2 5FY.

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 forms the verge adjacent to the footpath at the rear of 101 to 109 Skye Edge Avenue, Sheffield S2 5FY. Planning consent has been granted conditionally to allow the erection of 113 dwellings, under application reference 18/03851/FUL.
- 2.4 In order to facilitate the approved development, the applicant contests that it is necessary to permanently stop up the area of highway shown by black hatching on the closure 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 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 The footpath at the rear of 101 to 109 Skye Edge Avenue is an adopted cul-de-sac footpath.
- 5.2 The closure will remove an area of highway verge adjacent to the footpath, which has a maximum width of 0.6 metres over a length of 27 metres. This will not reduce the tarmacked footpath available to pedestrians.
- 5.3 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 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 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 the footpath at the rear of 101 to 109 Skye Edge Avenue, 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 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.

5th August 2019

REPORT APPROVED BY HEAD OF Strategic Transport and Infrastructure



HIGHWAY AT SHEFFIELD IN THE CITY OF SHEFFIELD

