

TEAM MANAGER, HIGHWAY RECORDS

REPORT TO HEAD OF STRATEGIC TRANSPORT AND INFRASTRUCTURE

21st July 2021

PROPOSED CLOSURE OF PART OF MOORTHORPE WAY AND DIVERSION OF PARTS OF A PUBLIC BRIDLEWAY AT OWLTHORPE, SHEFFIELD.

1.0 PURPOSE

- 1.1 To seek authority to process the Highway Stopping-Up Order required for closing part of Moorthorpe Way and diverting parts of Public Bridleway ECK\35 at Owlthorpe, Sheffield, as shown hatched black on the plan included 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 part of Moorthorpe Way and the diversion of parts of Public Bridleway ECK\35 at Owlthorpe, Sheffield, as shown hatched black on the plan.
- 2.4 On 2nd March 2021 an Inspector, appointed by the Secretary of State, granted permission conditionally, under Appeal Reference APP/J4423/W/20/3258555, for the erection of 72 dwellings, new access road, landscaping, public open space, playspace, and flood storage works at Land at Moorthorpe Way, Sheffield S20 6PD, in accordance with the terms of the application Ref 19/03143/FUL
- 2.5 In order to facilitate the approved development, the applicant contests that it is necessary to permanently stop up part of Moorthorpe Way and divert parts of the Public Bridleway as shown hatched black on the plan.

3.0 CONSULTATIONS

- 3.1 In this 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 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 Moorthorpe Way is an all-purpose highway in the Owlthorpe area of Sheffield.
- 5.2 Public Bridleway ECK\35 links Moorhole Lane (Owlthorpe) with Brook Lane (Hackenthorpe).
- 5.3 The closure will remove a small area of the all-purpose highway at Moorthorpe Way. This is shown hatched black at point 3 on the plan.
- 5.4 The proposal will close and divert parts of public bridleway ECK\35, shown hatched black at points 1 and 2 on the plan.
- 5.5 The new sections of Public Bridleway will be provided at a width of 4 metres. This will utilise the existing cycle track, highway verge and new highway. New highway and existing highway to be improved are shown stippled and cross-hatched respectively.
- 5.6 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 All costs accruing to the Council (Highway Maintenance Division) associated with this proposal will be met by the Applicant (including commuted sums for future maintenance if applicable).
- 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 proposal to close part of Moorthorpe Way and divert parts of Public Bridleway ECK\35 as shown hatched black on the plan included as Appendix A.

10.0 RECOMMENDATIONS

- 10.1 Raise no objections to the proposal to close part of Moorthorpe Way and divert parts of Public Bridleway ECK\35 as shown hatched black on the plan included as Appendix A.
- 10.2 Authorise the Director of Legal and Governance to notify N.T.C.T of this decision.

Mark Reeder

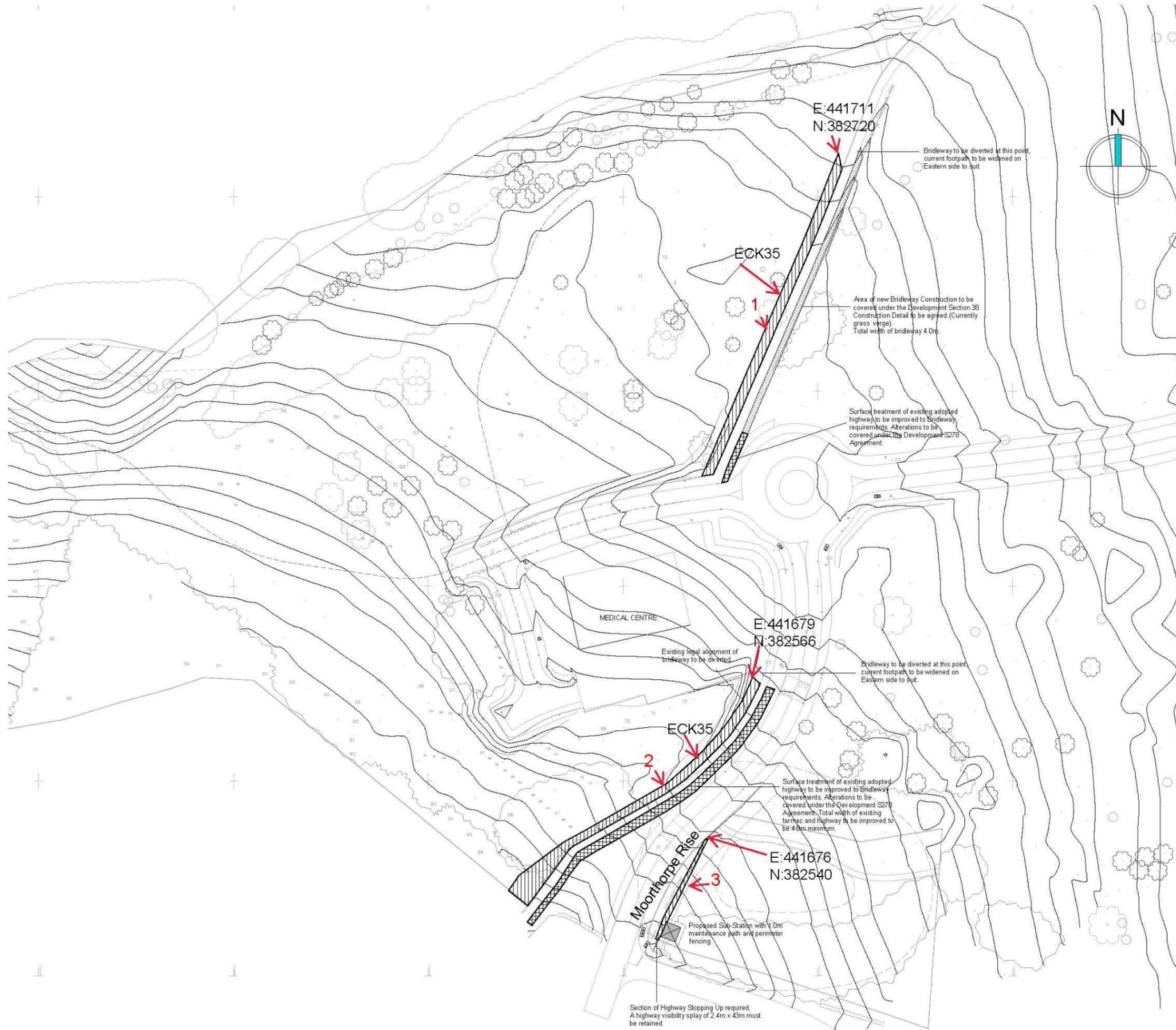
Engineer
Highway Records.

21st July 2021

REPORT APPROVED BY HEAD OF Strategic Transport and Infrastructure

Date 12 August 2021

HIGHWAYS AT MOORTHORPE WAY IN THE CITY OF SHEFFIELD



Key	Scale 1:1000 @ A3
Highways to be stopped up	
Proposed highways to be improved	
Proposed new highway	
National Transport Casework Team	
Department for Transport	
Plan No: NATTRAN/Y&H/S247/4731	
Signed by Authority of the Secretary of State	
on	
Signature	
DAVE CANDLISH An Official in the National Transport Casework Team Department for Transport	