

DIRECTOR OF OPERATIONAL SERVICES

REPORT TO PLANNING
AND HIGHWAYS COMMITTEE
23rd JUNE 2020

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257, PROPOSED CLOSURE OF FOOTPATH OFF KNUTTON RISE, PARSON CROSS, SHEFFIELD.

1.0 PURPOSE

- 1.1 To seek authority to process the Public Path Closure Order required to close the footpath (that has no formal status) between Knutton Rise and Public Footpath ECC\117 in the Parson Cross area of Sheffield, shown hatched black on the plan attached as Appendix A.

2.0 BACKGROUND

- 2.1 On the 14th May 2020 planning permission (ref: 20/01001/FUL) was granted for the erection of four dwellinghouses with associated parking off Knutton Rise, Parson Cross, Sheffield.
- 2.2 In order to enable the approved development to be carried out, it is necessary to close the footpath which runs through the site. Though the path has no legal status, it is considered prudent to make a formal closure application. If the application is successful it will prevent any public rights from being established across the site.

3.0 CONSULTATIONS

- 3.1 Consultations have been carried out with Statutory Undertakers (i.e. utility companies), the Emergency Services, and other relevant bodies, including footpath societies.
- 3.2 Not all the consultees had responded at the time of writing this report. No objections have been received from those that have responded.
- 3.3 If any negative comments relating to the application are received before the Planning and Highways Committee meeting, they will be reported verbally.

4.0 LEGAL IMPLICATIONS

- 4.1 If the Council is satisfied that the footpath needs closing to enable the approved Development to be carried out, it would be appropriate to process the closure using the powers contained within Section 257 of the Town and Country Planning Act 1990.

5.0 HIGHWAY IMPLICATIONS

- 5.1 The subject footpath is unmade and currently has no legal status.
- 5.2 The alternative route, along the adopted footway of Knutton Crescent and footpath ECC\117 is approximately 30 metres longer, though it has a tarmac surface and is well lit.
- 5.3 Therefore the diversion of the footpath should not adversely affect the public's enjoyment of the area and 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 proposals in this report.

7.0 ENVIRONMENTAL IMPLICATIONS

- 7.1 No particular environmental implications arise from the proposals in this report.

8.0 FINANCIAL IMPLICATIONS

- 8.1 There are no costs accruing to the Council's Highway Maintenance Division in association with this proposal.
- 8.2 Therefore there will be no increase in liability on the Highway Maintenance revenue budget.

9.0 CONCLUSION

- 9.1 The Highway Authority is satisfied that the proposed closure of the footpath is necessary to enable the approved Development to be carried out. Based on all of the above information, the application is supported.

10.0 RECOMMENDATIONS

- 10.1 Members raise no objections to the proposed closure of the footpath off Knutton Rise, as shown hatched black on the plan included as Appendix A, subject to satisfactory arrangements being made with Statutory Undertakers in connection with any of their mains and services that may be affected.

10.2 Authority be given to the Director of Legal and Governance to

- a. take all necessary action to close the footpath by order under the powers contained within Section 257 of the Town and Country Planning Act 1990.
- b. confirm the order as an unopposed order, in the event of no objections being received, or any objections received being
- c. resolved and withdrawn prior to the order being confirmed.

Gill Charters

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Head of Highway Maintenance

9th June 2020

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