Whitefield & Unsworth Township Forum: Issues raised 08/03/16

	Raised by	Item Raised at Open Forum	Action by	Action
1	Mr Haigh	At the last meeting, Cllr Connolly stated how strapped for cash the Council is and will be. Next day I received a letter saying there will be 20mph zone on roads.		Money has been ring fenced 3 years ago and couldn't be used for anything else.
				CIIr Adams
				The money came from central government, if it is not spent, it goes back.
				CIIr Caserta
2	Resident	Outwood Community Parkland resurfaced car park, but the gate has been locked for 4 years. What is happening at this site?	Leisure Services	There are two open car parks at Outwood - James Street and Elms Avenue. The car park near the business units is kept locked to prevent access by travelers and fly tippers.
				Graham Schoon Countryside Officer
3	Ms Sutton	Myself and a few residents have an idea to improve the look of North View Avenue – making it look aesthetically pleasing by removing some flags and putting in flower displays. It is possible to waive the £385 planning fee and be allowed to lift 2/3 flagstones. Also is there funding available?	Cllr Mallon	Will liaise with resident outside of the meeting regarding resident groups and funding.
			Planning Dept Highways	Clir Mallon
				Ms Sutton contacted the planning department through the contact centre and responses were issued from the planning and highways departments.
				Planning permission would be required for the change of use of the land and the planning fee would be £385. Planning fees are set by statute and there are a limited number of exceptions, which confirm when a planning fee is not required. From the information provided, Ms Sutton does not comply with the exemptions and unfortunately, the Council is unable to waive the fee.
				The planning application would be subject to a

consultation process with relevant consultees and the neighbouring properties. As such, it is not possible to confirm whether planning permission will be granted until the comments raised during the consultation process have been fully considered. However, the initial comments from the Highways Section indicated that there would be no objections in principle to the proposal.

In addition to the planning process, the affected area of the adopted highway would need to be stopped up. This is a legal statutory process and cannot be circumvented.

Helen Longworth Principal Planning Officer

I can confirm that I have consulted colleagues in Highway Asset Management regarding your enquiry. As a publicly maintainable asset, whilst they could not promote the idea that the existing surfacing at the cul-de-sac end of North View, Whitefield be removed to enable these areas to be planted by the residents, there would be no objections in principle to the change of use of the land as confirmed would be required by Development Management.

However, the adoption limits would need to be amended, which will require the stopping-up of the affected area of adopted highway in agreement with the underlying landowner. Unfortunately, this is not a straightforward process and guidance and the necessary process to be followed can be found at:

https://www.gov.uk/government/publications/stoppingup-and-diversion-of-highways

Whilst it is not clear at this stage if there is some highway/utility reason why the limits of adoption are as they are at this location that necessitated the provision of a very wide footway (from experience, it could just be that the developer, at that time, dedicated the land to the

				 Highway Authority to pass on any future maintenance liabilities to the Council). I do not see any reason for the Highway Authority to object to the proposal subject to the retention of a 1.8m – 2.0m wide footway on the easterly side of the turning head (which includes the existing street lighting column position and could be agreed on site in due course to reflect the existing flagging courses if you decide to pursue an application).
				This obviously is on the assumption that the landowner (which you would need to determine prior to submitting a planning application) is in agreement with the change of use proposed and the necessary highway closure (as, if stopped-up/closure order obtained under Section 247 of the Town and Country Planning Act 1990, the area of land affected would revert to the landowner) as well as the occupiers of No.'s 1 & 3 Well Grove that abut this footway and who would be most directly affected by the proposal/highway closure.
				Whilst the process to be followed is, unfortunately, not straight forward, potentially costly and could be objected to be any affected landowner, abutting landowner or statutory undertaker (such as British Telecom, United Utilities, etc) even if planning consent is granted, it is to be noted that other similar proposals have been successfully implemented but usually for a change of use of public open space to garden area.
				We would have no objections in principle to a scheme.
				Paul Holmes Principal Engineer (Development)
4	Resident	Deep potholes on Lilly Hill Street – have been logged on the system in December 2015. There are several	Highways Cllr Mallon	Repairs to the potholes on Lilly Hill Street are programmed for completion by 25 March 2016. Peter Stokes

		deep potholes on the stretch between 163 to 173 Lilly Hill Street.		Group Engineer – Highway Maintenance
5	Resident	The Street Light is not working outside 173 Lilly Hill Street, Whitefield	Street Lighting Cllr Mallon	The street light has been fixed 22 March 2016. Philip Hewitt Group Engineer (Street Lighting and Operations)

Ruth Shedwick, Township Coordinator 29 March 2016