



PL.10 14/15
Planning Committee
Date: 15th October 2014

Subject: Application Relating to the Proposed Diversion of Part Public Footpath Number 76 Goltho

Report by:	Chief Operations Officer
Contact Officer:	Carol Slingsby Area Development Officer 01427 676650 Carol.slingsby@west-lindsey.gov.uk
Purpose / Summary:	Details of a public path diversion application which requires determination by the Committee

RECOMMENDATION(S): That members give approval for the statutory procedure to commence the diversion of (part) Public Footpath Number 76 Goltho.

IMPLICATIONS

Legal: Possible objections to the Diversion Order may result in the requirement to have it determined by way of Public Inquiry – the outcome of which will be determined by the Secretary of State for the Environment, Food and Rural Affairs

Financial : The applicant has agreed to pay the Council's administration costs involved with processing the application, including costs of Legal Services Lincolnshire's time and any required press notices. The applicant agrees to meet additional costs if objections are received, but reserves the right to stop the process if they feel costs are becoming excessive.

Staffing : Staff time in processing the application through to confirmation of the Order

Equality and Diversity including Human Rights : Facilitate the retention of an amenity for the community

Risk Assessment :

Climate Related Risks and Opportunities : None as a result of this report

Title and Location of any Background Papers used in the preparation of this report:

Application received from Lincs Design Consultancy

Call in and Urgency:

Is the decision one which Rule 14.7 of the Scrutiny Procedure Rules apply?

i.e. is the report exempt from being called in due to urgency (in consultation with C&I chairman)

Yes

No

Key Decision:

A matter which affects two or more wards, or has significant financial implications

Yes

No

1. Introduction

- 1.1 On 3 February 2014 West Lindsey District Council received an application from Lincs Design Consultancy, acting as agent for the V E Farley Children's Settlement, for the diversion of (part) Public Footpath Number 76 crossing land in the parish of Goltho, from its existing route marked A-B to the proposed new route marked C-D as shown on the attached plan at Appendix A.

2. Legal Position

- 2.1 Section 257 of the Town and Country Planning Act 1990 outlines a procedure to stop up or divert a public footpath or bridleway which is affected by an authorised planning permission.

- 2.2 The Council has discretionary powers to stop up or divert a public footpath or bridleway;

“if they are satisfied that it is necessary to do so in order to allow the development to be carried out in accordance with the planning permission granted under Part III”

- 2.3 An Order under this section may, if the Council is satisfied that it should do so, provide –

“for the creation of an alternative highway for use as a replacement for the one authorised by the order to be stopped up or diverted, or for the improvement of an existing highway for such use”

3. Proposed Diversion

- 3.1 The application for the diversion of (part) Public Footpath Number 76 results as a condition of the Planning Permission (Application Number 130860) approved by the Council on 2 April 2014 to divert the public footpath before works commence on site to erect four residential dwellings. A copy of the planning application (dated 13/01/14), decision notice (dated 02/04/14), and diversion order application (dated 03/02/14) are attached at Appendix B.

- 3.2 The Planning Permission relates to the development of a parcel of land (the site) between other residential properties at Lincoln Road, Goltho as shown on Drawing Number LDC0858-02 attached at Appendix C. To the north of the site is the public highway. There is no continuation of the public footpath although public access does continue along the highway verge. To the south of the site is a wide grass highway verge with public access along it. The A158 public highway runs to the south of the verge.

- 3.3 The current route of Public Footpath Number 76 runs diagonally across the site to be developed from north east to south west, continuing

across the A158 in a south westerly direction, then curving around and continuing across the fields to the south east.

- 3.4 The proposed Order will divert that part of Public Footpath Number 76 affected by the granted development to a line more central through the site allowing two residential plots to the west side and two residential plots to the east side of the footpath to be developed, as shown on the site layout plan at Appendix C. If the footpath is not diverted, it will remain in place through the new property gardens and plot 3 house.

4. Result of consultations.

- 4.1 The statutory bodies and other interested parties have been consulted about the proposal. No objections have been received at the time of writing this report. Copies of the consultation letter and responses are attached at Appendix D.

5. Human Rights Act

- 5.1 The Human Rights Act incorporates the rights and freedoms set out in the European convention on Human Rights onto UK law. So far as it is possible, all legislation must be interpreted so as to be compatible with the Convention.
- 5.2 The Committee is required to consider the application in accordance with the principle of proportionality. The Committee will need to consider the protection of individual rights and the interests of the community at large, including the rights of the future residents of the properties to be built on the land.

6. Conclusion

- 6.1 Section 257 of the Town and Country Planning Act 1990 is the appropriate legislation for the diversion of part Public Footpath Number 76 Goltho which results as a requirement of the Planning Permission (Reference Number 130860) granted by the Council on 2 April 2014.

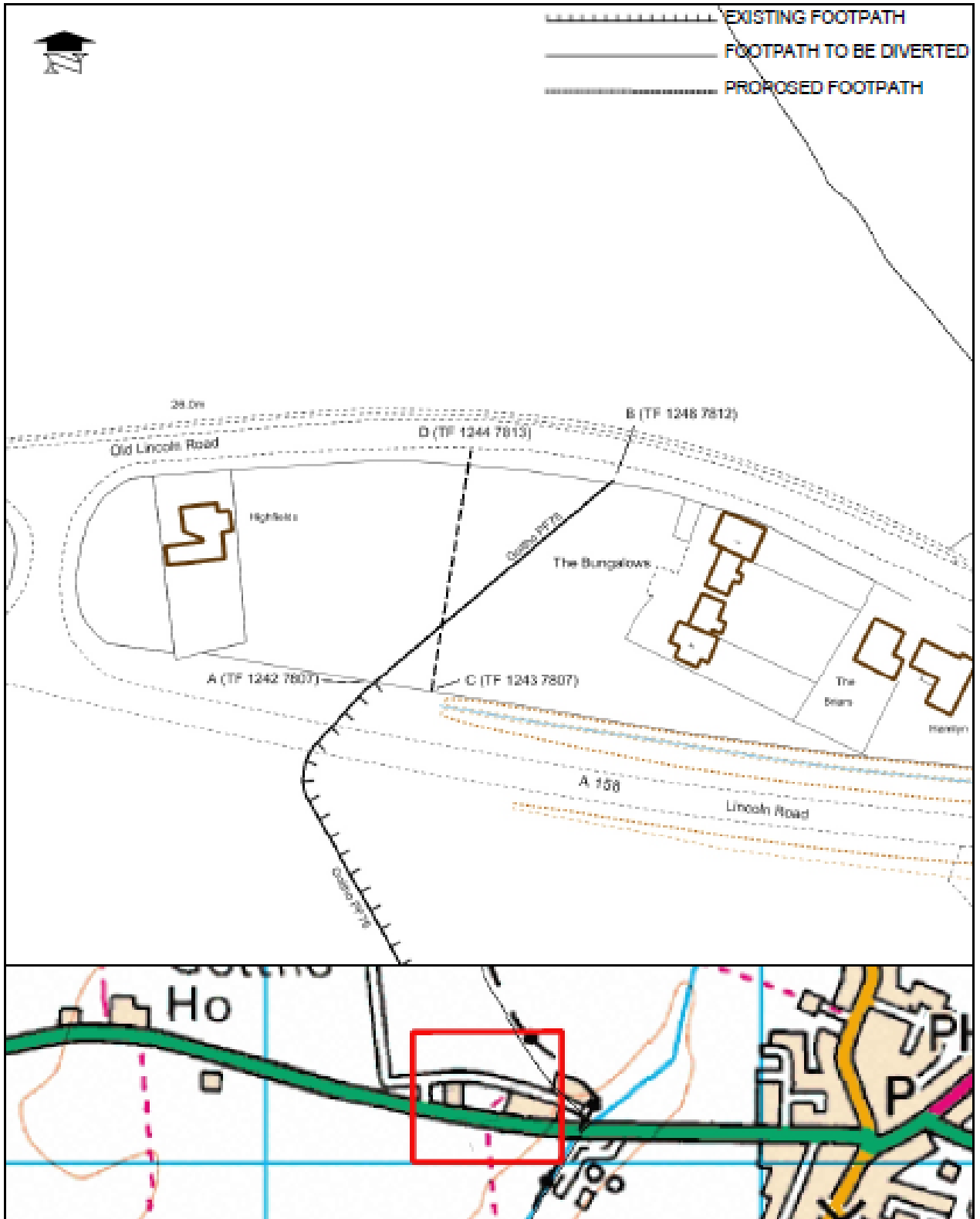
7. Recommendations

- 7.1 That the Committee agree to officers taking the application through the formal stages to secure the diversion of part Public Footpath Number 76 Goltho.

APPENDIX A



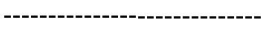


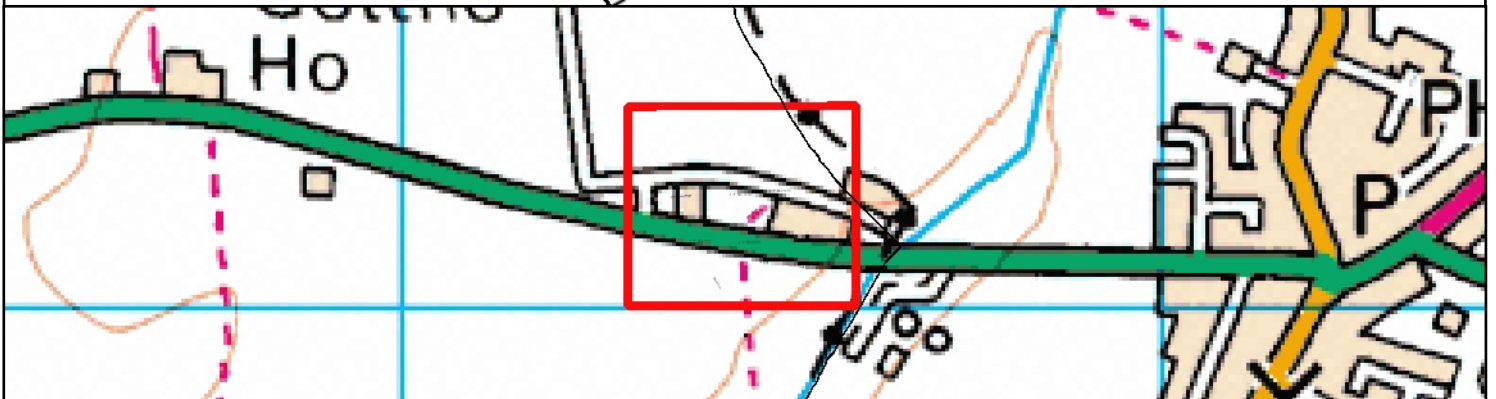
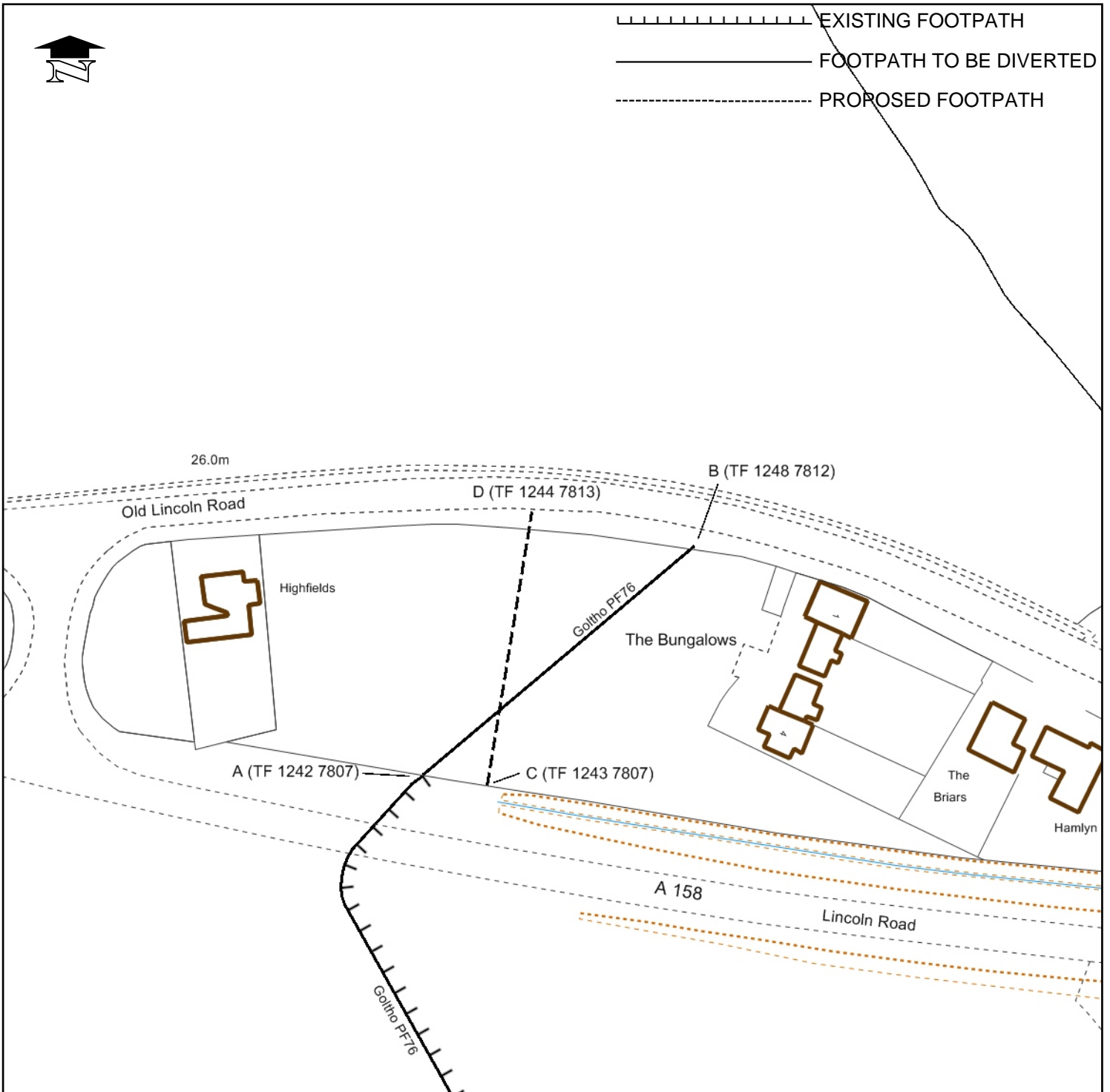
TOWN & COUNTRY PLANNING ACT 1990 DIVERSION ORDER
 PRowPublic Footpath No.76.....
 SCALE1:1250.....



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-  EXISTING FOOTPATH
-  FOOTPATH TO BE DIVERTED
-  PROPOSED FOOTPATH



Application for Planning Permission. Town and Country Planning Act 1990

Publication of applications on planning authority websites.

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

1. Applicant Name, Address and Contact Details

Title:	<input type="text"/>	First name:	<input type="text"/>	Surname:	<input type="text"/>
Company name:	<input type="text" value="VE Farley Childrens Settlement"/>				
Street address:	<input type="text" value="c/o Lincs Design Consultancy Ltd"/>			Country Code:	<input type="text"/>
	<input type="text" value="Pawnshop Passage"/>			Telephone number:	<input type="text"/>
	<input type="text" value="Mercer Row"/>			Mobile number:	<input type="text"/>
Town/City:	<input type="text" value="Louth"/>			Fax number:	<input type="text"/>
County:	<input type="text" value="Lincs"/>			Email address:	
Country:	<input type="text"/>			<input type="text"/>	
Postcode:	<input type="text" value="LN11 9JQ"/>			<input type="text"/>	
Are you an agent acting on behalf of the applicant? <input checked="" type="radio"/> Yes <input type="radio"/> No					

2. Agent Name, Address and Contact Details

Title:	<input type="text" value="Mr"/>	First Name:	<input type="text" value="Ricky"/>	Surname:	<input type="text" value="Newton"/>
Company name:	<input type="text" value="Lincs Design Consultancy Ltd"/>				
Street address:	<input type="text" value="Pawnshop Passage"/>			Country Code:	<input type="text"/>
	<input type="text" value="Mercer Row"/>			Telephone number:	<input type="text" value="01507 611155"/>
	<input type="text"/>			Mobile number:	<input type="text"/>
Town/City:	<input type="text" value="Louth"/>			Fax number:	<input type="text"/>
County:	<input type="text" value="Lincs"/>			Email address:	
Country:	<input type="text" value="United Kingdom"/>			<input type="text" value="admin@lincsdesignconsultancy.co.uk"/>	
Postcode:	<input type="text" value="LN11 9JQ"/>			<input type="text"/>	

3. Description of the Proposal

Please describe the proposed development including any change of use:

Has the building, work or change of use already started? Yes No

4. Site Address Details

Full postal address of the site (including full postcode where available)

Description:

House:	<input type="text"/>	Suffix:	<input type="text"/>
House name:	<input type="text" value="Land Adjacent to Highfields"/>		
Street address:	<input type="text" value="Lincoln Road"/>		
	<input type="text" value="Goltho"/>		
Town/City:	<input type="text" value="Market Rasen"/>		
County:	<input type="text"/>		
Postcode:	<input type="text" value="LN8 5NF"/>		

Description of location or a grid reference
(must be completed if postcode is not known):

Easting:	<input type="text" value="512382"/>
Northing:	<input type="text" value="378119"/>

5. Pre-application Advice

Has assistance or prior advice been sought from the local authority about this application? Yes No

If Yes, please complete the following information about the advice you were given (this will help the authority to deal with this application more efficiently):

Officer name:

Title:	<input type="text"/>	First name:	<input type="text" value="Fran"/>	Surname:	<input type="text" value="Bell"/>
Reference:	<input type="text" value="130428"/>				
Date (DD/MM/YYYY):	<input type="text" value="20/08/2013"/>	(Must be pre-application submission)			

Details of the pre-application advice received:

Email

6. Pedestrian and Vehicle Access, Roads and Rights of Way

Is a new or altered vehicle access proposed to or from the public highway? Yes No

Is a new or altered pedestrian access proposed to or from the public highway? Yes No

Are there any new public roads to be provided within the site? Yes No

Are there any new public rights of way to be provided within or adjacent to the site? Yes No

Do the proposals require any diversions/extinguishments and/or creation of rights of way? Yes No

If you answered Yes to any of the above questions, please show details on your plans/drawings and state the reference of the plan(s)/drawings(s)

LDC0858-01, 02

7. Waste Storage and Collection

Do the plans incorporate areas to store and aid the collection of waste? Yes No

Have arrangements been made for the separate storage and collection of recyclable waste? Yes No

8. Authority Employee/Member

With respect to the Authority, I am:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

Do any of these statements apply to you? Yes No

9. Materials

Please state what materials (including type, colour and name) are to be used externally (if applicable):

9. (Materials continued)

Walls - description:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

Red Brick / Timber Cladding

Roof - description:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

Plain Tile / Slate

Windows - description:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

N/A

Doors - description:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

Timber

Boundary treatments - description:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

N/A

Vehicle access and hard standing - description:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

N/A

Lighting - add description

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

N/A

Others - description:

Type of other material:

Description of *existing* materials and finishes:

N/A

Description of *proposed* materials and finishes:

N/A

Are you supplying additional information on submitted plan(s)/drawing(s)/design and access statement?

Yes No

If Yes, please state references for the plan(s)/drawing(s)/design and access statement:

LDC0858-01,02,03,04,05,06 & DAS

10. Vehicle Parking

Please provide information on the existing and proposed number of on-site parking spaces:

Type of vehicle	Existing number of spaces	Total proposed (including spaces retained)	Difference in spaces
Cars	0	8	8
Light goods vehicles/public carrier vehicles	0	0	0
Motorcycles	0	0	0
Disability spaces	0	0	0
Cycle spaces	0	0	0
Other (e.g. Bus)	0	0	0
Short description of Other			

11. Foul Sewage

Please state how foul sewage is to be disposed of:

Mains sewer Package treatment plant Unknown
Septic tank Cess pit

Other

Are you proposing to connect to the existing drainage system? Yes No Unknown

12. Assessment of Flood Risk

Is the site within an area at risk of flooding? (Refer to the Environment Agency's Flood Map showing flood zones 2 and 3 and consult Environment Agency standing advice and your local planning authority requirements for information as necessary.) Yes No

If Yes, you will need to submit an appropriate flood risk assessment to consider the risk to the proposed site.

Is your proposal within 20 metres of a watercourse (e.g. river, stream or beck)? Yes No

Will the proposal increase the flood risk elsewhere? Yes No

How will surface water be disposed of?

Sustainable drainage system Main sewer Pond/lake
 Soakaway Existing watercourse

13. Biodiversity and Geological Conservation

To assist in answering the following questions refer to the guidance notes for further information on when there is a reasonable likelihood that any important biodiversity or geological conservation features may be present or nearby and whether they are likely to be affected by your proposals.

Having referred to the guidance notes, is there a reasonable likelihood of the following being affected adversely or conserved and enhanced within the application site, OR on land adjacent to or near the application site:

a) Protected and priority species

Yes, on the development site Yes, on land adjacent to or near the proposed development No

b) Designated sites, important habitats or other biodiversity features

Yes, on the development site Yes, on land adjacent to or near the proposed development No

c) Features of geological conservation importance

Yes, on the development site Yes, on land adjacent to or near the proposed development No

14. Existing Use

Please describe the current use of the site:

Field

Is the site currently vacant? Yes No

Does the proposal involve any of the following?

If yes, you will need to submit an appropriate contamination assessment with your application.

Land which is known to be contaminated? Yes No

Land where contamination is suspected for all or part of the site? Yes No

A proposed use that would be particularly vulnerable to the presence of contamination? Yes No

15. Trees and Hedges

Are there trees or hedges on the proposed development site? Yes No

And/or: Are there trees or hedges on land adjacent to the proposed development site that could influence the development or might be important as part of the local landscape character? Yes No

If Yes to either or both of the above, you may need to provide a full Tree Survey, at the discretion of your local planning authority. If a Tree Survey is required, this and the accompanying plan should be submitted alongside your application. Your local planning authority should make clear on its website what the survey should contain, in accordance with the current 'BS5837: Trees in relation to design, demolition and construction - Recommendations'.

16. Trade Effluent

Does the proposal involve the need to dispose of trade effluents or waste? Yes No

17. Residential Units

Does your proposal include the gain or loss of residential units?

Yes No

Market Housing - Proposed

	Number of bedrooms				
	1	2	3	4+	Unknown
Houses				4	
Flats/Maisonettes					
Live-Work units					
Cluster flats					
Sheltered housing					
Bedsit/Studios					
Unknown					

Proposed Market Housing Total

Market Housing - Existing

	Number of bedrooms				
	1	2	3	4+	Unknown
Houses					
Flats/Maisonettes					
Live-Work units					
Cluster flats					
Sheltered housing					
Bedsit/Studios					
Unknown					

Existing Market Housing Total

Overall Residential Unit Totals

Total proposed residential units	4
Total existing residential units	0

18. All Types of Development: Non-residential Floorspace

Does your proposal involve the loss, gain or change of use of non-residential floorspace?

Yes No

19. Employment

If known, please complete the following information regarding employees:

	Full-time	Part-time	Equivalent number of full-time
Existing employees	0	0	0
Proposed employees	0	0	0

20. Hours of Opening

If known, please state the hours of opening for each non-residential use proposed:

Use	Monday to Friday		Saturday		Sunday and Bank Holidays		Not Known
	Start Time	End Time	Start Time	End Time	Start Time	End Time	

21. Site Area

What is the site area?

22. Industrial or Commercial Processes and Machinery

Please describe the activities and processes which would be carried out on the site and the end products including plant, ventilation or air conditioning. Please include the type of machinery which may be installed on site:

Is the proposal for a waste management development? Yes No

23. Hazardous Substances

Is any hazardous waste involved in the proposal? Yes No

24. Site Visit

Can the site be seen from a public road, public footpath, bridleway or other public land? Yes No

If the planning authority needs to make an appointment to carry out a site visit, whom should they contact? (Please select only one)

The agent The applicant Other person

25. Certificates (Certificate A)

Certificate of Ownership - Certificate A

Town and Country Planning (Development Management Procedure) (England) Order 2010 Certificate under Article 12

I certify/The applicant certifies that on the day 21 days before the date of this application nobody except myself/the applicant was the owner (*owner is a person with a freehold interest or leasehold interest with at least 7 years left to run*) of any part of the land to which the application relates, and that none of the land to which the application relates is, or is part of, an agricultural holding (*"agricultural holding" has the meaning given by reference to the definition of "agricultural tenant" in section 65(8) of the Act*).

Title: First name: Surname:
Person role: Declaration date: Declaration made

26. Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

Date

Planning Permission

Name and address of applicant

VE Farley Childrens Settlement
c/o Lincs Design Consultancy Ltd
Pawnshop Passage
Mercer Row
Louth
LN11 9JQ

Name and address of agent (if any)

Lincs Design Consultancy
Pawnshop Passage
Mercer Row
Louth
Lincolnshire
LN11 9JQ

Part One – Particulars of application

Date of application:
14/01/2014

Application number:
130860

Particulars and location of development:

Planning application for proposed erection of 4no. residential dwellings, involving the diversion of a public footpath.

Land adjacent to Highfields Lincoln Road Goltho Market Rasen LN8 5QY

Part Two – Particulars of decision

The West Lindsey District Council hereby give notice in pursuance of the provisions of the Town and Country Planning Act 1990 that **planning permission has been granted** for the carrying out of the development referred to in Part One hereof in accordance with the application and plans submitted subject to the following conditions:

Conditions stating the time by which the development must be commenced:

1. The development hereby permitted shall be begun before the expiration of two years from the date of this permission.

Reason: To conform with Section 91 (1) of the Town and Country Planning Act 1990 (as amended).

Conditions which apply or require matters to be agreed before the development commenced:

2. No development shall take place until details of the external facing materials to be used have been submitted to and approved in writing by the local planning authority

Reason: To ensure a satisfactory external appearance of the development in accordance with the National Planning Policy Framework and saved Policy STRAT1 of the West Lindsey Local Plan First Review.

3. Notwithstanding the information contained in the application, the foul drainage shall be connected to mains sewerage. No development shall take place until a scheme for the disposal of foul waters has been submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure adequate drainage facilities are provided to serve the development and in accordance with the National Planning Policy Framework and saved polies STRAT1, RES1 and NBE14 of the West Lindsey Local Plan First Review Policies.

4. No development shall take place until a scheme for the disposal of surface waters has been submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure adequate drainage facilities are provided to serve the development and in accordance with the National Planning Policy Framework and saved polies STRAT1, RES1 and NBE14 of the West Lindsey Local Plan First Review Policies.

5. No development shall take place until details of any external lighting to include type, position and light intensity has been submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure that there is minimal light spill from the site which would affect neighbouring uses and wildlife foraging routes and in accordance with the National Planning Policy Framework and saved policies STRAT1, RES1 and NBE10 of the West Lindsey Local Plan First Review 2006.

6. No development shall take place until further details relating to the two vehicular accesses to Lincoln Road, including materials, specification of works and construction method have been submitted to and approved in writing by the Local Planning Authority for approval.

Reason: In the interests of safety of the users of the public highway and the safety of the users of the site and in accordance with the National Planning Policy Framework and saved policies STRAT1 and RES1 of the West Lindsey District Council First Review 2006.

7. No development shall take place until details of the specification for the diverted public right of way have been submitted to and approved in writing by the Local Planning Authority.

Reason: To ensure that the diverted public right of way is carried out to a suitable standard and in accordance with the National Planning Policy Framework and saved policies STRAT1 and CRT9 of the West Lindsey Local Plan First Review 2006.

Conditions which apply or are to be observed during the course of the development:

8. With the exception of the detailed matters referred to by the conditions of this consent, the development hereby approved shall be carried out in accordance with the following drawings:

- LDC0858-02 Proposed Site Plan dated January 2014

- LDC0858-03 Plot 1 dated January 2014
- LDC0858-04 Plot 2 dated January 2014
- LDC0858-05 Plot 3 dated January 2014
- LDC0858-06 Plot 4 dated January 2014

The works shall be carried out in accordance with the details shown on the approved plans and in any other approved documents forming part of the application.

Reason: To ensure the development proceeds in accordance with the approved plans and to accord with the National Planning Policy Framework and saved Policy STRAT 1 of the West Lindsey Local Plan First Review 2006.

9. No works shall take place involving the loss of any hedgerow, tree or shrub between 1st March and 31st August in any year until a detailed survey shall be undertaken to check for the existence of nesting birds. Where nests are found, a 4 metre exclusion zone shall be created around the nests until breeding is completed. Completion of nesting shall be confirmed by a suitably qualified person and a report submitted to and approved in writing by the Local Planning Authority before any works involving the removal of the hedgerow, tree or shrub take place.

Reason: In the interest of nature conservation in accordance with the National Planning Policy Framework and saved policy NBE10 of the West Lindsey Local Plan First Review 2006

10. The development shall be carried out in strict accordance with the ecological report by Andrew Chick dated November 2013 submitted with the application including the walk over of the site before development starts, checking for bats and the provision of nest boxes, the details and locations to be approved by the Local Planning Authority prior to the occupation of the dwellings.

Reason: To safeguard wildlife in the interests of nature conservation in accordance with the National Planning Policy Framework and saved policy NBE10 of the West Lindsey Local Plan First Review 2006.

11. The development shall be carried out only using the materials approved in condition 2 of this permission and shall be so retained.

Reason: In the interests of the visual amenity of the area and to accord with the National Planning Policy Framework and saved Policy STRAT 1 of the West Lindsey Local Plan First Review 2006.

12. The development hereby approved shall not be occupied until a soft landscaping scheme including details of the size, species and position or density of all hedgerow planting and tree planting has been submitted to and approved in writing by the local planning authority. The scheme shall also include a timetable for the implementation of the landscaping and a methodology for its future maintenance.

Reason: To ensure that, an appropriate level and type of soft landscaping is provided within the site to accord with the National Planning Policy Framework and saved policies STRAT 1, RES 1, CORE 10 and NBE20 of the West Lindsey Local Plan First Review 2006

13. The development shall be carried out in accordance with the details approved under condition 3 and 4 and such drainage facilities shall be retained and maintained thereafter.

Reason: To ensure adequate drainage facilities are provided to serve the development and in accordance with the National Planning Policy Framework and saved policies STRAT1, RES1 and NBE14 of the West Lindsey Local Plan First Review Policies.

14. The lighting approved under condition 5 shall be installed in accordance with the approved details and retained thereafter.

Reason: To ensure that there is minimal light spill from the site which would affect neighbouring uses and wildlife foraging routes and in accordance with the National Planning Policy Framework and saved policies STRAT1, RES1 and NBE10 of the West Lindsey Local Plan First Review 2006.

15. The new vehicular accesses approved under condition 6 shall be implemented on site before the development is first brought into use and thereafter retained at all times.

Reason: In the interests of safety of the users of the public highway and the safety of the users of the site and in accordance with the National Planning Policy Framework and saved policies STRAT1 and RES1 of the West Lindsey District Council First Review 2006.

16. The details of the public right of way approved under condition 7 shall be implemented before the development is first brought into use and thereafter retained at all times.

Reason: To ensure that the diverted public right of way is carried out to a suitable standard and in accordance with the National Planning Policy Framework and saved policies STRAT1 and CRT9 of the West Lindsey Local Plan First Review 2006.

17. All of the environmentally efficient mechanisms identified in the application such as the photovoltaic panels and the rainwater harvesting shall be installed prior to occupation and retained and maintained thereafter.

Reason: To ensure that the development is as environmentally sustainable as possible and in accordance with the National Planning Policy Framework and saved policies STRAT1 and RES1 of the West Lindsey District Council First Review 2006.

Conditions which apply or relate to matters which are to be observed following completion of the development:

18. All planting, seeding or turfing comprised in the approved details of landscaping shall be carried out in the first planting and seeding season following the occupation of the buildings or the completion of the development, whichever is the sooner; and any trees or plants which within a period of 5 years from the completion of the development die, are removed, or become seriously damaged or diseased shall be replaced in the next planting season with others of similar size and species.

Reason: To ensure that an approved landscaping scheme is implemented in a speedy and diligent way and that initial plant losses are overcome, in the interests of the visual amenities of the locality and in accordance with the National Planning Policy Framework and saved policies STRAT 1, STRAT 12 and CORE 10 of the West Lindsey Local Plan First Review 2006.

19. The existing hedge along the northern boundary shall be retained to a minimum height of 2 metres except where partial removal is required for vehicular access.

Reason: In the interest of the visual amenity of the area in accordance the National Planning Policy Framework and saved policies STRAT1 and CORE10 of the West Lindsey Local Plan First Review 2006.

Notes to the Applicant

1. No works can commence until the Public Path Diversion Order has been made.
2. Where a footway is constructed on private land, that land will be required to be dedicated to the Highway Authority as public highway.
3. Prior to the submission of details for any access works within the public highway you must contact the Divisional Highways Manager on 01522 782070 for application, specification and construction information.

Reasons for granting permission

The proposal has been considered against the Development Plan, namely saved policies STRAT1 Development Requiring Planning Permission, STRAT9 Phasing of Housing Development and Release of Land, STRAT12 Development in the Open Countryside, RES1 Housing Layout and Design, CORE10 Open Space and Landscaping within Developments, CRT9 Public Rights of Way affected by Development, NBE14 Waste Water Disposal and NBE20 Development on the Edge of Settlements of the West Lindsey Local Plan First Review June 2006 together with other material considerations. These include the advice given in the National Planning Policy Framework and the National Planning Policy Guidance Suite.

In light of this assessment, the proposal is considered acceptable. Whilst it is a site in the open countryside, it is between other residential development in Goltho and is close to the western edge of Wragby, a larger village with facilities, that is within walking distance. The designs incorporate several energy efficient measures. The majority of the hedgerow can be retained. The footpath, although diverted, will still follow a north south route and will connect with the one to the south side of the A158. The development is economically, environmentally and socially sustainable.

Working Practice Statement

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.

Date 2.4.14

Signed:



Suzanne Fysh
Head of Development
and Neighbourhoods

West Lindsey District Council
Council Offices
Guildhall
Marshall's Yard
Gainsborough
DN21 2NA

Note: This permission refers only to that required under the Town and Country Planning Acts and does not include any consent or approval under any other enactment, byelaw, order or regulation. You are strongly advised not to commence works until you have obtained any other permissions or consents that may be required, for example approval under the Building Regulations, otherwise there may be a risk of significant legal and financial consequences. For further advice on the Building Regulations, contact the Council's Building Control section.

Failure to adhere to the details of the approved plans or to comply with the conditions attached to this permission is a contravention of the provisions of the Town & Country Planning Act 1990 in respect of which enforcement action may be taken. Please contact the planning department for further advice relating to the discharge of condition process and the appropriate fee payable (if applicable).

Appeals to the Secretary of State

- If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990.
- **If you want to appeal against your local planning authority's decision then you must do so within 6 months of the date of this notice.**
Appeals must be made using a form which you can get from the Planning Inspectorate at Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or online at www.planningportal.gov.uk/pcs. You must use a Planning Appeal Form when making your appeal. If requesting forms from the Planning Inspectorate, please state the appeal form you require.
- The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- In practice, the Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.
- **Please note only the applicant possesses the right to appeal.**

Purchase Notices

- If either the local planning authority or the Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a purchase notice on the Council (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.

If you require this document in another format e.g. large print, please contact Customer Services on 01427 676 676, by email customer.relations@west-lindsey.gov.uk or by asking any of the Customer Services staff.

WEST LINDSEY DISTRICT COUNCIL

STOPPING UP OR DIVERSION OF FOOTPATHS AND BRIDLEWAYS

SECTION 257, TOWN AND COUNTRY PLANNING ACT 1990

SECTION 32(3) MINERAL WORKINGS ACT 1951

Note: to avoid delay please fill in the planning reference number:

130860

IMPORTANT

No authority for the stopping up of any footpath or bridleway is conferred unless and until the stopping up or diversion Order has been made and confirmed and notice of these steps has been published. Any preliminary obstruction of or interference with the path concerned is not only an offence but may make it impossible to proceed with the making of an Order.

Please read the attached notes carefully before completing this form

This form must be accompanied by a map (drawn to a scale of 1:2500) showing clearly the present route of the path and the proposed alternative route

1. Postal address of place, town or village in which the path is situated: Land Adjacent to Highfields,
Lincoln Road,
Goltho,
Market Rasen
LN8 5JQ
2. Name of Parish Goltho
3. What is the development affecting the path? Proposed erection of 4no dwellings
4. Path to be stopped up or diverted:
 - (a) Type: Footpath
 - (b) Name or No. (if any) NA
 - (c) Length(s) in metres of section(s) to be diverted 64m
 - (d) Description of length(s) to be stopped up or diverted by reference to terminal points See attached drawing
 - (e) Who owns the land on both sides of the existing path? VE Farley Children's Settlement

- (f) If, when the development is complete, the developer will not own or control the land on both sides of the existing path or the proposed diversion has the consent of the other landowner(s) to the proposed stopping up or diversion been obtained? NA
5. New footpath or bridleways to be provided (if any):
- (a) Footpath
- (b) With the highway authority be asked to accept responsibility for maintenance of the new paths? YES
- (c) Who owns the land to be dedicated as new paths? VE Farley Children's Settlement
- (d) If the developer will not own or control the land to be dedicated, has the consent of the land-owner(s) to the proposed dedication been obtained? NA
6. (a) Name(s) of Developer (including full Christian Names, or names of all partners if a private firm). VE Farley Children's Settlement
- (b) Address (Business or Private) Abbey Farm, Holton Cum Beckering Market Rasen, LN8 5NG
- (c) If a limited company, address of Registered Office NA
7. Names of Statutory Undertakers in area (whether or not their apparatus is likely to be affected):
- (a) Gas Board East Midlands Gas Board
- (b) Electricity Board Western Power Distribution
- (c) Water Authority Anglian Water
- (d) Telephone Area Wragby

8. Scale of plan accompanying this (this must not be less than 1/2500) See attached
9. If form completed by an Agent
- (a) Name of Agent Ricky Newton; Lincs Design Consultancy
- (b) Profession Landscape Architect
- (c) Address Lincs Design Consultancy,
Pawnshop Passage,
Mercer Row,
Louth
LN11 9JQ
-

DECLARATION

I/We understand that no authority for the stopping up of any footpath or bridleway is conferred unless and until an Order has been made and confirmed and notice of this has been published.

I/We declare that the path to be stopped up is in no way obstructed and that it is fully available to the public and I/We undertake that it shall in no way be obstructed before the Order comes into operation.

I/We apply for the stopping up/diversion of the path described above.

I/We agree that if a stopping up/diversion Order is made I/We will contribute towards or defray the costs of carrying out such works as is provided for in Section 257(2)(d) of the Act.

I/We declare that to the best of my/our knowledge and belief all the particulars given are true and accurate.

I/We agree:

To meet any expenses that are incurred in bringing the line of the new path into a fit condition for use by the public.

That West Lindsey District Council will not be liable for any compensation being payable to a third party in the event of confirmation of the Public Path Diversion Order.

That West Lindsey District Council may disclose my/our name as applicants, to consultees, prior to the making of an Order.

I understand that the information provided on this form cannot be treated as confidential and that my name and address may be made available to consultees and members of the public on request.

Signed

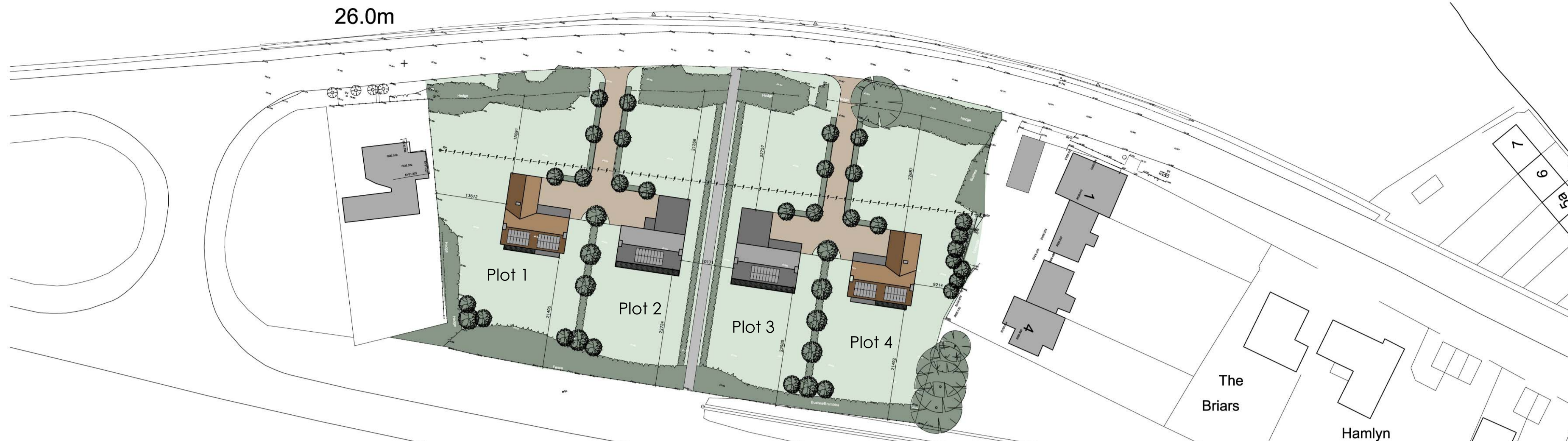
A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke at the end.

Date

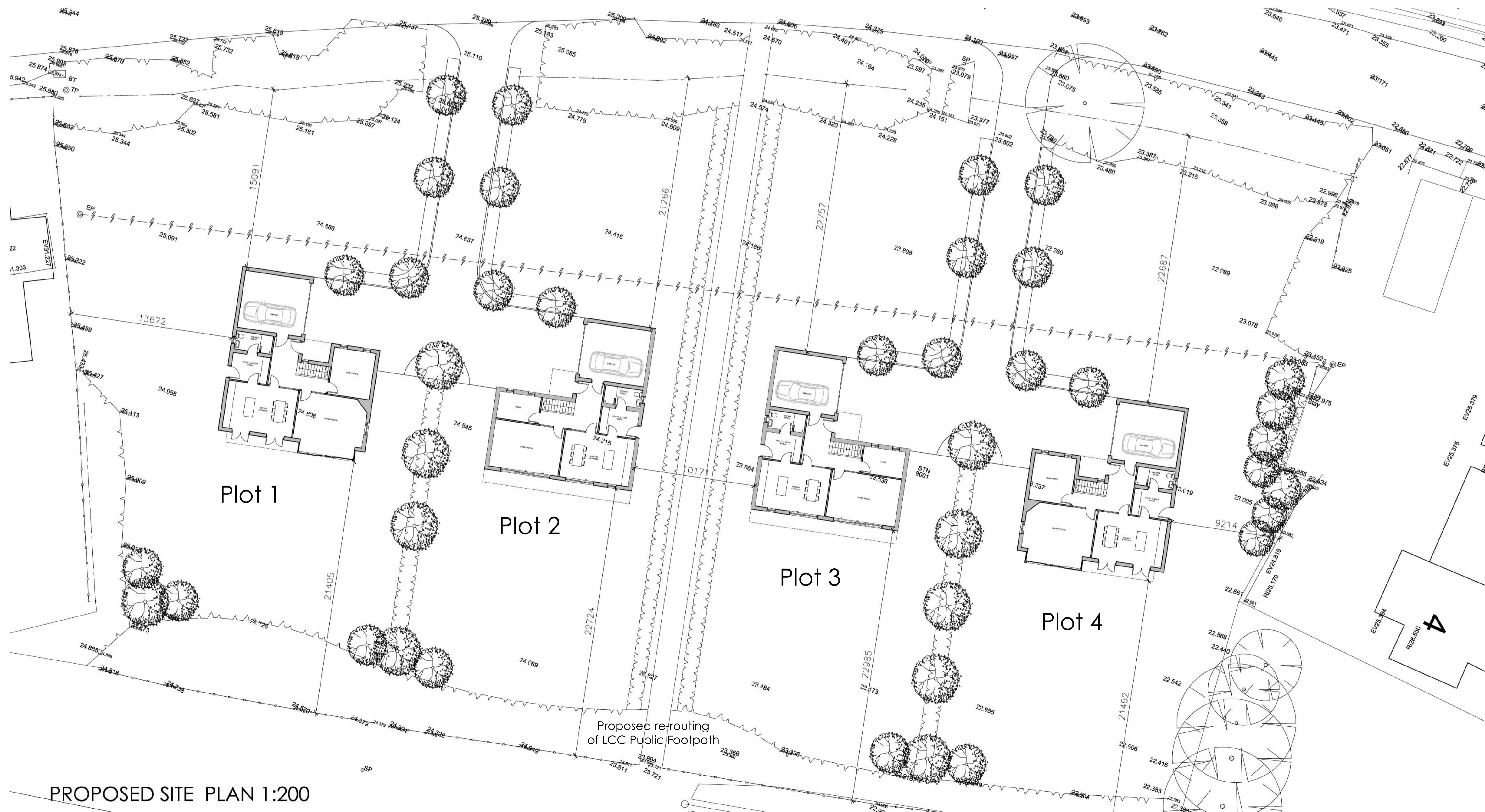
03.02.2014

Please return two copies of the completed application form, two copies of the map and a cheque for a minimum fee of £500 (details on accompanying notes) to:

Development Services Manager
West Lindsey District Council
The Guildhall
Marshall's Yard
Gainsborough
Lincolnshire
DN21 2NA



PROPOSED BLOCK PLAN 1:500



PROPOSED SITE PLAN 1:200

- | | |
|--|-----------------------------|
| | BUILDING |
| | FENCE |
| | HEDGE |
| | OVERHEAD ELECTRIC |
| | UNDERGROUND ELECTRIC |
| | BANK EDGE |
| | STORM DRAINAGE |
| | FOUL DRAINAGE |
| | TELECOM LINE |
| | GAS LINE |
| | CHANNEL |
| | WALL |
| | CABLE TV |
| | WATER MAIN |
| | IL INVERT LEVEL |
| | CL COVER LEVEL |
| | WL WATER LEVEL |
| | SPOT LEVEL |
| | TREE |
| | BOREHOLE |
| | CONTROL STATION |
| | BENCHMARK |
| | BATTER SYMBOL |
| | GP GATE POST |
| | POST |
| | B BOLLARD |
| | SP SIGN POST |
| | MANHOLE |
| | G GULLY |
| | KO KERB OFFLET |
| | SV STOP VALVE |
| | WM WATER METER |
| | FH FIRE HYDRANT |
| | MP MARKER POST |
| | GA GAS VALVE |
| | EL ELECTRIC BOX |
| | EP ELECTRIC POLE |
| | TP TELEPHONE POLE |
| | BT BRITISH TELECOM |
| | LP LAMP POST |

This drawing is the copyright of **Idc Design Consultancy** and must not be reproduced without written consent. The contractor is responsible for taking and checking all dimensions on site prior to commencement and reporting back to the architectural consultant any discrepancies. All materials specified on the drawing are to be used in strict accordance with manufacturers written instructions and current codes of practice.

All details and specifications on this drawing and in relation to this specific project should be obtained to. If any deviations occur the contractor should inform **Idc Design Consultancy** immediately as we cannot be held responsible for errors resulting from undeclared detail and specification changes.

DRAWING ISSUES AND REVISIONS
 Pownshop Passage | Metcalf Row | Louth | Lincolnshire | LN11 9JG

Idc LDC DESIGN CONSULTANCY
 PROJECT | RESIDENTIAL DEVELOPMENT WRAGBY
 DATE | January 2014
 TITLE | Proposed Site Plan
 SCALE | As Shown
 ORIGINAL SIZE | A1
 DRAWING NUMBER | LDC0858-02

Your contact for this matter is:

Carol Slingsby
carol.slingsby@west-lindsey.gov.uk
Tel: 01427 676650

15 July 2014

Dear Sir/Madam

**Town and Country Planning Act 1990 – Section 257
Proposed Diversion of Public Footpath Goltho PF76, Market Rasen.**

As a result of planning permission ref: 130860 for a development for four dwellings on land at Lincoln Road, Goltho, we have received an application for the diversion of the above mentioned footpath.

I enclose a plan showing the proposal to close approximately 78m of the existing footpath indicated by a continuous bold line between the points marked A – B and to create approximately 64m of new footpath indicated by a broken bold line marked C – D.

I should be pleased if you would be good enough to inform me whether you have any objections or observations to make in connection with the proposed diversion, and if appropriate, whether you have any installations which are likely to be affected by the proposal.

Please reply within 28 days of the date of this letter.

If you are not the person responsible for dealing with this matter, please forward it to the appropriate department/person.

Yours faithfully

Mark Sturgess
Chief Operating Officer

Enc.

Letter sent to bodies listed overleaf

1. Asset Information Team, Anglian Water PO Box 486, Huntingdon, Cambs PE29 6YB support@digdat.co.uk
2. Telephone Manager, OPENREACH British Telecom, PP102, Lincoln ATE, Broadgate, Lincoln LN2 5AA networkalts.lincoln@openreach.co.uk
3. General Secretary, Open Spaces Society, 25A Bell Street, Henley on Thames, Oxon RG9 2BA hq@oss.org.uk
4. Director of Highways and Planning, Lincolnshire County Council, City Hall, Lincoln LN1 1DN customer_services@lincolnshire.gov.uk
5. CPRE Lincolnshire Secretariat, Mr S Marthews, Stokes House, South Eau Bank, Throckenholt PE12 0QW cprelincs@gmail.com
6. National Grid, Plant Protection PLC, PO Box 3484, Warwick CV34 6TG 0800 688588 plantprotection@nationalgrid.com
7. Western Power Distribution (formerly Central Networks) "Unit B – E" Deacon Road Industrial Estate Lincoln LN2 4JB wayleaves&property@central-networks.co.uk
8. Auto Cycle Union, ACU House, Wood Street, Rugby. CV21 TYX admin@acu.org.uk
9. Helen Hilder, Access & Bridleways Officer, British Horse Society, Century House, Main Street, Bucknall, Woodhall Spa LN10 5DT helen.hilder@gmail.com
10. The Ramblers Association, 2 Belgravia Close, Lincoln, LN6 0QJ colin.colinjsmith@gmail.com
11. Goltho Parish Meeting – No Parish Meeting
12. Environment Agency, Waterside House, Waterside North, Lincoln LN2 5HA PlannL.Lincoln2.AN@environment-agency.gov.uk
13. Cllr. C. Darcel, 3 Holmfield, Fiskerton, Lincoln, LN3 4GD chris.darcel1@gmail.com
14. Cyclists Touring Club, Parklands, Railton Road, Guildford, Surrey. GU2 9JX mark.slater@ctc.org.uk
15. Mr Chris Padley, Lincolnshire Fieldpaths Association, and Byways & Bridlepaths Trust, Hambleton Cottage, Walesby Road, Market Rasen LN7 3EY christopher.padley1@ntlworld.com
16. County Solicitor (For the attention of D Clark), Lincolnshire County Council, Legal Services, County Offices, Newland, Lincoln legal_civil_ilit@lincolnshire.gov.uk
17. Sharon James, Definitive Map Officer, Rights of Way & Countryside Access, Lincolnshire County Council sharon.james@lincolnshire.gov.uk
18. Chris Marsh, Senior Highways Officer (Countryside), Public Rights of Way & Countryside Access, Lincolnshire County Council chris.marsh@lincolnshire.gov.uk

19. Applicant/Agent: Mr R Newton, Lincs Design Consultancy, Pawnshop Passage, Mercer Row, Louth, Lincs, LN11 9JQ Ricky@lincsdesignconsultancy.co.uk
20. West Lindsey District Council, Guildhall, Marshall's Yard, Gainsborough, Lincs, DN21 2NA planning.customer.care@west-lindsey.gov.uk

Slingsby, Carol

From: digdatSupport <support@digdat.co.uk>
Sent: 15 July 2014 14:30
To: Slingsby, Carol
Subject: RE: Public Footpath diversion - Informal Consultation

Dear Ms Slingsby,

Thank you for your recent enquiry.

Anglian Water have no record of any easements which will be affected by your proposals.

If you require copies of plans showing the location of Anglian Waters assets these can be produced using our online facility at www.digdat.co.uk.

The information provided will be the best available at the time and given in good faith, but no liability whatsoever can be accepted in respect thereof.

Please note that following the Private Sewer Transfer which took place on the 1st October 2011. All foul, surface and combined sewers that were publicly owned prior to 1 October 2011 will be displayed on the wastewater asset maps provided for the water companies. Service pipes, private sewers and drains, and former private sewers and drains transferred to the water companies on or after 1 October 2011 are generally not shown. For more information relating to the Private Sewer Transfer in the Anglian Water region please visit www.anglianwaterco.uk/sewerswitchover.

Regarding objections to these proposals I would suggest contacting Anglian Waters Developer Services on 0845 6066087

Kind Regards

Robert Chapman
digdat Support Team

Tel: 0845 026 7676



www.digdat.co.uk

From: Slingsby, Carol [<mailto:Carol.Slingsby@west-lindsey.gov.uk>]

Sent: 15 July 2014 11:13

To: digdatSupport; OPENREACH BT, Telephone Manager; Open Spaces Society, General Secretary; LCC Director of Highways and Planning; CPRE; CPRE Lincs; National Grid, Plant Protection PLC; Western Power Distribution; Auto Cycle Union; Access & Bridleways Officer; The Ramblers Association; Environment Agency; Cllr. Darcel, C; Cllr. Darcel, C; Cyclists Touring Club; Lincolnshire Fieldpaths Association, and Byways & Bridlepaths Trust; County Solicitor; Definitive Map Officer - LCC; Senior Highways Officer (Countryside); Ricky@lincsdesignconsultancy.co.uk; Planning Customer Care

Subject: Public Footpath diversion - Informal Consultation

Dear all

Please see attached letter, route description and map showing the proposed diversion of public footpath Goltho PF76, for informal consultation purposes.

Regards
Carol

Carol Slingsby

Slingsby, Carol

From: Helen Hilder <helen.hilder@gmail.com>
Sent: 17 July 2014 14:54
To: Slingsby, Carol
Subject: Re: Public Footpath diversion - Informal Consultation

Dear Carol,

The British Horse Society has no objection to the proposed footpath diversion at Main Road, Goltho.

Please note that my address is now
Wanderers Rest, Little London, Tetford, Horncastle, LN9 6QL, tel. 01507 534116.
My email address is unchanged.

Many thanks,
Helen Hilder

On Tue, Jul 15, 2014 at 11:12 AM, Slingsby, Carol <Carol.Slingsby@west-lindsey.gov.uk> wrote:

Dear all

Please see attached letter, route description and map showing the proposed diversion of public footpath Goltho PF76, for informal consultation purposes.

Regards

Carol

Carol Slingsby

Area Development Officer

Tel: 01427 676 650

West Lindsey District Council, Marshall's Yard, Gainsborough, Lincs, DN21 2NA

Have you considered the benefits of using our Pre-application advice service?

Slingsby, Carol

From: Chris Marsh <Chris.Marsh@lincolnshire.gov.uk>
Sent: 15 July 2014 12:20
To: Slingsby, Carol
Subject: RE: Public Footpath diversion - Informal Consultation

This looks fine to me Carol.

Kind regards

From: Slingsby, Carol [mailto:Carol.Slingsby@west-lindsey.gov.uk]
Sent: 15 July 2014 11:13
To: Anglian Water, Asset Information Team; OPENREACH BT, Telephone Manager; Open Spaces Society, General Secretary; Customer_Services; CPRE; CPRE Lincs; National Grid, Plant Protection PLC; Western Power Distribution; Auto Cycle Union; Access & Bridleways Officer; The Ramblers Association; Environment Agency; Cllr. Darcel, C; Cllr. Darcel, C; Cyclists Touring Club; Lincolnshire Fieldpaths Association, and Byways & Bridlepaths Trust; Legal_Civil_ILit; Sharon James; Chris Marsh; Ricky@lincsdesignconsultancy.co.uk; Planning Customer Care
Subject: Public Footpath diversion - Informal Consultation

Dear all

Please see attached letter, route description and map showing the proposed diversion of public footpath Goltho PF76, for informal consultation purposes.

Regards
Carol

Carol Slingsby
Area Development Officer
Tel: 01427 676 650

West Lindsey District Council, Marshall's Yard, Gainsborough, Lincs, DN21 2NA

[Have you considered the benefits of using our Pre-application advice service?](#)

[Did you know you can apply for Building Control online?](#)

[Find out more about our award winning Local Land Charges Service](#)



This e-mail message has been scanned for Viruses and Content.

*** DISCLAIMER *** The information transmitted is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any review, retransmission,

Slingsby, Carol

From: Anglian Northern, Customer Contact <custanno.Lincoln2.AN@environment-agency.gov.uk>
Sent: 15 July 2014 17:06
To: Slingsby, Carol
Cc: Planning Liaison, Anglian/Northern
Subject: CCN/2014/37375 RE: Public Footpath diversion - Informal Consultation
Attachments: Copyright_Statement_and_Disclaimer.pdf

Dear Carol

**New Roads and Street Works Act Public Footpath diversion - Informal Consultation Market Rasen
National Grid Reference: TF 12441 78131**

Thank you for your email of 15 July 2014.

Although the Environment Agency is classed as a statutory undertaker for certain purposes we do not generally have plant equipment or pipelines situated in the public highway. Our consent as a regulator may be required if you are intending to carry out work within 9 metres of a Main River as defined in the Water Resources Act 1991.

This reply has been drafted without conducting a specific search of our records. If you have reason to think your proposal will affect land or equipment which we own please resubmit your enquiry making this clear.

Should you have any further queries please do not hesitate to contact me again.

This information is provided subject to the attached notice, which we advise you read.

Kind regards,

Vicky Ellison

Customers & Engagement Officer

Environment Agency

Lincolnshire and Northamptonshire Area

✉ Waterside House, Waterside North, Lincoln, LN2 5HA

☎ 01522 785879

☎ 7 50 5879 (internal)

✉ vicky.ellison@environment-agency.gov.uk

✉ www.gov.uk/environment-agency



Awarded to Lincolnshire and Northamptonshire Area

Follow us on Twitter @LincsOpsEA

We constantly strive to provide a first-class service to our customers. Our customers give us feedback about what we have got right and wrong. If you would like to see the results of your feedback and what we have done to improve, please let me know.

Slingsby, Carol

From: Kate Ashbrook <hq@oss.org.uk>
Sent: 15 July 2014 17:43
To: Slingsby, Carol
Subject: RE: Informal Consultation - Public Footpath Diversion
Attachments: image001.gif

Thanks. As we have no local rep we won't be responding.
Best wishes

Kate Ashbrook
General Secretary
The Open Spaces Society
25A Bell Street
Henley-on-Thames RG9 2BA
tel 01491 573535 work, 07771 655694 mobile
email: hq@oss.org.uk
website www.oss.org.uk
registered charity 1144840
registered in England and Wales, ltd co no 7846516

Twitter <https://twitter.com/openspaccessoc> Facebook www.facebook.com/openspaccessociety

-----Original Message-----

From: Slingsby, Carol [<mailto:Carol.Slingsby@west-lindsey.gov.uk>]
Sent: Tue 15/07/2014 12:20
To: Kate Ashbrook
Subject: Informal Consultation - Public Footpath Diversion

Dear Sir/Madam

Please see attached documents for the attention of the General Secretary, regarding the informal consultation for an application to divert part of a public footpath at Goltho, Lincolnshire.

Regards
Carol

Carol Slingsby
Area Development Officer
Tel: 01427 676 650

West Lindsey District Council, Marshall's Yard, Gainsborough, Lincs, DN21 2NA

Have you considered the benefits of using our Pre-application advice service<<http://www.west-lindsey.gov.uk/residents/planning-and-building/apply-for-planning-permission/step-by-step-guide-to-making-planning-applications/>>?

Did you know you can apply for Building Control online?<<http://www.west-lindsey.gov.uk/residents/planning-and-building/building-control/apply-online/>>

West Lindsey District Council
Guildhall
Marshall's Yard
Gainsborough
Lincs

DN21 2NA

Fao Carol Slingsby

21 July, 2014

Our ref:
214225
Your ref:

Dear Madam

**Town & Country Planning Act, 1990, Section 257.
Proposed Diversion of Public Right of Way, Public Footpath Goltho PF76**

Further to your letter dated 15 July 2014 regarding the above location, I have returned herewith, a plan which has been marked to show the approximate position of BT apparatus in the vicinity.

BT will not object to your application to formally divert the affected section of footpath.

Please quote the above reference in any further communications.

Yours faithfully



Michael Bolton
Repayment Project Engineer

Lincoln Repayment Projects
PP 102
Lincoln ATE
Broadgate
Lincoln
LN2 5AA

tel 0113 382 8821

e-mail mick.bolton@openreach.co.uk

1 of 1

Legend

CAUTION AREA

BT.CAUTION_AREA

EQUIPMENT

FIBRE, TCODE

COPPER, CABINET

COPPER, DP

DUCT

AERIAL

TUNNEL

DUCT

PROPOSED

AERIAL

DUCT

STRUCTURE

YCODE

CABINET SHELL

SPLIT COUPLING

POLE

KIOSKS

MANHOLE

JOINTBOX

CHANGE OF STATE

DUCT TEE

PROPOSED

MANHOLE

JOINTBOX

DUCT TEE

Other proposed plant is shown using dashed lines.

BT symbols not listed above may be disregarded.

IMPORTANT WARNING:
Information regarding the location of BT apparatus is given for your assistance and is intended for general information only. It should not be relied upon for accuracy. It should not be used for the design of structures or other works being made near to BT apparatus, which may exist at various depths and may deviate from the marked route.

Existing BT plant may not be recorded.
Information valid at time of preparation.
FOR FREE ON-SITE LOCATION & MARKING SERVICE CALL THE EXCHANGE OPERATOR AND ASK FOR:-
FREEPHONE 0800 9173993
FAX 0208 3283350
NATIONAL NEWSITES 0800 616866

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PLANT INFORMATION REPLY

<Double-Click to add Text>

<Double-Click to add Text>



Our Ref: WP11-
Your Ref: 130860

Date 25/07/2014

Re: Proposed Diversion of Public Footpath Goltho PF76,
Market Rasen.

Dear Sir/Madam,

Thank you for allowing me to comment on the above development. In this instance we do **not object** to the development as proposed.

However, we must emphasize the following;

Western Power Distribution has no Network within or in close proximity to this site []

Western Power Distribution has Network within close proximity to this site [✓]

Western Power Distribution has Network within this site []

Western Power Distribution requires 24 hour access to this network. For any queries please contact our **General Enquiries Line** on 0800 096 3080 []

Please contact WPDMapResponse@westernpower.co.uk to obtain copies of our Network records. There may be a charge levied for this service []

For new developments, diversions and ground works you can contact Western Power Distribution **New Supplies team**

though www.westernpower.co.uk.

For advice and support on locating our equipment and safe working around our network, please visit www.westernpower.co.uk or contact our Lincoln Office directly using the below contact information.

There is an electricity substation within close proximity of the development. A substation is a potential source of noise, therefore the developer should adopt measures to ensure that acceptable noise levels are maintained for future residents
[]

We must emphasise that any alteration, building or ground works proposed in the vicinity of our network that may or may not directly affect our cables, must be notified in detail to Western Power Distribution.

For further information please contact me at
Western Power Distribution,
Units B - E Deacon Road Industrial Estate,
Lincoln,
LN2 4JB
or email rorzac@westernpower.co.uk

Yours sincerely



Rebecca Orzac



Carol Slingsby
West Lindsey District Council
Guildhall
Marshall's Yard
Gainsborough
Lincolnshire
DN21 2NA

Plant Protection
National Grid
Block 1; Floor 1
Brick Kiln Street
Hinckley
LE10 0NA
E-mail: plantprotection@nationalgrid.com
Telephone: +44 (0)800 688588

**National Grid Electricity Emergency Number:
0800 40 40 90***

**National Gas Emergency Number:
0800 111 999***

* Available 24 hours, 7 days/week.
Calls may be recorded and monitored.

www.nationalgrid.com

Date: 16/07/2014

Our Ref: EM_TE_Z2_3FWP_019224

Your Ref: Public Footpath No.76 (RF)

RE: Formal Enquiry, LN8 5NF, Diversion of part Public Footpath No.76

Thank you for your enquiry which was received on 15/07/2014.
Please note this response and any attached map(s) are valid for 28 days.

An assessment has been carried out with respect to National Grid Electricity Transmission plc's and National Grid Gas plc's apparatus. Please note it does not cover the items listed in the section "Your Responsibilities and Obligations", including gas service pipes and related apparatus.

For details of National Grid's network areas please see the National Grid website (<http://www.nationalgrid.com/uk/Gas/Safety/work/>) or the enclosed documentation.

Are My Works Affected?

National Grid has identified that it has no record of apparatus in the immediate vicinity of your enquiry.

National Grid therefore has no objection to these proposed activities.

The contractor should contact National Grid before any works are carried out to ensure our apparatus is not affected by any of the proposed works.

Your Responsibilities and Obligations

The "Assessment" Section below outlines the detailed requirements that must be followed when planning or undertaking your scheduled activities at this location.

It is your responsibility to ensure that the information you have submitted is accurate and that all relevant documents including links are provided to all persons (either direct labour or contractors) working for you near National Grid's apparatus, e.g. as contained within the Construction (Design and Management) Regulations.

This assessment solely relates to National Grid Electricity Transmission plc (NGET) and National Grid Gas plc (NGG) apparatus. This assessment does **NOT** include:

- National Grid's legal interest (easements or wayleaves) in the land which restricts activity in proximity to National Grid's assets in private land. You must obtain details of any such restrictions from the landowner in the first instance and if in doubt contact National Grid.
- Gas service pipes and related apparatus
- Recently installed apparatus
- Apparatus owned by other organisations, e.g. other gas distribution operators, local electricity companies, other utilities, etc.

It is **YOUR** responsibility to take into account whether the items listed above may be present and if they could be affected by your proposed activities. Further "Essential Guidance" in respect of these items can be found on the National Grid Website (<http://www.nationalgrid.com/NR/rdonlyres/6D6525F9-59EB-4825-BA89-DBD7E68882C7/51319/EssentialGuidance.pdf>).

This communication does not constitute any formal agreement or consent for any proposed development work; either generally or with regard to National Grid's easements or wayleaves nor any planning or building regulations applications.

NGG and NGET or their agents, servants or contractors do not accept any liability for any losses arising under or in connection with this information. This limit on liability applies to all and any claims in contract, tort (including negligence), misrepresentation (excluding fraudulent misrepresentation), breach of statutory duty or otherwise. This limit on liability does not exclude or restrict liability where prohibited by the law nor does it supersede the express terms of any related agreements.

If you require further assistance please contact the National Grid Plant Protection team via e-mail ([click here](#)) or via the contact details at the top of this response.

Yours faithfully

National Grid Plant Protection Team

GUIDANCE

Standard Guidance

Essential Guidance document:

<http://www.nationalgrid.com/NR/rdonlyres/6D6525F9-59EB-4825-BA89-DBD7E68882C7/51319/EssentialGuidance.pdf>

General Guidance document:

<http://www.nationalgrid.com/NR/rdonlyres/55C13C4D-A1AA-4B13-BFDA-1CF59F88B326/51318/GeneralGuidance.pdf>

Excavating Safely in the vicinity of gas pipes guidance (Credit card):

<http://www.nationalgrid.com/NR/rdonlyres/A3D37677-6641-476C-9DDA-E89949052829/44257/ExcavatingSafelyCreditCard.pdf>

Excavating Safely in the vicinity of electricity cables guidance (Credit card):

<http://www.nationalgrid.com/NR/rdonlyres/35DDEC6D-D754-4BA5-AF3C-D607D05A25C2/44858/ExcavatingSafelyCreditCardelectricitycables.pdf>

Copies of all the Guidance Documents can also be downloaded from the National Grid Website:

<http://www.nationalgrid.com/uk/Gas/Safety/work/downloads/>

ENQUIRY SUMMARY

Received Date

15/07/2014

Your Reference

Public Footpath No.76 (RF)

Location

Centre Point: 512448, 378091

X Extent: 97

Y Extent: 90

Postcode: LN8 5NF

Location Description: LN8 5NF, Diversion of part Public Footpath No.76

Map Options

Paper Size: A4

Orientation: LANDSCAPE

Requested Scale: 1250

Actual Scale: N/A

Real World Extents: N/A

Recipients

pprsteam@nationalgrid.com

Enquirer Details

Organisation Name: West Lindsey District Council

Contact Name: Carol Slingsby

Email Address: Carol.Slingsby@west-lindsey.gov.uk

Telephone: 01427 676 650

Address: Guildhall, Marshall's Yard, Gainsborough, Lincolnshire, DN21 2NA

Description of Works

s/u Town & Country Planning Act, Section 257 (DB)

Enquiry Type

Formal Enquiry

Activity Type

Highways

Notice Types

Notice Type: Section Notice (Town & Country Planning Act, Section 257)