

Nicola Gunn

From: Planning
Subject: FW: 3/2021/0660 AND 3/2021/0661 Location: BOWLAND SECTION AND MARL HILL SECTION. WORKS AT VARIOUS LOCATIONS.

From
Sent: 23 January 2023 23:08
To:
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Application No. : 3/2021/0660 AND 3/2021/0661

Address : BOWLAND SECTION AND MARL HILL SECTION. WORKS AT VARIOUS LOCATIONS.

Proposal : Proposal: PROPOSED WORKS FOR AND USE OF REPLACEMENT SECTION OF AQUEDUCT, INCLUDING EARTHWORKS AND ANCILLARY INFRASTRUCTURE INCLUDING: A NEW VALVE HOUSE BUILDING WITHIN FENCED COMPOUND WITH PERMANENT VEHICULAR ACCESS PROVISION. WITH THE INSTALLATION OF A TUNNEL PORTAL AND AN OPEN CUT CONNECTION AREA WITHIN A TEMPORARY CONSTRUCTION COMPOUND, TO INCLUDE SITE ACCESSES, STORAGE AREAS, PLANT AND MACHINERY, AND DRAINAGE INFRASTRUCTURE AND A TEMPORARY HAUL ROUTE WITH BRIDGE OVER THE RIVER HODDER. IN ADDITION, A TEMPORARY HAUL ROUTE WITH BRIDGE OVER THE RIVER RIBBLE (AS ONE OF TWO OPTIONS FOR VEHICULAR ACCESS TO THE TEMPORARY CONSTRUCTION COMPOUND); A SERIES OF LOCAL HIGHWAY WORKS TOGETHER WITH A TEMPORARY SATELLITE PARK AND RIDE FACILITY AND A VEHICLE MARSHALLING AREA.

Dear Planning Department

Lancashire County Council – Public Rights of Way

This application impacts on a number of Public Rights of Way with the proposed compounds and traffic routes therefore the following comments are provided:-

Newton In Bowland Compound

Footpath 3-29-FP31, 3-29-FP32, 3-29-FP26, 3-29-FP35 are impacted by the proposed compound.

Pedestrian gates are to be installed at the controlled access point on footpath 3-29-FP26.

The temporary diversion of footpath 3-29-FP31 is to be around the edge of the construction compound to Newton Road/Dunsop Bridge Road as this will cause less disturbance to users of the path. The exit point onto the highway must have good sight lines and controlled with a pedestrian gate, unless required for stock control when a metal kissing gate with meshed hoop should be installed.

To improve connectivity between footpath 3-29-FP32 and 3-29-FP15, prior to the operation of the compound, the exit points on the highway are to be replaced with pedestrian gates, unless required for stock control when a metal kissing gate with meshed hoop should be installed. If this is outside the purview of the application a S106 contribution is requested for the County Council to implement the improvements.

Bonstone Compound

Footpath 3-29-FP43 runs along the proposed access track with footpath 3-29-FP42 linking to the path west of the cattle grid leading from Slaidburn Road.

Public Rights of Way support the diversion of footpath 3-29-FP43 to protect users of the path. The diverted line of the path is to be a minimum width of 2m with a bound surface. Pedestrian gates are to be installed at the boundary with Slaidburn Road and as part of the controlled crossing point measures, unless required for stock control when a metal kissing gate with meshed hoop should be installed.

On restoration of the compound the path connection between 3-29-FP42 and 3-29-FP43, over the swale, is to be restored to a standard approved by Lancashire County Councils Public Rights of Way.

Braddup Compound

Footpath 3-43-FP8 and Bridleway 3-5-BW1 cross the proposed access track. Public Rights of Way supports the proposed gated access points and requests these be pedestrian gates, unless required for stock control when a metal kissing gate with meshed hoop should be installed. Signs should be installed on the access track to alter drivers to pedestrians crossing.

Construction Traffic Routes – Ribble Crossing

The creation of a bridge across the River Ribble at this location will impact on a number of heavily used public rights of way.

The 6 month temporary diversion of footpath 3-1-FP2, also part of the popular Ribble Way, around the compound exiting further south on West Bradford Road is noted. On termination of the temporary diversion it is requested that the steps at the point the path meets West Bradford Road near the road bridge be removed and replaced with a pedestrian gate that meets the BS 5709:2018 standard.

The 6 week temporary diversion of footpath 3-44-FP23 around the edge of the compound is noted. The diverted path is to be a minimum 2m usable width and free from the encroachment of vegetation, trees or bushes.

If the Ribble crossing is to remain screened or fenced following the termination of the temporary diversion pedestrian gates are to be installed at the crossing points, unless required for stock control when a metal kissing gate with meshed hoop should be installed.

Footpath 3-43-FP22 is proposed to run along the western side of the Ribble crossing, which raises a concern for path users being obstructed by overhanging branches. To prevent the footpath becoming obstructed by vegetation, trees or bushes a minimum width of 3m must remain between the tree line and the footpath. The footpath must be a minimum 2m usable width.

To mitigate the disturbance to the PROW network as a result of these works the following access improvements are requested;

- 1) The kissing gate at the bottom of the steps leading from Clitheroe Road on footpath 3-44-FP23 be replaced
- 2) Surface improvements between the trees at the western end of footpath 3-44-FP23 be completed

- 3) All access points on footpath 3-44-FP22, 3-43-FP23, 3-44-FP21, 3-43-FP23, 3-43-FP22 be replaced with pedestrian gates, unless required for stock control when a metal kissing gate with meshed hoop should be installed
- 4) Surface and step replacement improvements be made to 3-43-FP23

If any of these improvements are outside the purview of the applicant a S106 contribution is requested for the County Council to implement the changes.

Ground level/drainage

Any changes in ground level or installation of drainage should ensure that surface water is not channelled towards or onto a public right of way either within the proposed development site or in close proximity – this is to ensure public rights of way are not exposed to potential flooding or future maintenance issues.

Landscaping

If the applicant intends landscaping they need to ensure that any trees or bushes are at least 3 metres away from a public right of way to prevent any health and safety issues and potential maintenance issues e.g. Overhanging branches or roots coming through the surface of the footpath concerned either within the proposed development or in close proximity.

Temporary closure

If works relating to the proposed application are likely to cause a health and safety risk to users of a public right of way a temporary closure order must be made and in effect prior to commencing those works. Applications should be made 4 weeks before commencement to avoid delay to the works.

Diversion

If a diversion is needed or intended the applicant needs to ensure that the diversion is in place prior to any work commencing on a public right of way. Any disturbance of the existing route, without the appropriate confirmed Diversion Order would be liable to enforcement action taken against the applicant.

Obstruction

A public right of way should not be used to store materials, vehicles or machinery and if found to do so would be deemed an obstruction and the applicant would be subject to enforcement proceedings to remove.

Publicity of Application

All applications that affect a public right of way (footpath, bridleway or byway), must be publicised by site notice in at least one place on or near the land to which the application relates for not less than 21 days; and by publication of the notice in a newspaper circulating in the locality in which the land to which the application relates is situated.

Regards Julie

Julie Paton
PROW Capital Project Officer
Planning & Environment