

PUBLIC PATH DIVERSION ORDER

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

HARTLEPOOL BOROUGH COUNCIL

THE HARTLEPOOL BOROUGH COUNCIL PUBLIC FOOTPATH NO. 22 ELWICK DIVERSION ORDER 2013

This Order is made by Hartlepool Borough Council ("the Council") under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to divert the section of footpath to which this Order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990, namely: Close Farm Cottage, Wolviston, Billingham, TS22 5NL – the conversion of existing building into three dwellings with associated landscaping, car parking and stable block for residents' use – Planning reference H/2012/0454.

BY THIS ORDER

1. The section of Public Footpath over the land shown by a bold black line on the attached map and described in Part 1 of the Schedule to this Order ("the Schedule") shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of Hartlepool Borough Council an alternative highway for use as a replacement for the said footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.
3. The diversion of the footpath shall have effect on the date on which Hartlepool Borough Council certify that the terms of Article 2 above have been complied with.
4. The following works shall be carried out in relation to the highway described in Part 2 of the Schedule: the installation of two kissing gates at grid reference NZ 44297:52891 (point A on the attached map) and at grid reference NZ 44336:52867 (point C on the attached map) and the cutting of the ground vegetation to create and make the route of the diversion.
5. Mr G Wilkinson is hereby required to pay for the cost of carrying out the said works.
6. Where immediately before the date on which the of footpath is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

Width – Minimum of 1 metre

Footpath No. 22 Elwick - The section of public footpath commencing at the south west corner of the old stable block, Close Farm, Wolviston, at grid reference NZ 44297:52891 (point A on the attached map) proceeding along an enclosed path in a north easterly direction for a distance of 276 metres to a field gate at the end of the enclosed path at grid reference NZ 44323:52899 (point B on attached map), then continuing through the gate and down a field edge in a south easterly direction, crossing a stile then onto a farm track for a distance of 347 metres to grid reference NZ 44336:52867 (Point C on attached map).

PART 2

DESCRIPTION OF SITE OF ALTERNATIVE HIGHWAY

Width -2 metres for its full length
Surface – natural surface/grass

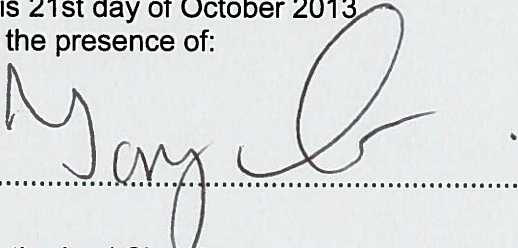
Footpath no. 22 Elwick - The section of public footpath commencing at a kissing gate, which will meet and be installed in accordance with the current British Standard at the time of the confirmation of the Order and have a width limitation of two metres at grid reference NZ 44336:52867 (point C on attached map), proceeding along a field edge in a westerly direction for a distance of 181 metres to the corner of a field at grid reference NZ 44318:52868 (point D on attached map), then in a north westerly direction for a distance of 30 metres along a field edge to the corner of a field at grid reference NZ 44317:52870 (point E on attached map), then in a westerly direction along a field edge for a distance of 72 metres to another field corner at grid reference NZ 44310:52869 (point F on attached map), then in a north westerly direction for a distance of 175 metres along a field edge to grid reference NZ 44300:52883 (point G on attached plan) where the path then heads around the right hand side of a series of small ponds in a northerly direction for a distance of 35 metres to grid reference NZ 45000:52686 (point H on attached map), then in a north westerly direction across a short section of the field for a distance of 46 metres to grid reference NZ 44297:52891 (point A on attached map) at the north west corner of the field. At this point the path passes through a kissing gate, which will meet and be installed in accordance with the current British Standard at the time of the confirmation of the Order and have a width limitation of two metres, and then it re-joins the existing Public Footpath.

PART 3
LIMITATIONS AND CONDITIONS

At grid reference NZ 44336:52867 (point C on attached map) there shall be a kissing gate, which will meet and be installed in accordance with the current British Standard at the time of the confirmation of the Order and a width limitation of two metres.

At grid reference NZ 44297:52891 (point A on attached map) there shall be a kissing gate, which will meet and be installed in accordance with the current British Standard at the time of the confirmation of the Order and a width limitation of two metres.

THE COMMON SEAL of)
HARTLEPOOL BOROUGH COUNCIL)
was hereunto affixed)
this 21st day of October 2013)
in the presence of:)



Authorized Signatory



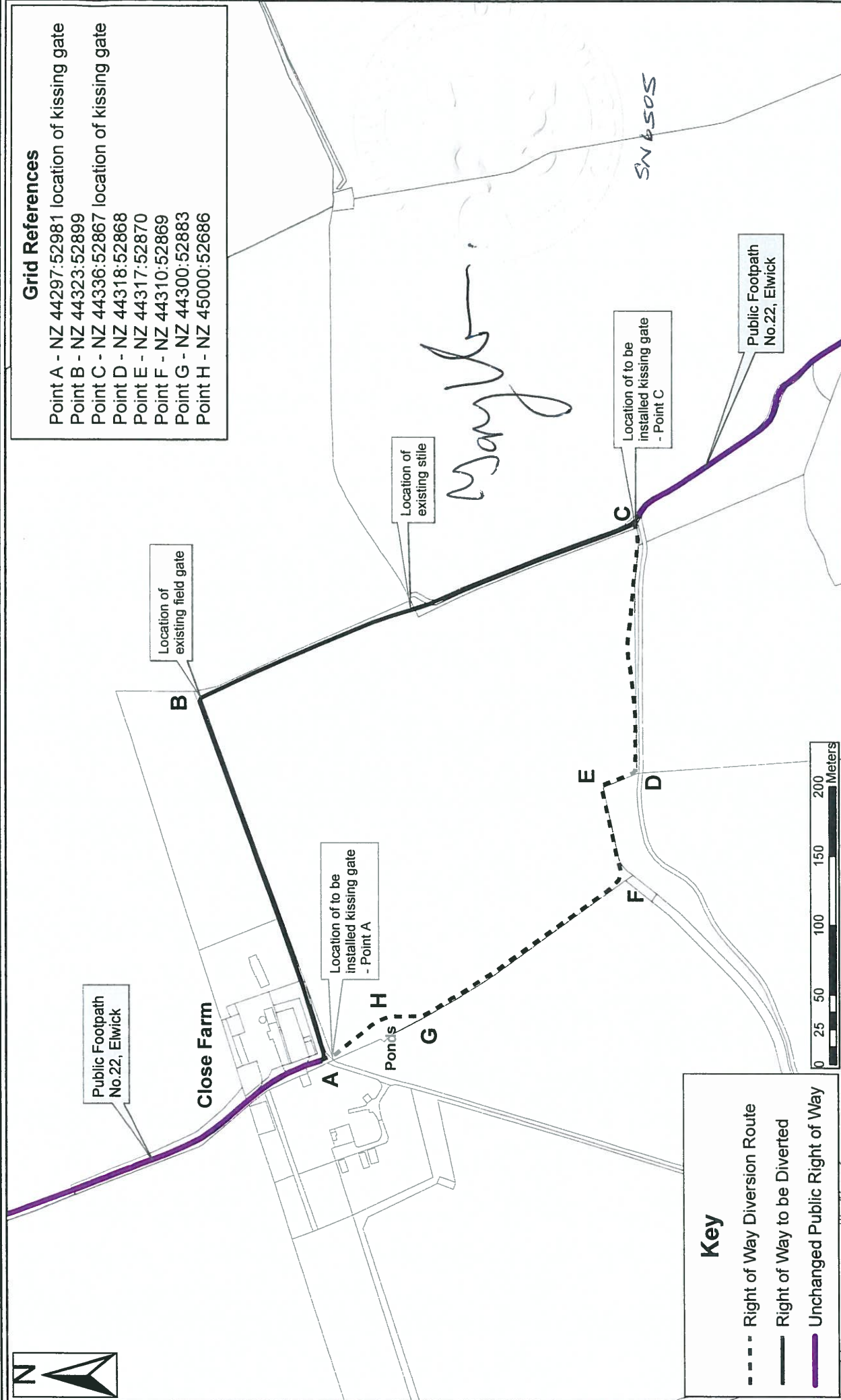
SN 6505

Town & Country Planning Act 1990 section 257 - proposed Diversion of Public Footpath No. 22, Elwick Parish



Grid References

- Point A - NZ 44297:52981 location of kissing gate
- Point B - NZ 44323:52899
- Point C - NZ 44336:52867 location of kissing gate
- Point D - NZ 44318:52868
- Point E - NZ 44317:52870
- Point F - NZ 44310:52869
- Point G - NZ 44300:52883
- Point H - NZ 45000:52686



Key

- - - - Right of Way Diversion Route
- Right of Way to be Diverted
- Unchanged Public Right of Way



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 Drawn By: Parks & Countryside Section

Hartlepool Borough Council
 Regeneration & Neighbourhoods Department
 Parks and Countryside
 Church Street Offices
 Hartlepool, TS24 7DS
 Tel: 01429 523524
 Fax: 01429 523038

