

CYNGOR SIR CEREDIGION COUNTY COUNCIL

Report to: Cabinet

Date of meeting: 3 June 2024

Title: Adoption of Lon Ty Llwyd Footway, Llanfarian

Purpose of the report: To recommend process to adopt the footway detailed as highway maintainable at public expense.

For: Decision

Cabinet Portfolio and Cabinet Member:

Keith Henson, Cabinet Member for Highways and Environmental Services and Carbon Management

Introduction

In 2015, a private development adjacent to the highway was developed under Planning Reference A140776. These works included the widening of the carriageway and the provision of a footpath to adoptable standards. To facilitate the construction of the new vehicular access to the property across the highway verge, a Highways Act 1980 (HA1980) Section 184 licence was used. This process does not allow provision to adopt the verge access crossing nor any other footway or road widening works. The associated footway and road widening that was conditioned under the planning permission has not been adopted but open to the use by the public since completion.

During construction, the works were supervised (as part of the Section 184 Licence) by Ceredigion County Council and have since been reviewed and deemed to be to an adoptable standard.

Highway Development Control has been in correspondence with the landowner, who are amicable for the footway and widened road on their land being adopted by the Local Highway Authority.

The process to formally adopt highway shall meet the following tests

1. Landowner agreement that the section of footway/road can be adopted.
2. That the footway/road will be beneficial to the general public and community.
3. The footway/road is constructed to acceptable adoptable standards that were applicable at the time of highways planning consultation.

Officers recommend that these tests have all been adequately met and that formal adoption under HA1980 Section 228 can proceed.

This report is made to request that

1. Notices informing the public of the intention to adopt (Section 228 Intention to Adopt notices) are erected on site for not less than 28 days to allow third party

representation to be received by the Council that would object or otherwise not permit the adoption to take place.

And

2. To request that providing no objections are received, that site notices are erected informing the public that the section of footway/carriageway is for adopted to be maintainable at public expense from the date stated on the notice.

If objections are received, Officer recommendations will be brought back to Cabinet for further resolution.

Wellbeing of Future Generations:

Has an Integrated Impact Assessment been completed? If, not, please state why.

No. The new infrastructure has been constructed within policy guidelines and approved standards.

Summary of Integrated Impact Assessment:

Long term: N/A
Collaboration: N/A
Involvement: N/A
Prevention: N/A
Integration: N/A

Recommendation(s):

Approval:

1. To erect Section 228 Intention to Adopt Notices on site.
2. If no objections are received, that the section of Lon Ty Llwyd as detailed in Appendix A is to be maintainable at the public expense and adopted by the Council.
3. To notify the public that the section of Lon Ty Llwyd as detailed in Appendix A is to be maintainable at the public expense and adopted by the Council.

Reasons for decision:

To enable the footway/road to be maintained at public expense for the benefit of the general public/community.

Overview and Scrutiny:

None

Policy Framework:

Producing better and Safer Road
Improving Active Travel Infrastructure

Corporate Well-being Objectives:

Boosting the Economy, Supporting Businesses and Enabling Employment – *Investing in public infrastructure enables prosperity to grow.*

Creating Caring and Healthy Communities – *Well maintained footways allow people to adopt a more healthy lifestyle.*

Creating Sustainable, Greener and Well-Connected Communities – *Well maintained footways remove barriers to active travel.*

Finance and Procurement implications:

Highways Maintenance Budget,
Additional Standard Spending Assessment (SSA) funding distribution to Ceredigion CC.

Legal Implications:

Highways Act 1980

Staffing implications:

None

Property / asset implications:

Increased maintainable Highways Asset portfolio.

Risk(s):

Objection

Statutory Powers:

Highways Act 1980

Background Papers:

Planning Application A140776
HES File reference ED4406

Appendices:

Appendix A – Plan of Highway Extents for adoption
Appendix B – Site Photographs

Corporate Lead Officer:

Rhodri Llwyd, Corporate Lead Officer: Highways and Environmental Services


Reporting Officer:

Steve Hallows, Service manager - Highways Development

Date:


20/05/2024

Cyngor Sir Ceredigion
Ceredigion County Council
 Neuadd Cyngor Ceredigion, Penmorfa,
 Aberaeron, Ceredigion SA46 0PA
 Ffôn/Tel. 01545 570881




Lon Ty Llwyd, Llanfarian

Allwedd / Map Key

 Section 228 Extent

Graddfa / Scale: 1:1,000
 Argraffwyd ar / Printed on: 2024-04-25

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Llanfarian

Sewage Works

Y Bwthyn



Lon Ty Llwyd - Prior to Works - April 2010



Lon Ty Llwyd – After Works – July 2023