



#plymplanning

Democratic and Member Support

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PLANNING COMMITTEE

TO FOLLOW

Thursday 11 January 2018

2.00 pm

Council House, Plymouth

Members:

Councillor Wiggins, Chair

Councillor Mrs Bridgeman, Vice Chair

Councillors Ball, Sam Davey, Fletcher, Kelly, Morris, Mrs Pengelly, Riley, Sparling, Stevens, Tuohy and Winter.

Members are invited to attend the above meeting to consider the items of business overleaf.

This meeting will be webcast and available on-line after the meeting. By entering the Council Chamber, Councillors are consenting to being filmed during the meeting and to the use of the recording for the webcast.

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For further information on attending Council meetings and how to engage in the democratic process please follow this link - <http://www.plymouth.gov.uk/accesstomeetings>

Tracey Lee

Chief Executive

Planning Committee

I.I. Bretonside Bus Station, Bretonside, Plymouth, PL4 0BG -
17/01591/S257

(Pages 1 - 6)

Applicant:	Alan Swan
Ward:	St Peter & The Waterfront
Case Officer:	Mr John Douglass
Recommendation:	Grant Conditionally



PLYMOUTH CITY COUNCIL

**PUBLIC PATH STOPPING-UP ORDER NO 2
TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257**

FOOTPATHS (INCLUDING STEPS AND SUBWAY) AT EXETER STREET

This Order is made by Plymouth City Council under Section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop-up the footpaths to which this Order relates in order to enable development to be carried out in accordance with planning permission granted under Part 3 of the Town and Country Planning Act 1990, namely planning permission 17/01409/s73M (which permits a variation of conditions 2 (approved plans); 9 (Extinguishment of Highway); 13 (surface water drainage); 18 (cycle storage) & 24 (Charles Cross works), and removal of conditions 19 (canopy); 31 (toilets) and 32 (food drainage) of application 15/01163/FUL (as varied by 16/01015/AMD & 17/00956/AMD), to allow for minor material amendments to the design and layout of buildings, landscaping and associated highway works).

BY THIS ORDER

1. The footpaths (including steps and subway) over and under the land shown by bold black edging and marked Areas 1 and 2 on the attached map and described in the Part 1 of the Schedule to this Order ("the Schedule") shall be stopped-up as provided below.
2. The highway over the land described in Part 2 of the Schedule and shown hatched black on the attached map shall be improved to the reasonable satisfaction of Plymouth City Council by the provision of a surface level signalised crossing across the carriageway of Exeter Street viaduct deck level as permitted by planning permission 17/01409/s73M.

3. The stopping-up of the footpaths in Areas 1 and 2 shall have effect on the date on which Plymouth City Council certify that the terms of Article 2 have been complied with.
4. Where immediately before the date on which the footpaths are stopped-up 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 I

Description of site of subways and associated footpaths to be stopped up

- a) Area 1 as indicated on the map
The public footpath comprising the steps from the eastern subway under Exeter Street viaduct deck level to Exeter Street viaduct deck level. The width of the footpath is 3.8 metres and the length is 10 metres. (Grid Reference 248160 054595);
- b) Area 2 as indicated on the map
The public footpath comprising of the eastern subway under the Exeter Street viaduct deck level between steps. The width of the footpath is 3.8 metres and the length is 34 metres.. (Grid Reference 248155 054593 and 248175 054565).

PART 2

Description of site of existing highway to be improved

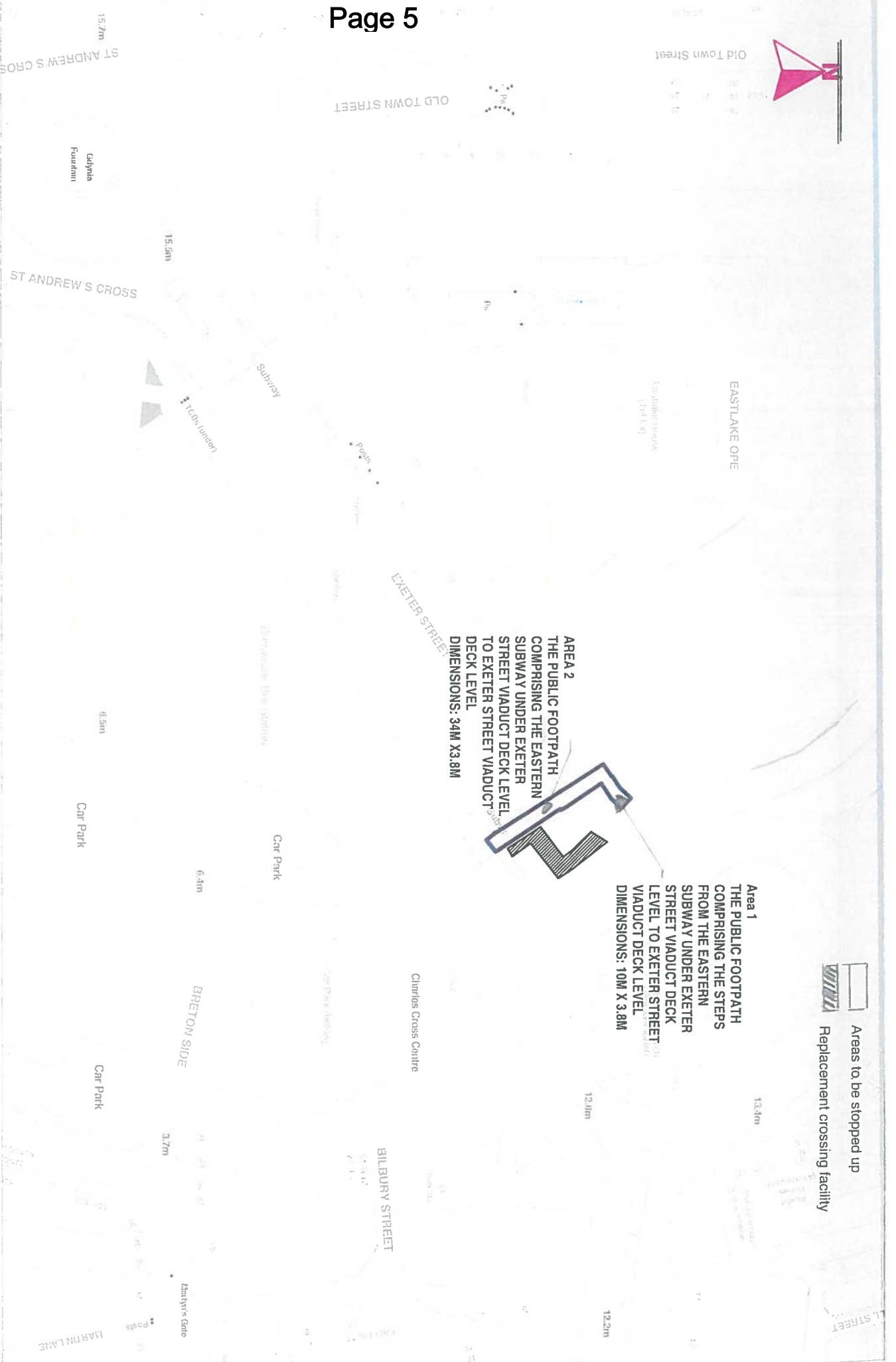
That part of Exeter Street viaduct deck level comprising a new surface level pedestrian crossing within the carriageway and footpaths as shown hatched black on the attached map. The width of the area to be improved is 4 metres and the length is 34 metres. Grid references are 248177 054580

THE COMMON SEAL of)
Plymouth City Council was hereunto)
affixed in the presence of:-)




Plymouth City Council Authorised Signatory

Dated: 26 October 2017



Areas to be stopped up
Replacement crossing facility

Area 1
THE PUBLIC FOOTPATH
COMPRISING THE STEPS
FROM THE EASTERN
SUBWAY UNDER EXETER
STREET VIADUCT DECK
LEVEL TO EXETER STREET
VIADUCT DECK LEVEL
DIMENSIONS: 10M X 3.8M

AREA 2
THE PUBLIC FOOTPATH
COMPRISING THE EASTERN
SUBWAY UNDER EXETER
STREET VIADUCT DECK LEVEL
TO EXETER STREET VIADUCT
DECK LEVEL
DIMENSIONS: 34M X 3.8M

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Scale: 1:1750

Exeter Street



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