

From: Rutterford, Beth - E&E <Beth.Rutterford@Oxfordshire.gov.uk>

Sent: 31 December 2019 14:28

To: Planning <Planning@Cherwell-DC.gov.uk>

Cc: Rutterford, Beth - E&E <Beth.Rutterford@Oxfordshire.gov.uk>

Subject: Planning Response for 19/02691/F - Public Rights of Way

Dear Sir/Madame,

No objections to the proposed development.

Applicant should note (as previously discussed) that the Public Footpath running through the site must be applied for and successfully confirmed before development work begins. This should be done via Cherwell District Council. Also as discussed the no stiles or gates should be added to the route. Fencing alongside the path should not be above head height to avoid creating an enclosed, dark and narrow route. The applicant should provide at least 3m width on the new diverted route.

Even with the diverted route the applicant may need to apply for a Temporary closure to the footpath during the construction phase, if user safety can not be ensured via mitigation measures. Please note these currently have a 12 week lead in time. Details can be found on our website at:

<https://www.oxfordshire.gov.uk/residents/roads-and-transport/traffic/road-closures-roadworks>

If planning is granted then the following conditions must be applied:

- 1. Temporary obstructions.** No materials, plant, temporary structures or excavations of any kind should be deposited / undertaken on or adjacent to the Public Right of Way that may obstruct or dissuade the public from using the public right of way whilst development takes place. Reason: To ensure the public right of way remains available and convenient for public use.
- 2. Route alterations.** No changes to the public right of way direction, width, surface, signing or structures shall be made without prior permission approved by the Countryside Access Team or necessary legal process. Reason: To ensure the public right of way remains available and convenient for public use.
- 3. Vehicle access (construction):** No construction / demolition vehicle access may be taken along or across a public right of way without prior permission and appropriate safety/mitigation measures approved by the Countryside Access Team. Any damage to the surface of the public right of way caused by such use will be the responsibility of the applicants or their contractors to put right / make good to a standard required by the Countryside Access Team. Reason: To ensure the public right of way remains available and convenient for public use.
- 4. Vehicle access (Occupation):** No vehicle access may be taken along or across a public right of way to residential or commercial sites without prior permission and appropriate safety and surfacing measures approved by the

Countryside Access Team. Any damage to the surface of the public right of way caused by such use will be the responsibility of the applicants, their contractors, or the occupier to put right / make good to a standard required by the Countryside Access Team. Reason: To ensure the public right of way remains available and convenient for public use

5. **Gates / right of way**: Any gates provided shall be set back from the public right of way or shall not open outwards from the site across the public right of way. Reason: To ensure that gates are opened or closed in the interests of public right of way user safety
6. **Improvements to routes**: Public rights of way through the site should be integrated with the development and improved to meet the pressures caused by the development whilst retaining their character where appropriate.. No improvements may be implemented without prior approval of the Countryside Access Team. Reason: To ensure the public right of way through the development retains character and use as a linear corridor and is able to integrate with the development

Kindest regards,

Beth

Beth Rutterford - North East
Countryside Access Officer
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Web-Site: www.oxfordshire.gov.uk/countryside
For Countryside Access issue reporting: <https://camsv.oxfordshire.gov.uk>
Fix-My-Street: <https://fixmystreet.oxfordshire.gov.uk/>

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