

Agenda No

AGENDA MANAGEMENT SHEET

Name of Committee **Stratford on Avon South Joint Committee**

Date of Committee **25 September 2008**

Report Title **Rollright Quarry Routing Agreement**

Summary Members are asked to grant permission for a Routing Agreement with a defined route for HGVs to follow, removing their potential to enter Little Compton.

For further information please contact Neil Benison
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Would the recommended decision be contrary to the Budget and Policy Framework? Yes/No

Background Papers None.

CONSULTATION ALREADY UNDERTAKEN:- *Details to be specified*

- Other Committees
- Local Member(s) Councillor C Saint
(With brief comments, if appropriate)
- Other Elected Members
- Cabinet Member
(Reports to The Cabinet, to be cleared with appropriate Cabinet Member)
- Chief Executive
- Legal I Marriott – agreed.
- Finance
- Other Chief Officers
- District Councils

- Health Authority
- Police
- Other Bodies/Individuals

FINAL DECISION **YES/NO** (*If 'No' complete Suggested Next Steps*)

SUGGESTED NEXT STEPS :

Details to be specified

- Further consideration by this Committee
- To Council
- To Cabinet
- To an O & S Committee
- To an Area Committee
- Further Consultation

**Stratford on Avon South Joint Committee –
25 September 2008**

Rollright Quarry Routing Agreement

**Report of the Strategic Director for
Environment and Economy**

Recommendation

That Members authorise officers to enter into a routing agreement, removing the potential for Heavy Goods Vehicles from Rollright Quarry going through Little Compton, under the provisions of Section 111 of the Local Government Act 1972 and the well-being power in section 2 of the Local Government Act 2000.

1. Introduction

- 1.1 On 14/9/2007 West Oxfordshire District Council approved application 07/1461/P/CM for the creation of a new access and access road on Land Adjacent to Rollright Quarry Chipping Norton, subject to conditions. A site location plan is included as **Appendix A**.
- 1.2 One of these conditions related to the provision of a Routing Agreement which would remove the potential for HGV movements from the site entering the surrounding villages.
- 1.3 Little Compton, a village in Warwickshire, was also included due to its close proximity to the application site.
- 1.4 The applicants have recently notified the Highway Authority, in this case Oxfordshire County Council, that they wish to commence the approved works. This triggered the need for the Routing Agreement and as Little Compton is included, the County Council has been consulted.

2. The Legal Agreement

- 2.1 In Warwickshire routing agreements are usually entered into under section 106 of the Town and Country Planning Act 1990 such that the obligations imposed on the site owner are planning obligations. The power to enter into planning agreements under Section 106 is delegated to the Strategic Director of Performance and Development. However, Oxfordshire County Council do not use section 106 for their routing agreements, rather they rely on general traffic management powers under the Highways Act 1980 and the Road Traffic

Regulation Act 1984 and on the provisions of Section 111 of the Local Government Act 1972 and the well-being power in section 2 of the Local Government Act 2000. This latter power is very wide and enables local authorities to promote or improve the economic, social or environmental well-being of their area. The Authority to enter into agreements made under Section 2 of the 2000 Act is not delegated to officers under Warwickshire County Council's Constitution. Therefore it is necessary for the decision to enter into the agreement to be taken by Members. Matters of road traffic management come within the remit of this Committee.

- 2.2 The agreement itself will set a defined route for HGVs to follow. All other routes are classed as prohibited, with exceptions for delivery or matters out of the hands of the applicants such as road closures, and their use would result in a breach of planning permission and liable for enforcement action. A map of the defined route is included as **Appendix B**.

3. Financial Implications and Conclusions

- 3.1 There are no financial implications for Warwickshire.
- 3.2 In respect of non-compliance or enforcement of the agreement, any costs incurred will be refunded by the applicants.
- 3.3 Members are asked to authorise officers to enter into the agreement.

PAUL GALLAND
Strategic Director for Environment and Economy
Shire Hall
Warwick

8 September 2008



Key

- Quarry Planning Boundary
- Application Area (1.40ha)
- Proposed Soil Bund
- Tree
- Hedge
- Field Contours

Notes
 The data used for this map was obtained on 17th August 2006
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Rollright Quarry
 Planning Application 2006
 The
 Figure RRRR06/2
 Site Plan & Application Area

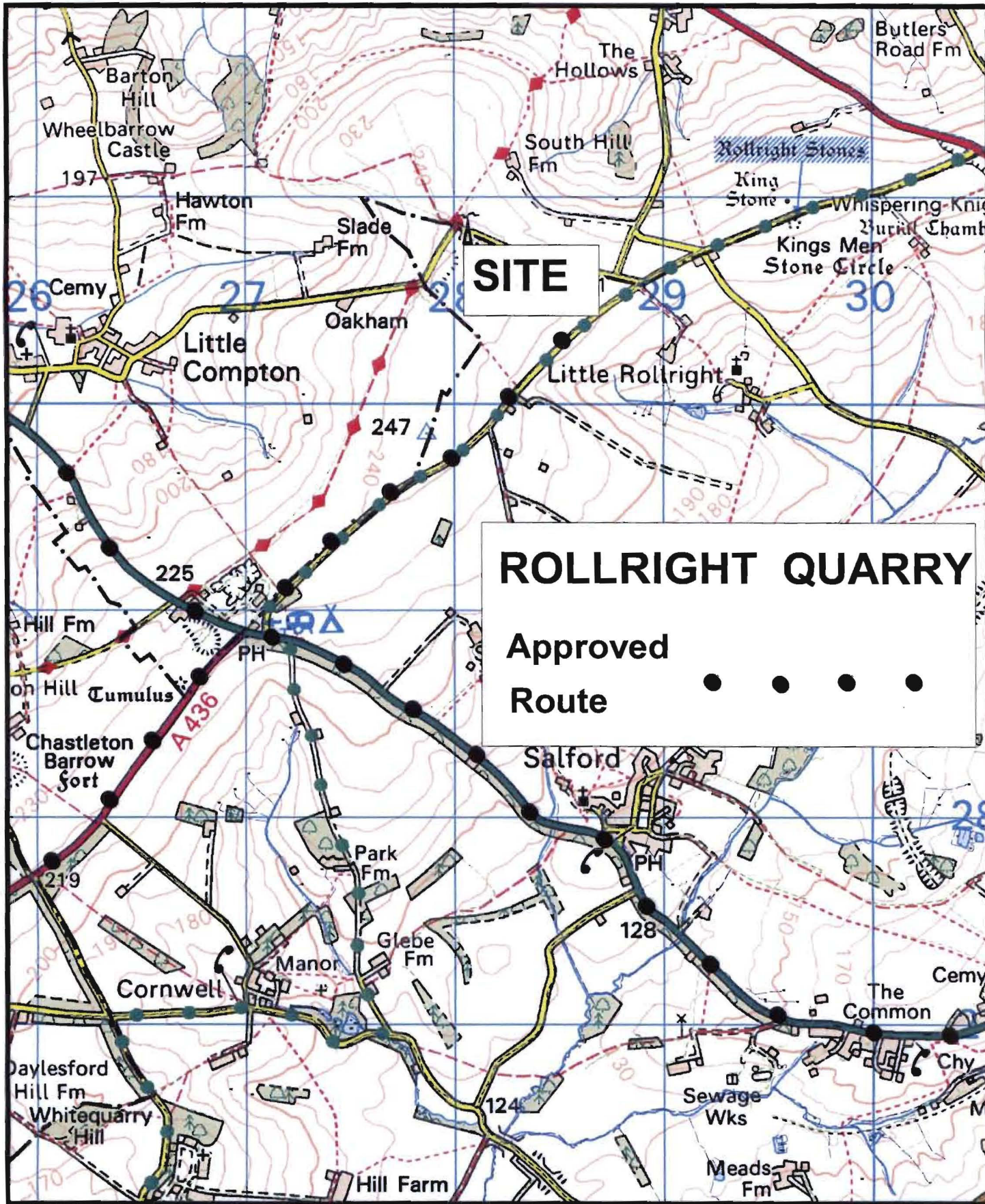
Scale: 1:3500
 Date: 01 December 2006
 Project No: SRP/RRR06/2
 File: SRP/RRR06/2
 Drawn by: SJB



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PlanChest



SITE

ROLLRIGHT QUARRY

Approved
Route

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