

**Delegated Decision**

**9 January 2023**

**Highway Adoptions**

**Ordinary Decision**



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## **Report of Neighbourhoods & Climate Change**

Paul Watson, Strategic Highways Manager

### **Electoral division(s) affected:**

Esh and Witton Gilbert

### **Purpose of the Report**

To consider those developments/schemes which have been proposed by developers and which require Section 38/278 Agreements to be entered into with them under the provisions of Section 38 & 278 of the Highways Act 1980 for the construction and subsequent adoption of the roads and footpaths, etc. which they are developing.

### **Recommendation**

The details of the proposed works at Langley Park have been checked by Richard Anderson from the Highway Adoptions Section, Neighbourhoods & Climate Change and are considered to be in accordance with Durham County Councils standards and specifications.

I therefore recommend that the Section 38 Agreement which will allow the works to proceed be entered into.

### **Background**

## Derwentside District

Agreement Type: Section 38 Agreement

Developer: Dere Street Homes Ltd

Contact Address: The Farmhouse  
Hedley Hill Farm  
Cornsay Colliery  
DH7 9EX

Location: Blackburn Farm, Low Moor Road, Langley Park

Details of Works: New housing development, including access roads, footways, footpaths and laybys.

### **Options**

None

### **Main implications**

#### *Legal Implications*

Once the works are complete, subject to them being satisfactory, they will be adopted. Once this happens Durham County Council will become responsible for the maintenance of the new highway (the new roads, footpaths, etc.)

#### *Finance*

Financed by private developers. Future maintenance will be carried out and financed by D.C.C, Neighbourhoods & Climate Change.

### **Conclusion**

That the 38 Agreement detailed in the report be entered into.

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**Contact:** Richard Anderson

Tel: 03000 267107

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## **Appendix 1: Implications**

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### **Legal Implications**

Once the works are complete, subject to them being satisfactory, they will be adopted. Once this happens Durham County Council will become responsible for the maintenance of the new highway (the new roads, footpaths, etc.)

### **Finance**

Financed by private developers. Future maintenance will be carried out and financed by D.C.C, Neighbourhoods & Climate Change.

### **Consultation**

No

### **Equality and Diversity / Public Sector Equality Duty**

It is considered that there are no Equality and Diversity issues to be addressed.

### **Climate Change**

None

### **Human Rights**

No impact on human rights

### **Crime and Disorder**

Not affected

### **Staffing**

None.

### **Accommodation**

No impact.

### **Risk**

Not applicable.

### **Procurement**

Not applicable.

## LOCATION PLAN

S38 Blackburn Farm, Langley Park – Dere Street Homes Ltd

