

DELEGATED DECISION
REGENERATION AND LOCAL SERVICES



9 March 2018

SECTION 38 & 278 AGREEMENTS

Report of Regeneration and Local Services
Dave Wafer- Strategic Traffic Manager

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.

Background

Easington District

Agreement Type: Section 38/278 Agreement

Developer: Persimmon Homes Limited
Contact Address: Persimmon House
Fulford
York
YO19 4FE

Location: Fennel Grove, Easington

Details of Works: New access roads, parking bays, associated footways and street lighting.

Details of any alternative options considered and rejected when making the decision

None

Recommendations and reasons

The details of the proposed works at Easington have been checked by Phillip Thompson from the Highway Adoptions Section, Regeneration & Local Services and are considered to be in accordance with Durham County Councils standards and specifications.

I therefore recommend that the Section 38/278 Agreements which will allow the works to proceed be entered into.

Decision

That the Section 38/278 Agreements detailed in the report be entered into.

Contact: Phillip Thompson Tel: 03000 267106

Appendix 1: Implications

Finance - Financed by private developers. Future maintenance will be carried out and financed by D.C.C, Regeneration and Local Services.

Staffing - None

Risk – Not applicable

Equality and Diversity / Public Sector Equality Duty - It is considered that there are no Equality and Diversity issues to be addressed.

Accommodation – No impact

Crime and Disorder – Not affected

Human Rights - No impact on human rights

Consultation - No

Procurement – Not applicable

Disability Issues - None


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.)

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