

[REDACTED]

From: Alison Meeus [REDACTED]
Sent: 22 August 2017 09:51
To: Anita Gardner
Subject: More information

Dear Anita,

Thank you for confirming the landownership query, assuming they raise no issues with the new proposals then this would not stop the planning permission from being implemented.

From a planning point of view we raise no objection and other than confirming the questions below we do not raise an objection in planning terms to the proposal.

I have heard back from the engineers and they have the following questions/comments to make:-

1) Some of the coloured 'S278' works seem to extend beyond the existing highway boundary, and therefore it seems likely that these works would need to take place under a S38 agreement with the consent of the landowner. We would therefore recommend the following condition

Section 38 Agreement of the 1980 Highways Act – Provision of Adoptable Highway

The applicant is advised to enter into a legal agreement with West Sussex County Council, as Highway Authority, to cover the proposed adoptable on-site highway works. The applicant is requested to contact The Implementation Team Leader [REDACTED] to commence this process. The applicant is advised that any works commenced prior to the S38 agreement being in place are undertaken at their own risk.

2) Any works to the ditch or use of the airspace above the ditch would need landowner consent.

3) The piping of the ditch will still require consent from the district council.

4) The detail of the construction of the widening works and the S278 agreement plan should not be approved at planning as further checking will take place as part of the S278 application.

5) The applicant does not appear to have considered/answered the drainage related concerns raised previously.

Kind regards,
Alison

Alison Meeus | Planner; County Highways (Development Management); Planning Services;
Economy, Planning and Place Directorate.

West Sussex County Council

Location: 2nd Floor, Northleigh, County Hall, Chichester, PO19 1QT

Part-time working hours: (Tuesday, Wednesday, Thursday 9am-2pm)

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