

ANGUS COUNCIL

ROADS COMMITTEE

30 APRIL 1998

B 954 MUIRHEAD - NEWTYLE ROAD

STOPPING UP OF SECTIONS OF ROAD AT HOSIE PARK, NORTH DRONLEY

REPORT BY THE DIRECTOR OF ROADS

ABSTRACT

This report considers the situation regarding the superseded section of the B954 at Hosie Park, North Dronley and recommends that part of the road be stopped up.

1 RECOMMENDATION

It is recommended that the Committee agree to stop up a length of the former B954 at Hosie Park, North Dronley as detailed on the attached plan

2 INTRODUCTION

Prior to 1975, Angus County Council carried out an improvement to the bend on the B954 at North Dronley. As was often the case, the superseded section of road was not formally stopped up and remains on the List of Roads. During 1997 the status of the superseded section of road was brought into question and it has become necessary to clarify and regularise the situation.

3 **DETAILS**

During September 1997 the Roads Department was contacted by a Mr Anderson of Eastfield Farm, Auchterhouse regarding access to one of his fields from Hosie Park. He pointed out that posts had been erected on the road and a gate was to be erected which would deny him access to his field. In practice, there is a stone wall further north on the road and access to the field had not been available for many years. The field is however zoned for housing in the Draft Angus Local Plan and Hosie Park would provide a suitable access. The List of Roads was therefore checked and contact was made with Mr Taylor of Shapinsay, North Dronley Road, Hosie Park, advising him that he could not gate off the public road in front of his property. Mr Taylor's Solicitor subsequently wrote to the Roads Department stating that in 1989, Mr Taylor had written to Tayside Regional Council asking that the road be stopped up and that this had been carried out. Previous correspondence does indicate that the Roads and Transport Department was prepared to recommend the promotion of a Stopping-Up Order and had notified Mr Taylor that he would be required to meet the £50 costs. Mr Taylor was prepared to meet the costs but there is no evidence of a report going to Committee or an Order being processed. Mr Taylor maintains he paid the money but has been told that no Order exists.

In order to resolve the situation it is proposed that Mr Anderson be allowed a new access from the B954 to his field and that the superseded section of the former main road should be stopped up.

4 **FINANCIAL IMPLICATIONS**

There are no financial implications other than the nominal cost of promoting the necessary order which will be contained within the 1998/99 Revenue Budget.

5 CONSULTATION

The Chief Executive, the Director of Law and Administration, the Director of Finance and the Director of Planning and Transport have been consulted in the preparation of this Report.

6 CONCLUSION

In order to resolve the situation on the B954 at North Dronley to the satisfaction of all parties, it is proposed to grant a new access on to the B954 and to stop-up a section of the superseded road.

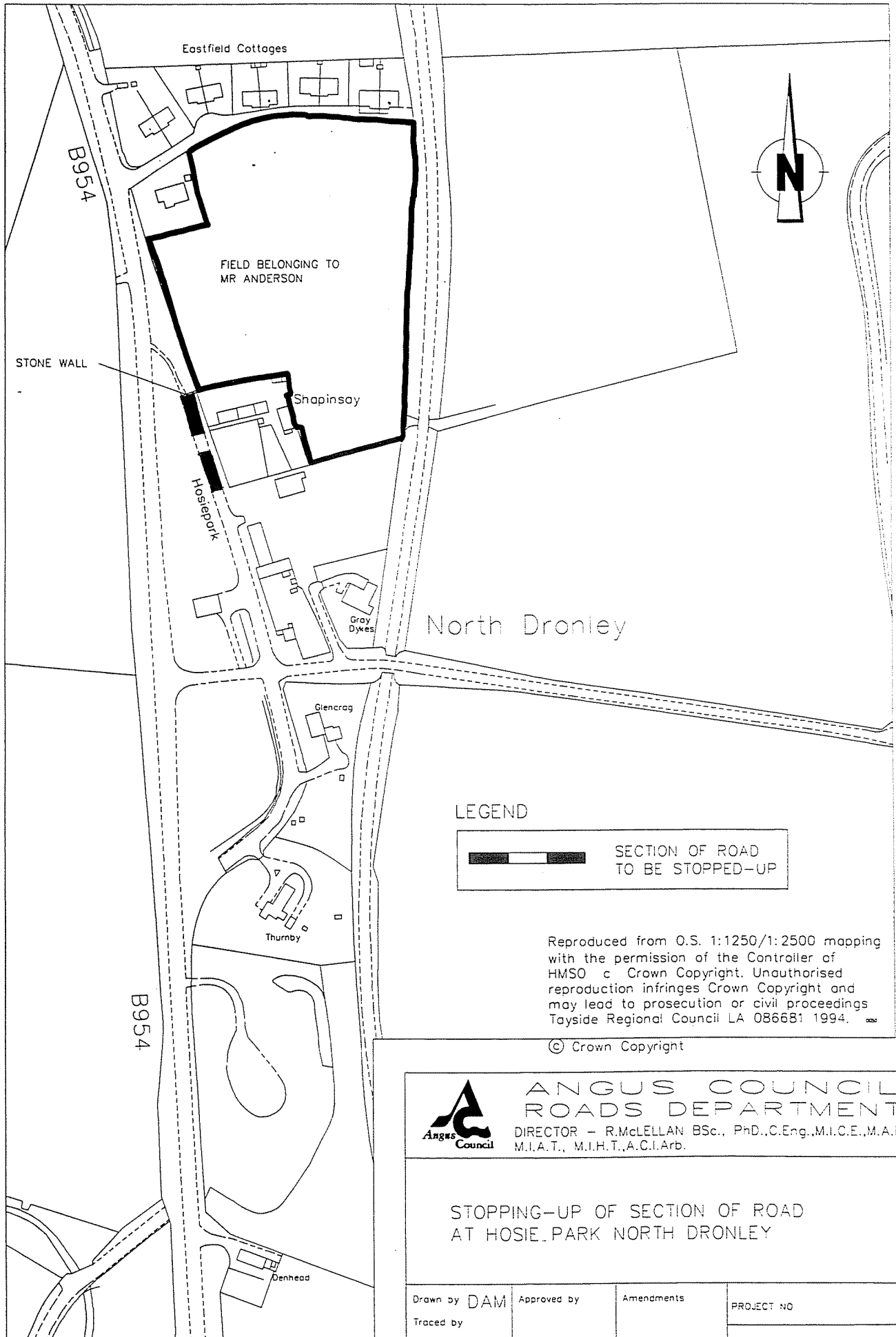
Dr Bob McLellan
DIRECTOR OF ROADS

NOTE

The following background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (and not containing confidential or exempt information) were relied on to a material extent in preparing the above Report:-

Roads (Scotland) Act 1984.

FDCN/JSG
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ANGUS COUNCIL
ROADS DEPARTMENT
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**STOPPING-UP OF SECTION OF ROAD
 AT HOSIE PARK NORTH DRONLEY**

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