

**ANGUS COUNCIL**

**RESOURCES AND CENTRAL SERVICES COMMITTEE**

**20 OCTOBER 2005**

**HOPE PATON ADJACENT TO WHITE'S PLACE, MONTROSE - ACCESS ROAD**  
**USE OF MONTROSE COMMON GOOD FUND**

**REPORT BY THE DIRECTOR OF ROADS**

**ABSTRACT**

This report details a drainage problem in Hope Paton, an unadopted access road, on land owned by Montrose Common Good, which is alongside the Bowling Green in the Mid Links, adjacent to White's Place in Montrose and proposes that it be repaired utilising the Montrose Common Good Fund.

**1 RECOMMENDATION**

It is recommended that the Committee agree the use of the Montrose Common Good Fund to meet the cost of a necessary drainage improvement in Hope Paton, Montrose.

**2 DETAILS**

Hope Paton is an unadopted access road which links White's Place (part of Provost Scott's Road) with Union Place/Wellington Place in Montrose and serves as an access to the Bowling Club in the Mid Links as shown on the attached plan in Appendix A.

The access road is understood to be in the ownership of the Montrose Common Good, is not maintained by any Council Department, and does not appear on the List of Public Roads.

An existing drainage problem has been exacerbated following the recent Mid Links improvement works. Whilst there have been no changes in the way that water flows to the low point in Hope Paton, it is no longer able to dissipate due to recent walling replacement/repairs and footpath resurfacing work carried out as part of the Mid Links Project.

The ponding which now occurs following heavy rain has given rise to complaints from the public which have been conveyed to the local elected member.

The access road has been inspected and it is estimated that the cost of improved drainage to solve the ponding problem would be £3,500 (including contingencies) plus engineering design and supervision costs of £500.

Given that the access road is in Common Good ownership it is proposed that the cost of these works be met from the Montrose Common Good Fund.

There is no intention to bring the access road up to an adoptable standard for addition to the List of Public Roads and on completion of the repair work the access road would not be adopted for future maintenance.

### **3 FINANCIAL IMPLICATIONS**

This report proposes the utilisation of £4,000 from Montrose Common Good Fund.

Montrose Common Good Fund has adequate funds available for these repairs.

This expenditure will be on a one-off basis and there are no implications for the Council's Revenue Budgets in future years.

### **4 HUMAN RIGHTS IMPLICATIONS**

There are no human rights implications arising from the proposals in this report.

### **5 CONSULTATION**

The Chief Executive, the Director of Law and Administration, the Director of Finance, and the Director of Leisure Services have been consulted in the preparation of this report. The proposals have been approved by the Corporate Grant Aid Working Group.

The four Elected Members for the Montrose area have been consulted on this proposed use of the Montrose Common Good Fund. The Elected Member for Montrose, Hillside is fully supportive of the recommendation in this report. The other three Montrose Members while agreeing to the proposed use of the Montrose Common Good Fund wished it to be noted that in their opinion the flooding problem was due to inadequate reinstatement of the road during the Mid Links refurbishment project and lack of adequate supervision of these works. In their opinion therefore remedial works should have been carried out by the contractor for the Mid Links Project under the terms of the contract.

The Director of Leisure Services has confirmed that the contractor for the Mid Links Project has carried out the works to the required specification at this location and there are no remedial works outstanding. He further confirms that in his opinion the Mid Links Project was properly supervised throughout.

### **6 CONCLUSION**

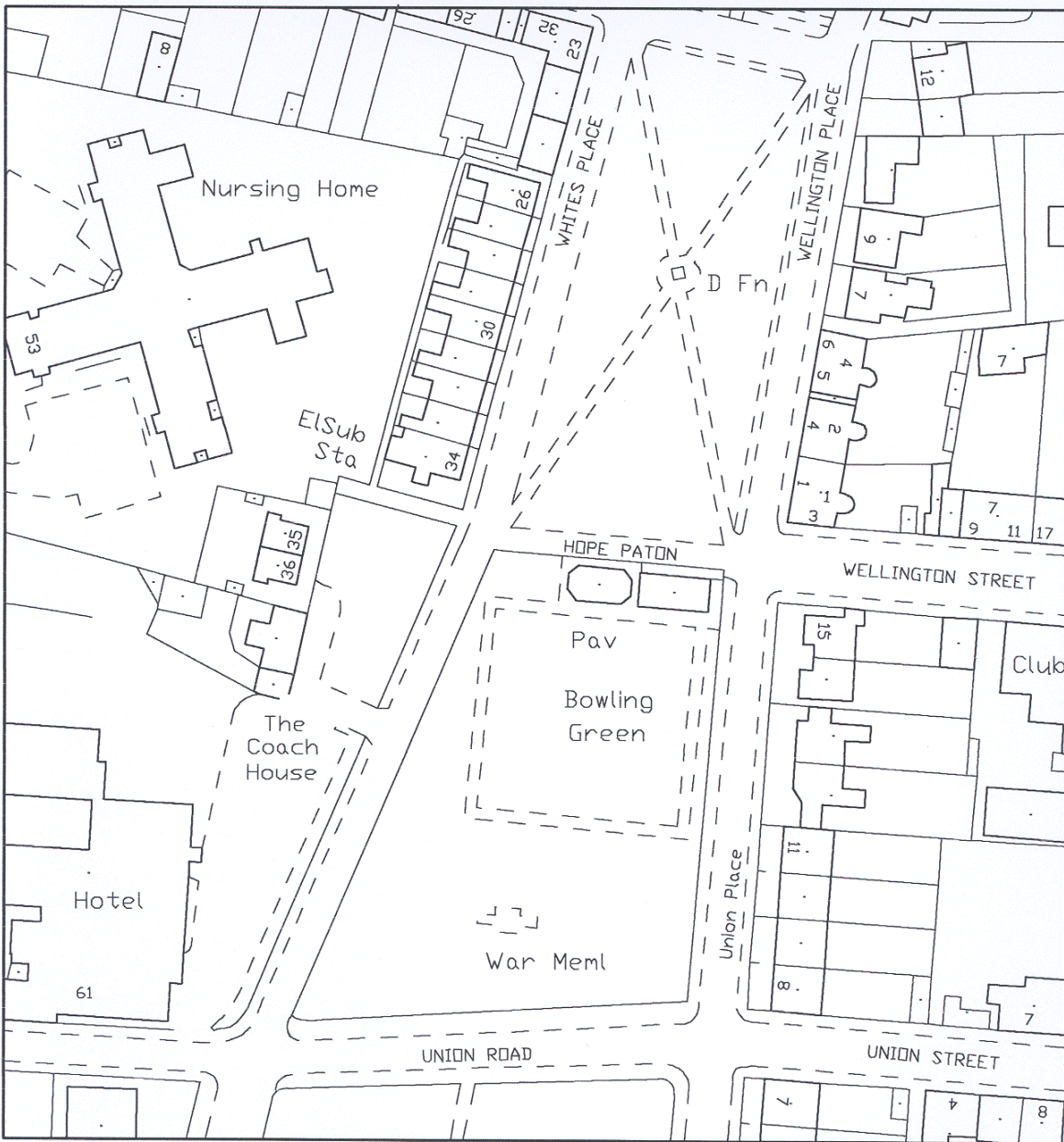
The report recommends that repairs be carried out on the unadopted access road at Hope Paton, Montrose utilising £4,000 from the Montrose Common Good Fund.

Ronnie McNeil  
DIRECTOR OF ROADS

NOTE:

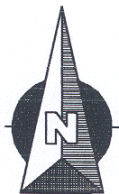
No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to any material extent in preparing the above Report.

JDH/PP  
REPORTS/hopepaton  
18 July 2005



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**Angus Council**  
ROADS DEPARTMENT  
ENGINEER - Director of Roads

ROADS MAINTENANCE MANAGER,  
KIRRIEMUIR ROAD,  
FORFAR,  
DDB 3TH.

HOPE PATON, MONTROSE

LOCATION PLAN

ORDNANCE SURVEY REFERENCE: NO 7181 5813

Drawn by :  
R.King

Scale :  
1/1250

Date :  
July 2005

Drawing No. :  
MT/DH/05-06/001