



REPORT TO:	Councillor T Carter, Portfolio Holder – Communities and Operational Housing
REPORT OF:	Assistant Director – Housing
REPORT AUTHOR:	Technical Contracts Officer
SUBJECT:	Lincolnshire County Council, Footway Improvements Fishpond Lane, Holbeach
PURPOSE:	To seek approval to transfer a small section of planting area at the entrance to the Council owned Carpark at Fishpond Lane, to Lincolnshire County Council Highways.
KEY DECISION:	N
WARD(S) AFFECTED:	Holbeach Town
EXEMPT REPORT?	N

SUMMARY

The Council has been approached by the Highways Department of Lincolnshire County Council (the Highway Authority) with regards to the Council vesting to them a small area of land (3m²) which is currently shrub planting at the entrance to the car park as shown at Appendix A. This is to enable them to undertake footway safety improvements in Fishpond Lane, Holbeach.

RECOMMENDATIONS

Agree to transfer to the Highway Authority, 3m² of land which is currently planted with shrubs at the entrance to the Council owned carpark in Fishpond Lane, Holbeach. To enable the Highway Authority to carry out footway safety improvements which will benefit residents and pedestrians who use this area and carpark.

REASONS FOR RECOMMENDATIONS

By agreeing to transfer of the small section of land (3m²), it will ensure that the proposed footway improvement works can be delivered by the Highway Authority which will improve residents and pedestrian safety when using Fishpond Lane.

OTHER OPTIONS CONSIDERED

Refuse to transfer the area - If the transfer is not granted, the Highway Authority will be unable to fully complete the footway safety works which will have a detrimental effect on local residents and pedestrian safety when using Fishpond Lane.

1. BACKGROUND

The Council has been approached by the Highway Authority with regards to the Council vesting to them a small section of the land (3m²) which is currently planted with shrubs at the entrance to the Council's carpark in Fishpond Lane Holbeach, to enable them to undertake footway safety improvements works.

2. REPORT

- 2.1 Concerns have been raised regarding the footway along Fishpond Lane, Holbeach. The area identified for improvement does not currently allow pedestrians to cross safely at the entrance of a car park.
- 2.2 The Highways Authority have therefore developed a scheme to carry out proposed footway safety improvements. Specifically, in the area where it is missing outside the car park owned by South Holland District Council.
- 2.3 To carry out the proposed improvements, the Council have been asked to vest 3m² land which is currently planted with shrubs at the entrance to the carpark in Fishpond Lane to the Highway Authority.
- 2.4 The Highways Authority will be responsible for all legal costs associated with the transfer.

3. CONCLUSION

- 3.1 Transferring the area of land identified will improve pedestrian safety in the area. The aesthetics of the entrance to the car park owned by South Holland District Council will also be improved. The area of land to be transferred will not impact on the Councils use of the land as a car park. The area currently maintained as a shrubbed area will be reduced which will marginally reduce the grounds maintenance South Holland District Council will need to carry out.

4. EXPECTED BENEFITS TO THE PARTNERSHIP

- 4.1 None.

5. IMPLICATIONS

5.1 SOUTH AND EAST LINCOLNSHIRE COUNCIL'S PARTNERSHIP

- 5.1.1 None.

5.2 CORPORATE PRIORITIES

- 5.2.1 None.

5.3 STAFFING

- 5.3.1 None.

5.4 CONSTITUTIONAL AND LEGAL IMPLICATIONS

- 5.4.1 The Council has a statutory power to dispose of land under s123 Local Government Act 1972. Ordinarily, this must be at market value but there is a general disposal consent

available to enable disposal at less than market value (of up to £2 Million) where this is for the wellbeing of the area.

5.5 DATA PROTECTION

5.5.1 None.

5.6 FINANCIAL

5.6.1 There will be marginal financial savings from the reduced planting area the Council is required to maintain. Improving the access arrangements to the car park may also add value to the asset overall.

5.7 RISK MANAGEMENT

5.7.1 None.

5.8 STAKEHOLDER / CONSULTATION / TIMESCALES

5.8.1 Discussed and agreed proposals with the relevant Portfolio Holder.

5.9 REPUTATION

5.9.1 None noted.

5.10 CONTRACTS

5.10.1 A deed of transfer will need to be executed between South Holland District Council and Lincolnshire County Council.

5.11 CRIME AND DISORDER

5.11.1 None.

5.12 EQUALITY AND DIVERSITY/ HUMAN RIGHTS/ SAFEGUARDING

5.12.1 None.

5.13 HEALTH AND WELL BEING

5.13.1 When completed the proposed works will increase the safety of residents and pedestrians using the footway in Fishpool Lane.

5.14 CLIMATE CHANGE AND ENVIRONMENTAL IMPLICATIONS

5.14.1 None

6. ACRONYMS

6.1 None.

APPENDICES

Appendices are listed below and attached to the back of the report: -

Appendix A

Site plan.

Appendix B

Photograph of location

BACKGROUND PAPERS

No background papers as defined in Section 100D of the Local Government Act 1972.

CHRONOLOGICAL HISTORY OF THIS REPORT

A report on this item has not been previously considered by a Council.

REPORT APPROVAL

Report author:	David Higgs David.Higgs@sholland.gov.uk
Signed off by:	Assistant Director - Housing, Assistant Director - Governance (Monitoring Officer), Deputy Chief Executive - Corporate Development (S151).
Approved for publication:	