

ANGUS COUNCIL

COMMUNITIES COMMITTEE – 29 MAY 2018

**STOPPING UP OF TWO SECTIONS OF FORMER B954 MUIRHEAD - ALYTH ROAD
AT DRONLEY, BIRKILL**

REPORT BY HEAD OF INFRASTRUCTURE

ABSTRACT

This report relates to the proposed stopping up of two sections of former public road at Dronley, Muirhead.

1. RECOMMENDATIONS

1.1 The Committee is asked to agree to the promotion and making and to the confirmation if unopposed, or the submission to Scottish Ministers for confirmation if opposed, of a Stopping up Order to extinguish public right of passage over two sections of former public road at Dronley, Muirhead.

2. ALIGNMENT TO THE ANGUS LOCAL OUTCOMES IMPROVEMENT PLAN/CORPORATE PLAN

2.1 This proposal contributes to the following local outcomes contained within the Angus Local Outcomes Improvement Plan and Locality Plans:

PLACE

- Safe, secure, vibrant and sustainable communities.
- An enhanced, protected and enjoyed natural and built environment.

3 BACKGROUND

3.1 A number of years ago the B954 Muirhead - Alyth Road was upgraded and realigned in the vicinity of Dronley to the north west of Muirhead. At the time of the original works several sections of road in question became disused as a result of the realignment. Some of these were used in the past by Angus Council/Tayside Contracts for local storage of materials, etc. but all are no longer needed for that purpose.

3.2 A previous report (No 177/17) recommending the stopping up a section of former road in this area was approved on 6 June 2017.

4. DETAILS

4.1 The stopping up of the previous portion of road was promoted at the request of a local farmer who had indicated through his solicitor that he is the owner of the solum of the above section of road and requested that this section of road now be formally stopped up.

4.2 The farmer has now identified two further sections of former road which are also within his ownership and he has requested that they also be stopped up. When these sections of road have been stopped up the solum would revert to the farmer's control.

4.3 Plans indicating the extents of the existing and proposed speed restrictions are shown in **Appendix 1 and 2** to this report.

4. FINANCIAL IMPLICATIONS

4.1 The sections of road have not been formally maintained for some time and as such there would be no future maintenance cost savings arising from the stopping up of these sections of road.

5. CONSULTATION

- 5.1 The Chief Executive, Strategic Director - Place, the Head of Finance and Legal and the Local Police commander of Tayside Division were consulted in the preparation of this report.

NOTE:

The following 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 this Report:-

- Report No 177/17 - Communities Committee - 6 June 2017

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List of Appendices: Appendix 1 – Location Map – South Section
 Appendix 2 – Location Map – North Section