

**Consultation Response from KC,  
Highways Development Management**

**2023/91093 Land adj, March Haigh Reservoir, Off Blake Lea Lane, Marsden, Huddersfield, HD7  
6NJ**

**Construction of permanent vehicular access track legally required as a 'Measure in the Interest  
of Safety' under the Reservoirs Act for essential safety works, ongoing inspection and  
emergency access and the erection of fencing (within a site of special scientific interest)**

**Date Responded: 11/05/2023.**

**Responding Officer: D. Stainsby**

**Responding Ref: K1-2/2**

#### RECOMMENDATION.

The proposed access track does not have any highway implications and is considered acceptable to Highways Development Management.

However, a comprehensive Construction Traffic Management plan will be required prior to the start of the works to minimise any highway safety impact during the construction phase of the track.

#### ACCESS TRACK

The site lies in a relatively remote area with access being taken from the existing local highway, which is a single-track road to the junction of Blake Lea Lane and Waters Road

The proposal would likely introduce approximately 3 inspection trips per week plus weekly trips from maintenance vehicles.

The proposed number of trips are low and will not impact highway safety in the area.

Passing places on the track have been proposed and are acceptable and a parking and turning area to enable the vehicle to turn and leave to site in forward gear is proposed.

#### CONSTRUCTION PHASE

A comprehensive Construction Traffic Management plan will be required prior to the start of the works to minimise any highway safety impact during the construction phase of the track.

The Applicant has submitted a Construction Management Plan which identifies the main route to and from the site together with a potential alternative route avoiding Marsden Town Centre.

It also outlines the issues that will need to be resolved prior to the start of the works.

Any remedial work carried out on the adopted highway to accommodate the construction traffic being able to access the site will require an agreement between the applicant and the highway authority under Section 278 of the Highways Act 1980.

At this stage, the full scope of works is unknown, and the following conditions should be applied.

#### **Construction access Management Plan**

Prior to construction commencing, a schedule of the means of access to the site for construction traffic shall be submitted to and approved in writing by the LPA. The schedule shall include the point of access for construction traffic, details of the times of use of the access, the routing of construction traffic to and from the site, construction workers parking facilities and the provision, use and retention of adequate wheel washing facilities within the site. Unless otherwise agreed in writing by the LPA, all construction arrangements shall be carried out in accordance with the approved schedule throughout the period of construction.

Reason: In the interests of highway safety

**Defects Survey**

The development shall not commence until a survey of the existing condition of the highway on Blake Lea Lane has been submitted to and approved in writing by the Local Planning Authority. The survey shall include carriageway and footway surfacing, verges, kerbs, edgings, street lighting, signing and white lining. Upon completion of the development and before any building is occupied a highway condition survey identifying a scheme to reinstate any subsequent defects in the condition of the highway shall be submitted to and approved in writing by the Local Planning Authority.

All of the identified works shall be implemented before any part of the development is first brought into use.

Reason: In the interests of highway safety and to ensure the maintenance of the highway

**Remedial works**

A scheme of remedial works to improve the condition of the surfacing to Blake Lea Lane from the development site to Waters Road (including potholing and patching works) shall be submitted to and approved in writing by the Local Planning Authority before development commences. The scheme so approved shall be implemented before the development is brought into use.

Reason: To ensure that the access to the development site is improved to an acceptable standard in the interests of highway safety

**FOOTNOTE**

The granting of planning permission does not authorise the carrying out of works within the highway, for which the written permission of the Council as Highway Authority is required. You are required to consult the Design Engineer, Flint Street, Fartown, Huddersfield (Kirklees Street Care: 0800 7318765) with regard to obtaining this permission and approval of the construction specification. Please also note that the construction of vehicle crossings within the highway is deemed to be major works for the purposes of the New Roads and Street Works Act 1991 (Section 84 and 85). Interference with the highway without such permission is an offence which could lead to prosecution.