

STRATFORD ON AVON DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

SM81 LIGHTHORNE HEATH (PART OF) PUBLIC BRIDLEWAY DIVERSION ORDER 2021

This Order is made by Stratford on Avon District Council (“the Council”) under Section 257 of the Town and Country Planning Act 1990 (as amended) because it is satisfied that it is necessary to divert public bridleway SM81 (part of) to which this Order relates in order to enable development to be carried out in accordance with planning permission 15/00976/OUT granted under Part III of the Town and Country Planning Act 1990 (as amended) namely: construction of a residential development (up to 2000 houses, including extra care housing), village centre (including primary school, community hub, health centre, retail and other services (Use Classes A1, A2, A3, A4, A5, B1, D1 and D2)), managed ecological reserve, public open space, recreation areas (including sports pavilion), play areas, acoustic bunding and associated infrastructure including roads, primary substation, sewers and attenuation ponds and demolition of identified buildings and structures.

BY THIS ORDER:

1. Public Bridleway SM81 shown by a narrow dashed line and a continuous black line over the land shown on the Order Plan and described in **Part 1** of **THE SCHEDULE** to this Order shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of the Council an alternative highway for use as a replacement for Public Bridleway SM81 (part of) as provided in **Part 2** of **THE SCHEDULE** shown by a wide Dashed line on the Order Plan.
3. The diversion of the Public Bridleway SM81 (part of) shall have effect on the date on which it is certified by the Council that the terms of Article 4 below have been complied with.
4. The surface from points A to E will be self-binding gravel apart from approximately 70 metres which will be tarmac between points C to D. The new bridleway shall be no less than 2 metres wide at all points.
5. The applicants, Taylor Wimpey UK Limited and BDW Trading Limited, are hereby required to implement and pay the full cost of carrying out the said works as described in Article 4 above.
6. Where immediately before the date the bridleway is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

THE SCHEDULE

PART 1

Description of existing path or way

That section of Bridleway SM81 running from Point A (grid reference 435586 255508), as indicated on the Order Plan, running in a generally north easterly direction for approximately 315 metres to Point E (grid reference 435892 255774)

PART 2

Description of alternative highway

From Point B (grid reference 435718 255662), as indicated on the Order Plan, running in a generally northerly direction for a distance of approximately 65 metres to Point C (grid reference 435750 255739), then running in a generally easterly direction for approximately 45 metres to Point D (grid reference 435804 255714), then running in a generally north easterly direction for approximately 85 metres to Point E (grid reference 435892 255774).

THE COMMON SEAL OF)
STRATFORD ON AVON DISTRICT)
COUNCIL was hereunto affixed)
this ²⁴ day of ^{MAY} 2021)
in the presence of:)






ROSS CHAMBERS
SOLICITOR

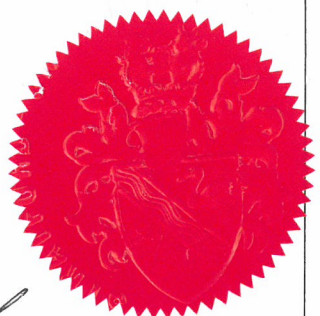
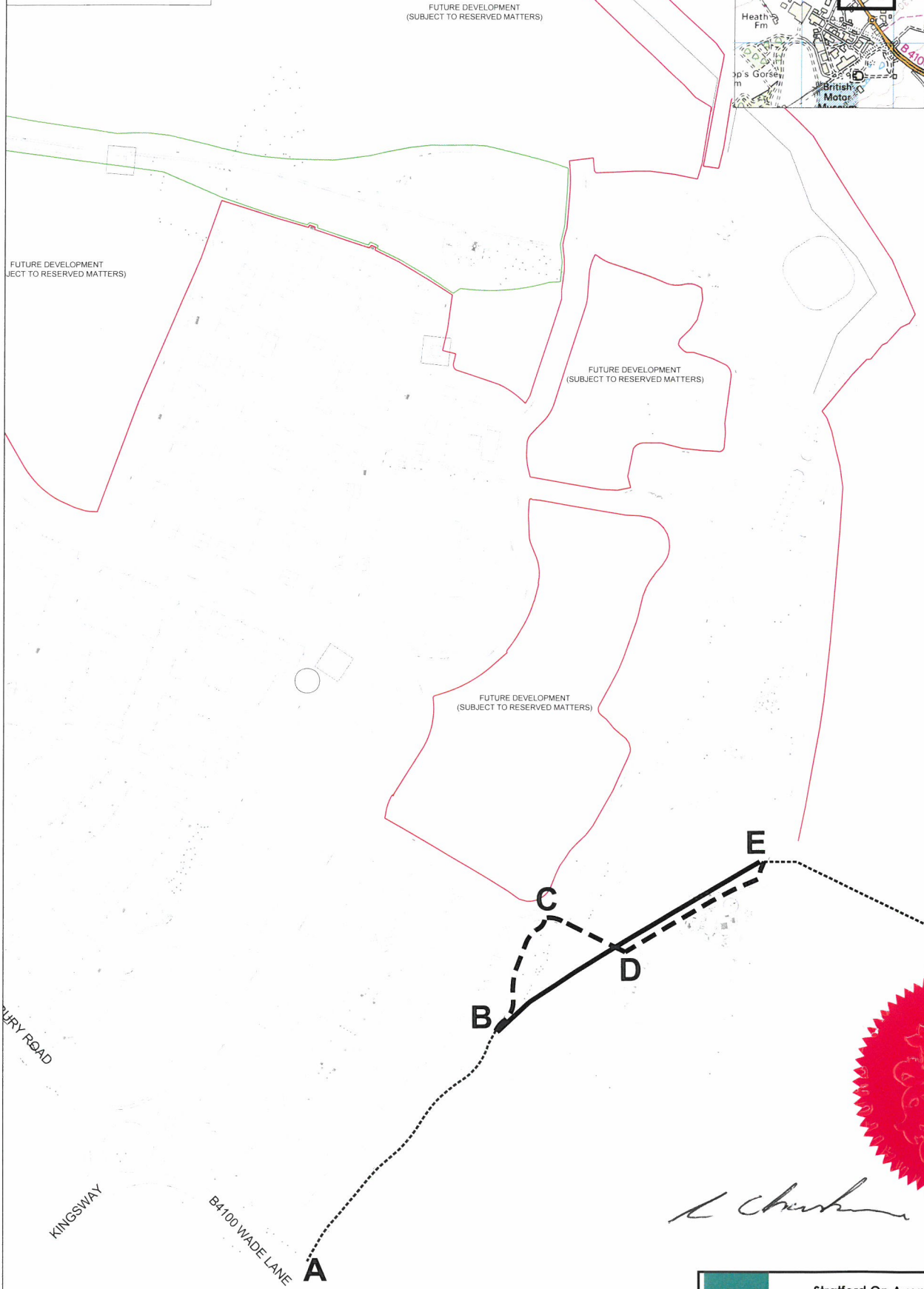
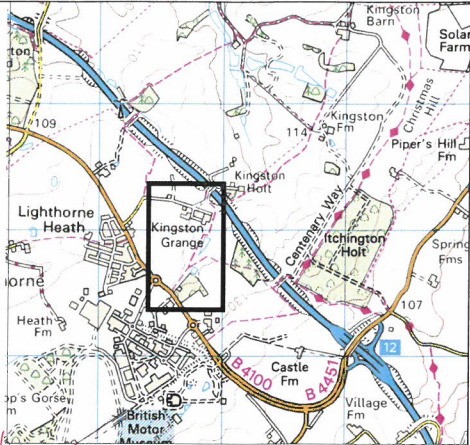
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R. Chambers 21924

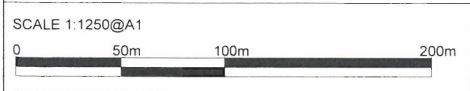

KEY:

-  Phase 2a Boundary
-  Phase 2c Boundary
- EXISTING PROW UNAFFECTED (RETAINED)**
-  SM81
- PROW TO BE DIVERTED**
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- SM 81 ALTERNATIVE PROW**
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L. Churchman

21925

Stratford On Avon District Council
 Town & Country Planning Act 1990 S.257
 Public Bridleway No SM81 (part)
 Parish of Upper Lighthorne
 Public Bridleway Diversion Order 2021