

STRATFORD ON AVON DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACT 1990 SECTION 257

SM191 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 SM191 (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 SM191 shown by 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 SM191 (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 SM191 (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 B to C to G will be self-binding gravel. 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 SM191 running from Point A (grid reference 435361 256265), as indicated on the Order Plan, running in a generally northerly direction for approximately 350 metres to Point E (grid reference 435473 256654), then running in a generally north westerly direction for approximately 240 metres to Point F (grid reference 435252 256837), then running in a generally south westerly direction for approximately 50 metres to Point G.

PART 2

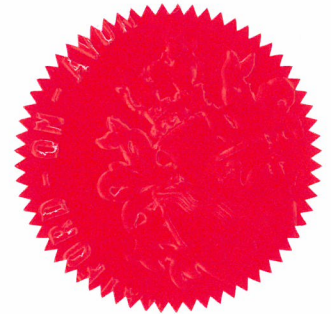
Description of alternative highway

From Point A (grid reference 435361 256265), as indicated on the Order Plan, running in a generally northerly direction for a distance of approximately 155 metres to Point B (grid reference 435396 256444), then running in a generally westerly direction for approximately 200 metres to Point C (grid reference 435164 256534), then running in a generally northerly direction for approximately 215 metres to Point G (grid reference 435210 256799).

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

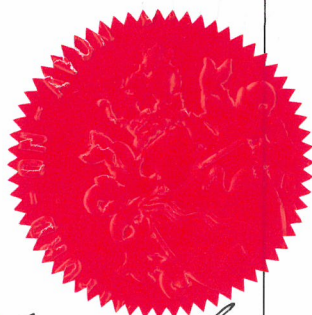
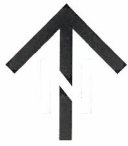
ROSS CHAMBERS
SOLICITOR

AUTHORISED OFFICER

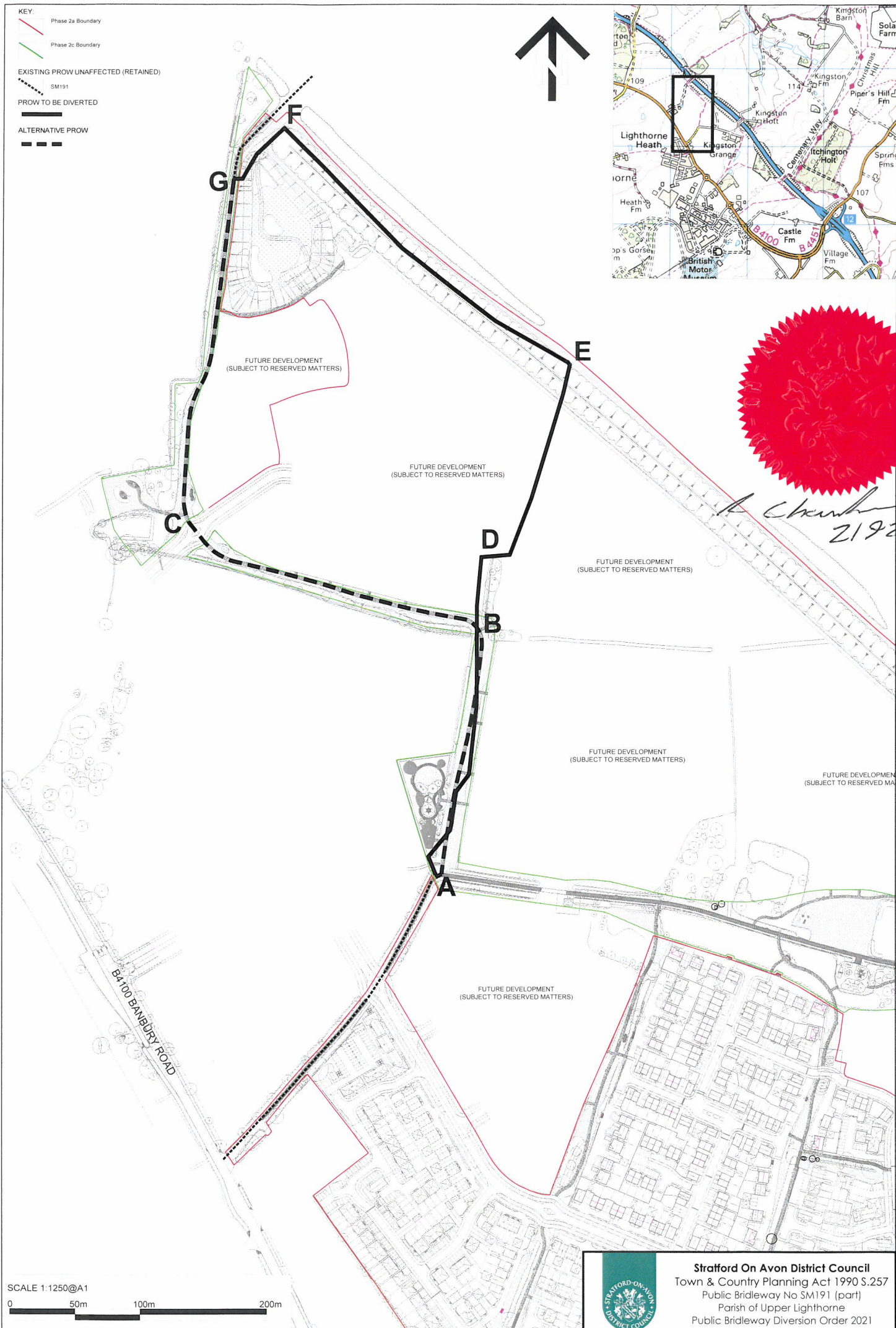


R Chambers 21926


- KEY:
- Phase 2a Boundary
 - Phase 2c Boundary
 - EXISTING PROW UNAFFECTED (RETAINED)
 - SM191
 - PROW TO BE DIVERTED
 - ALTERNATIVE PROW



A. Chapman
21927



SCALE 1:1250@A1
0 50m 100m 200m



Stafford on Avon District Council
Town & Country Planning Act 1990 S.257
Public Bridleway No SM191 (part)
Parish of Upper Lighthorne
Public Bridleway Diversion Order 2021