

Delegated Decision Notice

This form is the written record of a key, significant operational or administrative decision taken by an officer.

Decision type	<input type="checkbox"/> Key Decision	<input checked="" type="checkbox"/> Significant Operational Decision	<input type="checkbox"/> Administrative Decision
Approximate value	<input type="checkbox"/> Below £500,000 <input type="checkbox"/> £500,000 to £1,000,000 <input type="checkbox"/> over £1,000,000	<input type="checkbox"/> below £25,000 <input type="checkbox"/> £25,000 to £100,000 <input type="checkbox"/> £100,000 to £500,000 <input checked="" type="checkbox"/> Over £500,000	<input type="checkbox"/> below £25,000 <input type="checkbox"/> £25,000 to £100,000
Director¹	Director of City Development		
Contact person:	Ahmad Huneidi	Telephone number: 0113 336 8651	
Subject²:	Section 278 highway works associated with development of land south of Pool Road, Pool-in-Wharfedale.		
Decision details³:	<p>What decision has been taken? The Chief Officer (Highways and Transportation) has:</p> <ul style="list-style-type: none"> a) Noted the details provided in the Design and Cost report and as shown on the plans included at Appendix 3; b) Given authority to negotiate the terms of and enter into an agreement with the developer under the provisions of Section 278 of the Highways Act 1980; whereby the highway works associated with the development are carried out by the Council on behalf of the developer; c) Requested the City Solicitor to advertise a Draft Traffic Regulation Order (TRO) to provide no waiting at any time restrictions (double yellow lines); and if no valid objections are received, to make, seal and implement the new TRO as advertised; d) Approved adoption of the proposed junction bell-mouth into the development site shown on drawing 733801-LCC-HWT-WD-DR-CH-001 so that it can be added to the Council's maintenance regime; and e) Given authority to incur capital expenditure of circa £718,250 consisting of circa £650,000 civil works costs and circa £68,250 staff fees. The costs will be fully funded by the developer through the Section 278 Agreement. <p>A brief statement of the reasons for the decision</p> <p>To construct a new priority-controlled junction off Pool Road.</p> <p>To carry out kerb realignment works to the north of the access to increase the stagger distance between the site and the junction opposite leading to the Shell garage.</p> <p>To relocate bus stop number 10464 Pool Bridge and associated road markings following agreement with WYCA.</p>		

¹ Give title of Director with delegated responsibility for function to which decision relates.

² If the decision is key and has appeared on the list of forthcoming key decisions, the title of the decision should be the same as that used in the list

³ Simply refer to supporting report where used as these matters have been set out in detail.

	<p>To carry out minor alterations to Main Street / Arthington Lane mini-roundabout to provide a new right turn lane on the southern approach, removal of existing separator island on the eastern approach and associated resurfacing / markings.</p> <p>To enable associated pedestrian crossings with tactile paving, resurfacing, stats and civil works.</p> <p>To advertise a TRO to provide no waiting at any time restrictions (double yellow lines) at the junction bell-mouths and around the mini-roundabout, the details of which will be confirmed at detailed design stage. The TRO will be implemented following authorisation of the City Solicitor to advertise a Draft TRO; and if no valid objections are received, to make, seal and implement the TRO as advertised.</p> <p>To meet the requirements of the planning permission and deliver the highway improvements outlined above, the developer seeks to enter into a Section 278 Agreement (Highways Act 1980) to enable the highways works to be carried out.</p> <p>To provide authority to negotiate terms and enter into a S278 Agreement for the highway works associated with the development to allow the works to be designed and carried out by the Council on behalf of the developer.</p>
	<p>Brief details of any alternative options considered and rejected by the decision maker at the time of making the decision</p> <p>None.</p>
Affected wards:	Adel & Wharfedale
Details of consultation undertaken⁴:	<p>Executive Member</p> <p>Councillor Helen Hayden</p> <p>Ward Councillors</p> <p>Adel & Wharfedale ward members were consulted by email on Monday 29th January 2024. The comments received have partially been addressed, and any detailed design comments have been forwarded to the design team.</p> <p>Chief Digital and Information Officer⁵</p> <p>N/A. The scheme does not relate to or affect the Council's use of digital technology.</p> <p>Chief Asset Management and Regeneration Officer⁶</p> <p>N/A. The scheme does not affect any Council owned land or assets.</p> <p>Others:</p> <p>The Emergency Services and West Yorkshire Combined Authority (WYCA) were consulted by email on Monday 29th January 2024. Internal consultation has also</p>

⁴ Include details of any interest disclosed by an elected Member on consultation and the date of any relevant dispensation given.

⁵ See Officer Delegation Scheme (Executive Functions) CDIO must be consulted in relation to all matters relating to the Council's use of digital technology

⁶ See Officer Delegation Scheme (Executive Functions) CAMRO must be consulted in relation to all matters relating to the Council's land and buildings.


	<p>been undertaken with colleagues in Highways and Transportation department by email on Monday 29th January 2024. The comments received have partially been addressed, and any detailed design comments have been forwarded to the design team.</p>	
Implementation	<p>Officer accountable, and proposed timescales for implementation Peter Morris</p> <p>The highway works are expected to commence early summer 2024, with a projected full implementation by end of 2024 subject to completion of the Section 278 Legal Agreement, development programme and funding.</p>	
List of Forthcoming Key Decisions⁷	Date Added to List:-	
	If Special Urgency or General Exception	
	N/A	
	If Special Urgency Relevant Scrutiny Chair(s) approval	
	Signature	Date
Publication of report⁸	If not published for 5 clear working days prior to decision being taken the reason why not possible:	
	If published late relevant Executive member's approval	
	Signature	Date
Call In	Is the decision available ⁹ for call-in?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
	<p>If exempt from call-in, the reason why call-in would prejudice the interests of the council or the public:</p> <p>The works are exempt from call in being a consequence of and in pursuance of a regulatory decision.</p> <p>The works contained in this report are estimated at £718,250, but the impact on the Council's budget and financial risks associated with it are not of this value as the works are fully developer funded. Whilst the works may have an impact on the public, the scope of the works was confirmed during the planning determination stage, giving the public the opportunity to provide comments. For these reasons, the works contained in this report do not constitute a key decision.</p>	
	Authorised decision maker ¹⁰	

⁷ See Executive and Decision Making Procedure Rule 2.4 - 2.6. Complete this section for key decisions only

⁸ See Executive and Decision Making Procedure Rule 3.1. Complete this section for key decisions only

⁹ See Executive and Decision Making Procedure Rule 5.1. Significant operational decisions taken by officers are never available for call in. Key decisions are always available for call in unless they have been exempted from call in under rule 5.1.3.

¹⁰ Give the post title and name of the officer with appropriate delegated authority to take the decision.

Approval of Decision	Gary Bartlett – Chief Officer, Highways & Transportation	
	Signature 	Date 22 nd April 2024