

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 checked="" type="checkbox"/> below £25,000 <input type="checkbox"/> £25,000 to £100,000 <input type="checkbox"/> £100,000 to £500,000 <input 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:	Callum Flesher	Email: callum.flesher@leeds.gov.uk	
Subject²:	Design & Cost Report for S278 Highway Works Associated with the Construction of 129 dwellings at Land off Main Street, Carlton, WF3 3RW.		
Decision details³:	<p>What decision has been taken? The Chief Officer (Highways and Transportation) has:</p> <ol style="list-style-type: none"> a. Noted the detail of the highway works described in the Design and Cost report and shown on the S278 Works Plan attached 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 works associated with the development are carried out by the developer and overseen by the Council; c. Given authority to incur expenditure of £5000 staff checking and inspection fees to be fully funded by a developer through a Section 278 Agreement. d. Approved the adoption of new highway as per the area highlighted in red as shown on drawing number E22/7918/023_03 attached at Appendix 3 so that it can be added to the Council's maintenance regime; e. 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. <p>A brief statement of the reasons for the decision To construct a priority-controlled junction off Main Street including dropped kerbs and tactile paving;</p> <p>To provide an informal pedestrian crossing on Main Street, to the left of the site access;</p> <p>To provide a new footway along the site frontage on Main Street, corresponding to the visibility splays of 2.4m x 33m;</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 reinstate redundant accesses on Main Street along the site frontage to full height kerb/footway;</p> <p>Resurfacing of Main Street to increase the skid resistance on the approach to the informal pedestrian crossing and the site access;</p> <p>To lay out visibility splays of 2.4m x 33m as adopted highway;</p> <p>To provide associated TRO for no waiting at any time restrictions (double yellow lines) at the junction bell-mouth, and along the site frontage. The details 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; and</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 developer, overseen by the Council.</p>
	<p>Brief details of any alternative options considered and rejected by the decision maker at the time of making the decision</p> <p>N/A</p>
Affected wards:	Rothwell
Details of consultation undertaken⁴:	<p>Executive Member</p> <hr/> <p>Ward Councillors</p> <p>Rothwell Ward Members were consulted by email dated 13th November 2023.</p> <hr/> <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> <hr/> <p>Chief Asset Management and Regeneration Officer⁶</p> <p>N/A. The scheme does not affect any Council owned land or assets.</p> <hr/> <p>Others</p> <p>The Emergency Services and West Yorkshire Combined Authority (WYCA) were consulted by email on 13th November 2023. Internal consultation has also been undertaken with colleagues in Highways and Transportation department by email</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.

	on 13 th November 2023. The detailed design comments will be forwarded to the Section 278 design team.	
Implementation	Officer accountable, and proposed timescales for implementation Trevor Bowyer The highway works are expected to commence in Spring 2024 with full implementation by end of Summer 2024 subject to completion of the Section 278 legal agreement.	
List of Forthcoming Key Decisions⁷	Date Added to List:-	
	If Special Urgency or General Exception a brief statement of the reason why it is impracticable to delay the decision There is an urgency to issuing this decision and authorising officers to negotiate and enter the Section 278 Agreement as there have been significant delays in commencing the highway works along the site frontage. The delays are mainly due to internal resourcing issues. The development is currently served with a temporary access, with no footways and limited visibility sightlines on to Main Street.	
	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 type="checkbox"/> No
	If exempt from call-in , the reason why call-in would prejudice the interests of the council or the public:	
Approval of Decision	Authorised decision maker ¹⁰ Gary Bartlett, Chief Officer – Highways & Transportation	
	Signature 	Date 15 th April 2024

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.

