



DATE	25 th April 2013
PORTFOLIO	Community Services
REPORT AUTHOR	Nigel Hopwood
TEL NO	3394
EMAIL	nhopwood@burnley.gov.uk

Public footpath at the side of 88 Casterton Avenue, Burnley be altered from an average width of 6.5 metres to 2.5 metres.

PURPOSE

1. To seek authorisation to alter the width of the public footpath at the side of 88 Casterton Avenue, Burnley in connection with approved development at this property.

RECOMMENDATION

2. Committee is recommended to authorise the Head of People Law and Regulation to make an order under Section 257 of the Town and Country Planning Act 1990 whereby the public footpath at the side of 88 Casterton Avenue, Burnley be altered from an average width of 6.5 metres to 2.5 metres.

REASONS FOR RECOMMENDATION

3. To enable the carrying out of approved development at 88 Casterton Avenue.

SUMMARY OF KEY POINTS

4. Planning permission (No. APP/2013/0007) has been granted for an extension of the curtilage to 88 Casterton Avenue. The land at the side of the property comprises a footpath averaging 6.5 metres wide. The development will incorporate 4 metres of this land leaving 2.5 metres for the footpath.

The footpath as a whole links Casterton Avenue to Colne Road via Peart Street and Rakehead Recreation Ground. For its most part the footpath is 2 metres wide and the 2.5 metre width proposed at the side of 88 Casterton Avenue has been deemed acceptable to Lancashire County Council as the highway and public rights of way authority.

FINANCIAL IMPLICATIONS AND BUDGET PROVISION

5. The Council's legal fees and costs for advertising the order will be borne by the applicant.

POLICY IMPLICATIONS

6. None

DETAILS OF CONSULTATION

7. The following have been consulted on the proposal: Queensgate Ward Councillors, Lancashire County Council, Ramblers' Association and the Peak and Northern Footpaths Society.

BACKGROUND PAPERS

8. Planning documents relevant to APP/2013/0007.

FURTHER INFORMATION

PLEASE CONTACT: Nigel Hopwood

ALSO: Cathy Ryder