

PUBLIC PATH ORDER

TOWN AND COUNTRY PLANNING ACT 1990, SECTION 257

CHESTERFIELD BOROUGH COUNCIL
THE PEAK RESORT SITE, UNSTONE, CHESTERFIELD
(BRIDLEWAY BW39 (Part) AND PUBLIC FOOTPATH FP178 (Part))
PUBLIC PATH ORDER 2018

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CHESTERFIELD BOROUGH COUNCIL THE PEAK RESORT SITE, UNSTONE, CHESTERFIELD (BRIDLEWAY BW39 (Part) AND PUBLIC FOOTPATH FP178 (Part)) PUBLIC PATH ORDER 2018

This order is made by Chesterfield Borough Council under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to stop up and create the bridleways and footpath to which this order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990 namely: CHE/0389/0210; CHE/0892/0496; CHE/0301/0164 and CHE/09/00075/FUL for a major leisure development consisting of a dome containing hotel with indoor and outdoor related leisure and educational facilities provision of accommodation lodges and a lake at Birch Hall Golf Course Unstone Green.

BY THIS ORDER:

1. The bridleways and footpath over the land shown by bold solid black lines on the attached map (at 1:2500) and described in Part 1 of the Schedule to this order ("the Schedule") shall be stopped up as provided below:
2. There shall be created to the reasonable satisfaction of Chesterfield Borough Council alternative highways for use as replacements for the said bridleways as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.
3. The stopping up of the bridleways and footpath and creation of the bridleways shall have effect on the date on which Chesterfield Borough Council certify that the terms of Article 2 above have been complied with.
4. The following works shall be carried out in relation to the highways described on Part 2 of the Schedule:

The proposed bridleway shown as B-C-D-E-F on the map will be 3.0 metres wide with Toptrac or equivalent surface.

The proposed bridleway shown as D-G on the map will be 3.0 metres wide with tarmac surface.

At point G, where the estate gates cross the access road, the bridle path shall be accessed via a timber sprung combination 0.6 metre wide pedestrian and 2.4 metre wide horse gate.

5. **Birchall Properties Limited** (Co. No. 05882182) is required to pay for the cost of carrying out the said works.
6. Where immediately before the date on which the bridleways and footpath are stopped up there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying out their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

Part 1

Description of Site of existing Bridleways and Footpath

Bridleway 39: A-B shown by a bold solid black line on the attached map

The whole width of that part of Chesterfield Bridleway 39 which runs from Point A shown on the attached map (GR SK437205 375300) in a westerly direction for a distance of approximately 160 metres to Point B shown on the attached map (GR SK437062 375336). This section of bridleway is currently temporarily closed by Derbyshire County Council for public safety as a result of construction of a new highway roundabout.

Bridleway F-G shown by a bold solid black line on the attached map

The whole width of that part of bridleway to be completed under the Chesterfield Borough Council The Peak Resort Site, Unstone, Chesterfield (Bridleway BW39 (Part) and Public Footpaths FP40, FP41, FP43, FP44, FP45, FP47, and FP178 (Part) Public Path Stopping Up Order 2014 which runs from Point F shown on the attached map (GR SK437223 375412) in an south westerly direction for a distance of approximately 110 metres to Point G shown on the attached map (GR SK437190 375340).

Footpath 178 C-E shown by a bold solid black line on the attached map

The whole width of that part of Chesterfield Footpath 178 which runs from Point C shown on the attached map (GR SK437150 375390) in an easterly direction for a distance of approximately 20 metres to Point E shown on the attached map (GR SK437188 375406).

Bridleway G-A shown by a dotted black line on the attached map

The whole width of that part of bridleway to be completed under the Chesterfield Borough Council The Peak Resort Site, Unstone, Chesterfield (Bridleway BW39 (Part) and Public Footpaths FP40, FP41, FP43, FP44, FP45, FP47, and FP178 (Part) Public Path Stopping Up Order 2014 which runs from Point G shown on the attached map (GR SK437190 375340) in an southerly direction for a distance of approximately 48 metres to Point A shown on the attached map (GR SK437205 375300). This is an existing route and is not affected by this Order

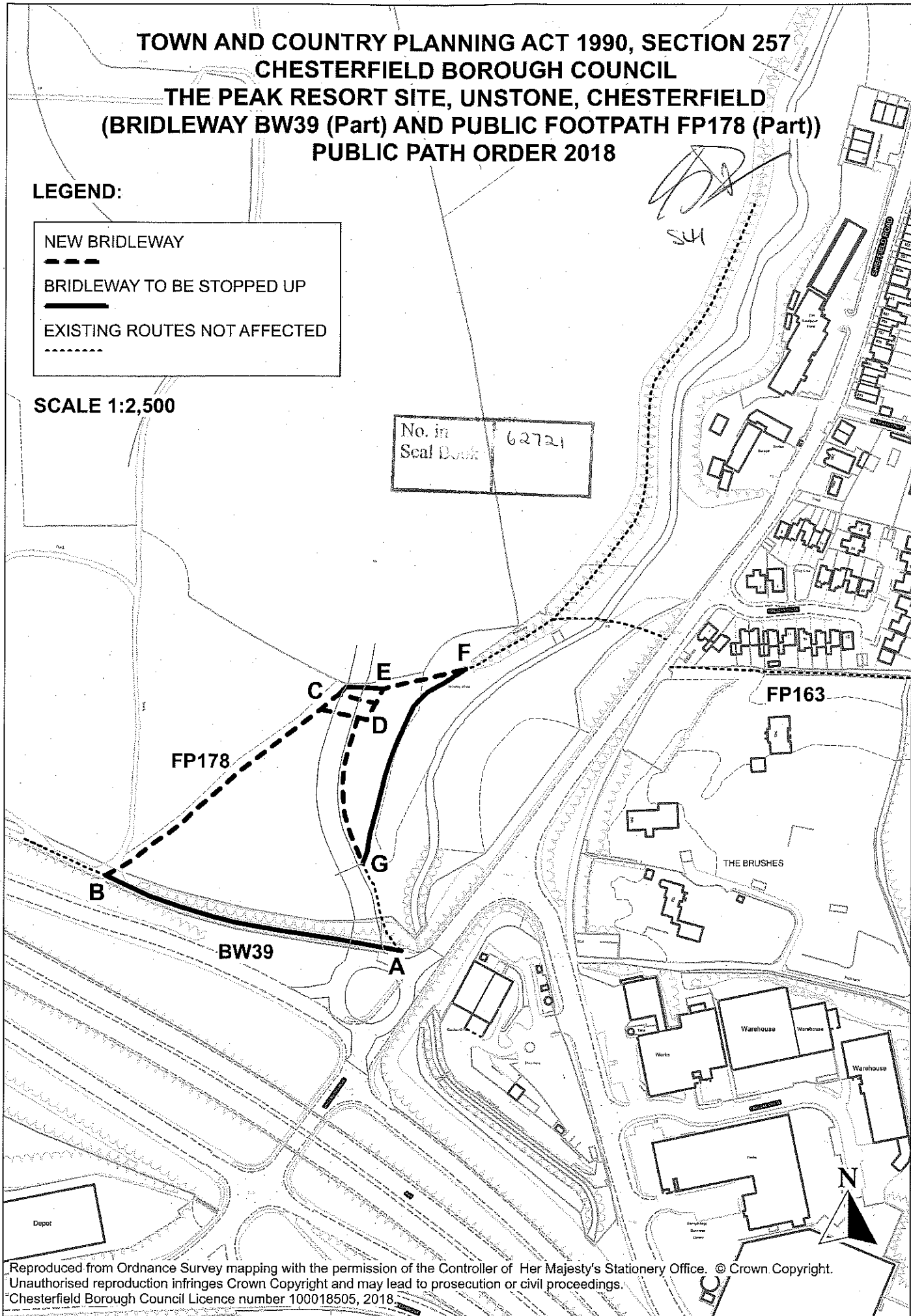
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LEGEND:

- NEW BRIDLEWAY
- BRIDLEWAY TO BE STOPPED UP
- EXISTING ROUTES NOT AFFECTED

SCALE 1:2,500

No. in Seal Book	62721
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Part 2

Description of site of alternative Bridleways

The effect of the order would be to create the bridleways as follows:

Bridleway: B-C-D-E-F on the attached map

From Point B shown on the map (GR SK437062 375336) in a north east direction for a distance of approximately 140 metres along the route of and replacing the current FP 178 to Point C shown on the map (GR SK437150 375390) and then crossing the new site access road in an easterly direction by Pegasus and Toucan crossings for a distance of approximately 20 metres to Point D shown on the map (GR SK437180 375390). The bridleway then continues in a north, north easterly direction for a distance of approximately 20 metres to Point E (GR SK437188 375406) and onwards in an easterly direction for a distance of approximately 45 metres along the route of and replacing the current FP 178 to Point F (GR SK437223 375412) for a total distance of 225 metres or thereabout where it joins the new Riverside bridleway.

Bridleway: D-G on the attached map

From Point D (GR SK437180 375390) in a southerly direction for a distance of approximately 80 metres to Point G shown on the attached map (GR SK437190 375340) where it joins the 2 metre tarmac path along the access road from the new Sheffield Road roundabout (Bridleway G-A referred to in Part 1 of this Schedule).

DATED this 29th day of May 2018



THE COMMON SEAL of
CHESTERFIELD BOROUGH COUNCIL
was hereunto affixed in the presence of:



Mayor/Deputy Mayor/Authorised Signatory.

SVY
STEPHEN HAYTHORPE
Authorised Signatory

