

**WESTBURY LEIGH, BLACK HORSE LANE: OBJECTIONS TO A  
PROPOSED PROHIBITION OF DRIVING ORDER**

**Purpose of Report**

1. To consider objections following the advertisement for a Prohibition of Driving Order on Black Horse Lane in Westbury Leigh.

**Background**

2. A Prohibition of Driving Order is required to prevent vehicles using Black Horse Lane as access to and from the Leigh Park development into Westbury Leigh.
3. The requirement for a Prohibition of Driving Order was identified through the initial planning application for the Leigh Park Development, and was included in the Section 106 Agreement between Persimmon Homes, West Wiltshire District Council and the County Council.
4. Black Horse Lane is a narrow lane, which is intended to be crossed by an access road between development on both sides of the lane.
5. Black Horse Lane currently serves as access to four properties at its north western end. As part of the proposal the four properties will be accessed through the Leigh Park Development off the north western side of a new road link by means of an appropriate access drive.
6. The Prohibition of Driving Order was advertised on 4<sup>th</sup> June 2004, and 8 letters of objection were received.
7. Concern was expressed by objectors at the lack of detailed information and further detail was requested, and received, from the Developer's Consultants.
8. The objectors were re-consulted on the detailed proposals, and 7 out of the original 8 objectors maintained their objections to the proposals.

9. A location plan is attached as **Appendix 1**.
10. A plan is attached as **Appendix 2** showing the proposed detailed arrangements for the revised access to serve the four properties on Black Horse Lane, as part of the proposed Prohibition of Driving Order.

### **Main Considerations for the Council**

11. A summary of the objections is attached at **Appendix 3**. Copies of the objection letters will be in the **Members' Room** prior to the meeting.
12. Members will need to consider whether the potential use of the south eastern end of Black Horse Lane connecting with Westbury Leigh would be an acceptable situation in the absence of an Order to regulate local traffic movement.

### **Environmental Impact of the Proposal**

13. There is not considered to be a significant environmental impact.

### **Risk Assessment**

14. The purpose of the Order is to preclude vehicular access along Black Horse Lane, beyond a point approximately 60 metres north-west along the lane from Westbury Leigh whilst maintaining access for pedestrians and cyclists. This would ensure that there is no vehicular access to the Leigh Park development via Black Horse Lane.

### **Financial Implications**

15. There is no financial risk to the Council. The works are required as part of the obligations under the Section 106 Agreement, and the Order together with the works are intended to be wholly funded by the Developers.

### **Options Considered**

16. The do-nothing option is not recommended because of the potential rat-running that could occur, and the resulting conflict with more vulnerable road users for whom the route is identified as a suitable link.

### **Reasons for Recommendation**

17. The Order will address the requirements of the Section 106 Agreement for the Leigh Park Development to facilitate the crossing of Black Horse Lane by a new development access road.
18. A safe alternative means of access via the Leigh Park development roads, will be provided to serve the four properties currently accessed off Black Horse Lane.
19. Appropriate measures will be taken to preclude access to and from the Leigh Park development roads onto the south-eastern section of Black Horse Lane, whilst maintaining access for pedestrians and cyclists.

**Recommendation**

20. That the:-
  - (i) Prohibition of Driving Order be made as advertised.
  - (ii) Objectors be advised accordingly.

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**The following unpublished documents have been relied on in the preparation of this Report:**

None