

PUBLIC PATH DIVERSION ORDER

SECTION 257 OF THE TOWN AND COUNTRY PLANNING ACT 1990

MAIDSTONE BOROUGH COUNCIL

**MAIDSTONE BOROUGH COUNCIL (FOOTPATH No. KH396 PUBLIC PATH
DIVERSION ORDER 2015)**

This order is made by Maidstone Borough Council ("the Council") under Section 257 of the Town and Country Planning Act 1990 (as amended) ("the Act") because it is satisfied that it is necessary to divert the 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:

The erection of infill building between two workshops, along with erection of new external walls and other works to existing warehouses to enclose existing covered spaces at Lenham Storage Site, Ham Lane, Lenham, Kent, ME17 2LH (MA/13/1103).

BY THIS ORDER

1. The footpath over the land shown by a bold black continuous line on the attached map and described in Part 1 of the Schedule to this order ("the Schedule") shall be diverted as provided below.
2. There shall be created to the reasonable satisfaction of the Council an alternative highway for use as a replacement of the said footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.
3. The diversion of the footpath shall have effect on the date on which the 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 highway described in Part (1) and (2) of the Schedule:

The proposed route will move the definitive alignment of the footpath in a northwards direction. The route will follow the western boundary of the Lenham Storage site terminating in the north on Ham Lane. The width of the proposed footpath will be 2 metres between points marked 'B' 'D' 'E' with a reduced width of 1.2 metres for a length of 111 metres between points 'E' 'F'. The footpath will have a width of 2m between points 'F' 'G'.

The surface of the proposed route will be level concrete. The surface of the proposed alternative footpath (from point marked 'B' to the point marked 'G' on the attached map) shall be created using set concrete. The surface of the part of existing footpath to be retained (from the point marked 'A' to point marked 'B' on the attached map) shall be unaffected.

A staggered barrier will be installed at the northern and central entrance to restrict access to unauthorised vehicles along the route at points 'E' and 'F'.

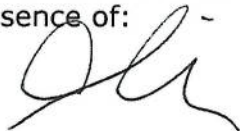
A redundant gas regulator on the alignment of the proposed diversion route will be filled to ensure the safety of users.

For safety purposes, the entire route of the diversion will be fenced along its eastern boundary with the Lenham Storage site between the points marked 'B' and 'F' on the attached map.

5. Lenham Storage Company Limited (Co. Regn. No. 00463800) c/o Menzies LLP, Ashcombe House, 5 The Crescent, Leatherhead, Surrey, KT22 8DY is hereby required to pay for the cost of carrying out the said works and bringing the new route into a fit condition for public use.
6. Where immediately before the date on which the footpath is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

Given under the Common Seal of the Maidstone Borough Council this 3rd day of July in the year two thousand and fifteen.

The Common Seal of the
MAIDSTONE BOROUGH COUNCIL
Was hereunto affixed in
The presence of:



Authorised Signatory

~~Authorised Signatory~~



19/07/15

SCHEDULE

Part 1

Description of site of existing path or way

The entire width of that part of Public Footpath KH396 from Point B (588816152046) approximately 34m east of its commencement at Old Ham Lane (shown marked by a bold continuous line on the attached map) and runs across the centre of the Lenham Storage site in a generally easterly direction, continuing through the site for approximately 257m and terminating at an internal road just north of Cole Terrace (at the point marked 'C' (589074 152022) on the attached map)

Part 2

Description of site of alternative highway

A new length of Public Footpath KH396 (shown marked by bold black dashes on the attached map) shall have a width of 2 metres and run in a generally north-north easterly direction (from point marked 'B' (588816 152046) for approximately 125m to the point marked 'D' (588868 152161) on the attached map); then continue in a generally north-westerly direction (from the point marked 'D' (588868 152161) for approximately 22m to the point marked 'E' (588856 152179) on the attached map) at this point there will be a connection with Old Ham Lane; the path then continues with a width of 1.2 metres for a length of approximately 111 metres in a generally east north easterly direction (from the point marked 'E' (588856 152179) to the point marked 'F' (588956 152226) on the attached map); the width then increases to 2 metres for the remainder of the route (from the point marked 'F' (588956 152226) for approximately 26m in a generally north easterly, thence east south easterly direction to the point marked 'G' (588980 152225) on the attached map)

FOR LENGTH OF 111.00M
WIDTH TO BE REDUCED
TO 1.2m TO ALLOW FOR
ADEQUATE CLEARANCE FOR
HGV's & TURNING AREA

E- GAP/ACCESS TO OLD
HAM LANE AND BREAK
THROUGH EXISTING BRICK WALL

PROPOSED
DIVERSION ROUTE

INFILL OF OLD
GAS REGULATOR
SURFACE TO BE
LEVELLED

2.0m WIDTH WITH
FENCE FOR
SECURITY AND SAFETY

STAGGERED BARRIER
TO RESTRICT ACCESS
TO MOTORBIKES

BREAK THROUGH EXISTING
BRICK WALL

Depot

PUBLIC
FOOTPATH
KH395

PUBLIC FOOTPATH KH396

WIDTH 1.0m

Pumping Station

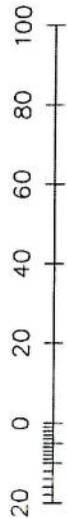
El Sub Sta

Mast

Tank

Core Terrace

MP 49



Metres

MAP NOT TO ORIGINAL SCALE

KEY-

UNAFFFECTED ROUTE

PROPOSED DIVERSION ROUTE

ROUTE TO BE DIVERTED

- GRIDS
- A 588784 152049
 - B 588816 152046
 - C 589074 152022
 - D 588868 152161
 - E 588856 152179
 - F 588956 152226
 - G 588980 152225

C TITLE AMENDMENT
BY: reason
DATE: 13.07.15 20:03:13

client: LENHAM STORAGE

project: LENHAM STORAGE, HAM LANE, LENHAM, MAIDSTONE, KENT

site: PUBLIC PATH DIVERSION ORDER

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MAIDSTONE BOROUGH COUNCIL

MAIDSTONE BOROUGH COUNCIL (FOOTPATH No. KH396 PUBLIC PATH DIVERSION ORDER 2015)

drawing: DHA/973/102 revision: C scale: 1:1250 date: JULY 2015



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CAD Reference: Proposed P.R.O.W. Diversion Plan

The COMMON SEAL of the
MAULSTONE BOROUGH COUNCIL
was hereunto affixed in
the presence of: -

R. Mariani

Authorised Signatory



191021/2