

CARLISLE CITY COUNCIL

Report to:- Carlisle City Council

Date of Meeting:- 9th September 2008

Agenda Item No:-

Public

**Title:- RESIDENT'S PETITION - CONDITION OF HIGHWAY AT
TALKIN CLOSE & GELTSDALE AVENUE**

Report of:- Director of Community Services

Report reference:- CS 62/08

Summary:-

- 1.1 A petition and letter have been received from residents on Talkin Close and Geltsdale Avenue complaining about the condition of the footways roads and drainage.
- 1.2 In Carlisle, the Council has claimed the right under Section 42 of the Highways Act 1980 to maintain all adopted unclassified urban roads on behalf of the County Council. The streets in question are not adopted highways and therefore the Highway Authority (County Council) are not responsible for the maintenance of the roads and so consequently the City Council have no direct involvement in the maintenance of these roads. The maintenance responsibility for the roads rests with the frontagers along the street.
- 1.3 Officers of the City Council and County Council were aware of the poor condition of these roads prior to the petition being received and some action has already been taken to gather information. The receipt of the petition has coincided with actions officers were planning to take to advise the Local Committee of the maintenance options for these streets at the meeting of the Local Committee to be held on the 19th September 2008.

Note: in compliance with section 100d of the Local Government (Access to Information) Act 1985 the report has been prepared in part from the following papers: None

Recommendation:- It is recommended that members acknowledge receipt of the petition and recognise the poor condition of the roads in question.

It is recommended that the petitioners, be advised that this report and the associated petition be forwarded to the County Council for consideration by the Local Committee.

Contact Officer: Keith Poole

Ext: 8527

Michael Battersby

Director of Community Services

26 August 2008

1.0 INTRODUCTION

- 1.1 A petition and letter have been received from residents on Talkin Close and Geltsdale Avenue complaining about the condition of the footways roads and drainage. A copy of the petition is attached together with some photographs showing the condition of the roads in question and a map showing the location of these roads.
- 1.4 In Carlisle, the Council has claimed the right under Section 42 of the Highways Act 1980 to maintain all adopted unclassified urban roads on behalf of the County Council. The streets in question are not adopted highways and therefore the Highway Authority (County Council) are not responsible for the maintenance of the roads and so consequently the City Council have no direct involvement in the maintenance of these roads. The maintenance responsibility for the roads rests with the frontagers along the street.
- 1.5 Officers of the City Council and County Council were aware of the poor condition of these roads prior to the petition being received and some action has already been taken to gather information. The receipt of the petition has coincided with actions officers were planning to take to advise the Local Committee of the maintenance options for these streets at the meeting of the Local Committee to be held on the 19th September 2008.

2.0 MAINTENANCE OPTIONS

- 2.1 The attached photographs show the very poor condition of the 2 roads which reflects the fact that little or no maintenance has been carried out for many years. The deterioration is so extensive that simple potholing and patching of the road will not make any lasting improvement to its condition and major repairs are needed.
- 2.2 City Council officers have, at the request of the County Council, started to prepare an estimate for bringing these 2 roads up to an adoptable standard. It is understood that County Council officers propose to report this information to the Carlisle Local Committee at its meeting on 19th September 2008.

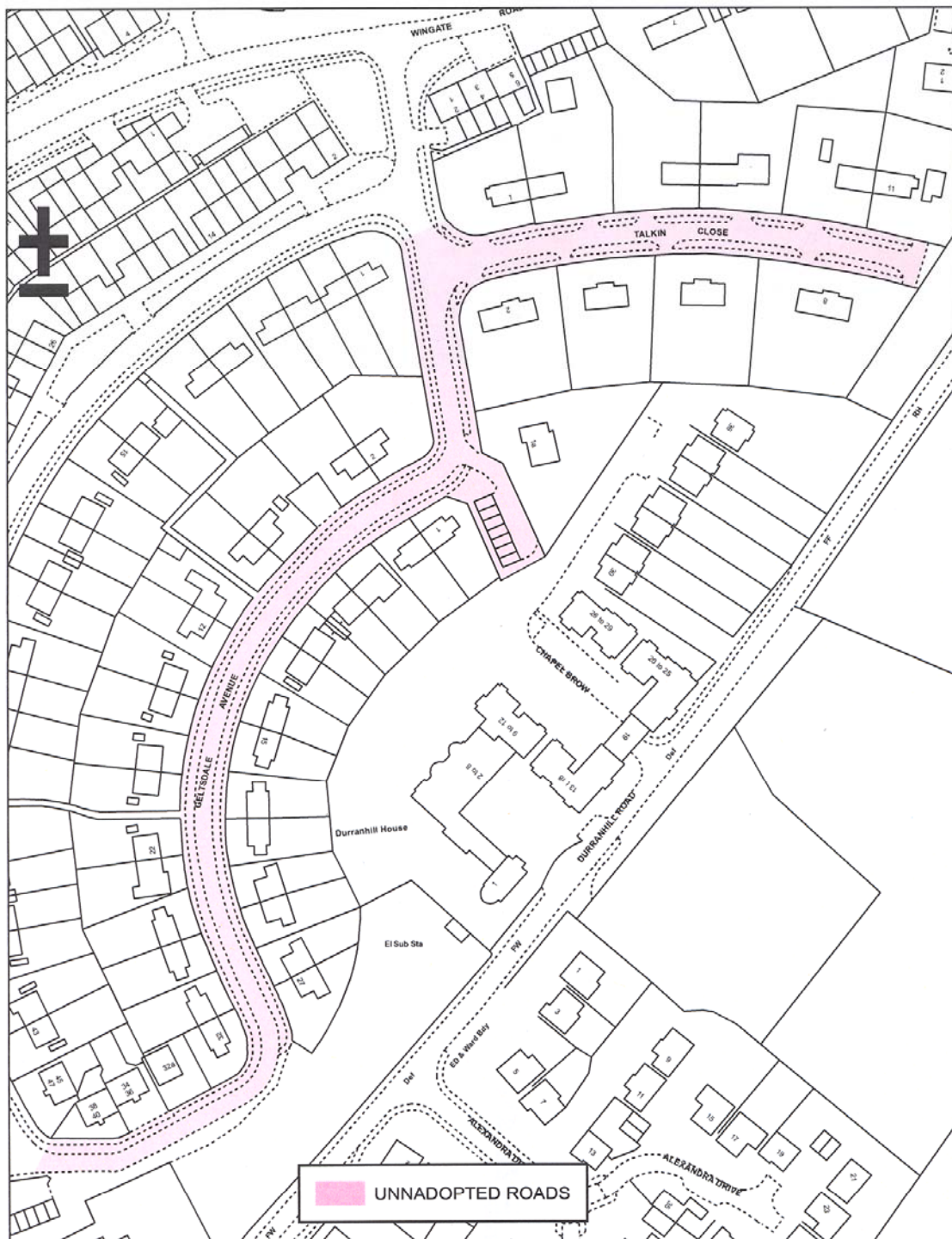
- 2.3 The Carlisle Local Committee will have to decide how it wishes to proceed regarding the repair of this road. Where residents of an unadopted road petition for the road to be adopted it is usual for each resident to be advised of the cost of repairing the road to an adoptable standard and the proportion of the total cost that they would be asked to fund. The County Council may wish to contribute financially to the cost of such works in recognition of the use that a particular road makes to the overall highway network.

3.0 CONSULTATION

- 3.1 Consultation to Date.
No consultation has taken place on this issue.
- 3.2 Consultation proposed.
Any future consultation would be a matter for the County Council Local Committee to consider.

4.0 RECOMMENDATIONS

- 4.1 It is recommended that members acknowledge receipt of the petition and recognise the poor condition of the roads in question.
- 4.2 It is recommended that the petitioners, be advised that this report and the associated petition be forwarded to the County Council for consideration by the Local Committee. The City Council may wish to advise the County council of any views it has on this issue.



CARLISLE
TALKIN CLOSE AND GELTSDALE AVENUE

Scale: 1:1,300 Date: 6/06/2005

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