

**Application to be determined – 201811 Westfield – Foxwood Lane to Osprey Close
DMMO application to record as public footpath A-B-C and B-D on the map below**

Evidence supporting the application	Evidence refuting the application
18 User evidence forms indicating use on foot over more than 20 years	The application route is not shown on any map available to CYC
Routes over the land appear in the 2002 aerial photography and remain visible to the 2017 aerial photographs.	
DMO Comment on the evidence as a whole	
<p>The application was made for the route shown as A-B-C on the map below. However the user evidence forms reasonably allege the existence of A-B-D as well as A-B-C. This is the reason for including both routes on the order. The breakdown of users between the various routes shown is 11 people claim to use A-B-C, 9 people claim to use A-B-D and 5 people claim a third route (NB people recorded more than one route per form hence 25 routes from 18 forms).</p> <p>A photograph taken in 1972 clearly shows the building over the route at C on the map below. These buildings are shown on all the maps and aerial photographs available to CYC up to 1971. By 1982 the buildings had disappeared and the user evidence appears to show that a route or routes across the land were in regular use.</p>	
Consultation responses	
One objection was received from Mr Tasker of Stephenson's on behalf of the land owner but no evidence refuting the application was supplied.	

Have the relevant parish councils been consulted? (delete as appropriate)	No (The application is in a non parished area)
Does the current evidence meet the statutory test for making the order? (delete as appropriate)	Yes
Will the order route be the same as the application route? (Attach a map showing the proposed order route) (delete as appropriate)	No
What status will the route have? (delete as appropriate)	Footpath

Officer recommended determination- (delete as appropriate)	Make the order
Officer recommended stance towards confirmation- (delete as appropriate)	Support confirmation

Implications					
Crime & Disorder		Equalities		Other	
Human Resources		Legal		Highways	✓
Financial		ICT		Property	

Affected Wards					
All wards		Acomb		Bishopthorpe	
Clifton		Copmanthorpe		Dringhouses & Woodthorpe	
Fishergate		Fulford & Heslington		Guildhall	
Haxby & Wigginton		Heworth		Heworth Without	
Holgate		Hull Road		Huntington & New Earswick	
Micklegate		Osballdwick & Derwent		Rawcliffe & Clifton Without	
Rural West York		Strensall		Westfield	✓
Wheldrake					

Rural West York Ward Councillor Comments	
Cllr.	Simon Daubeney
<p>I have seen Cllr. Waller's email to you today regarding the PROW from Osprey Close to Foxwood Lane and fully support the detail therein.</p> <p>Many thanks for your work in taking this forward, it is a popular recreational route for local residents.</p>	
Cllr.	Susan Hunter
<p>I just wanted to individually add my support and thanks to the work that has been done on PROW from Osprey Close to Foxwood Lane.</p>	

Thank you

Cllr.

Andrew Waller

*Russell Varley
Definitive Map Officer
City of York Council
West Offices
Station Rise
York*

Dear Russell,

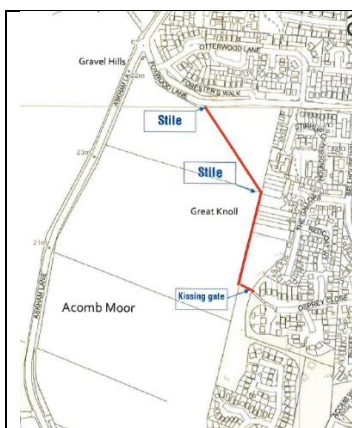
I am writing on behalf of all three ward councillors for Westfield to support the “Y” shaped Public Right of Way as we have received representations from residents who use both entrances onto the field from the Foxwood Lane at both points C and D. There has been concern raised by barbed wire at the gate at point D. Some residents have questioned the route A to B as whilst it is much better represented in Map 2, there are two routes used.

We are concerned about the maintenance of access to the path due to ploughing close to the edge and would ask that there is particular consideration on how this can be maintained.

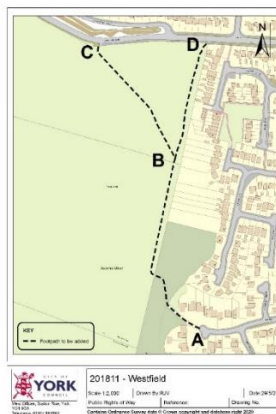
Some residents have questioned the positioning of new fencing, although this is not on the land owned by the council.

The “lockdown” period and subsequent partial relaxation has meant that more people than ever are taking walks in this area and so it has become an even more valued part of the local area.

There are other local public rights of way off Grange Lane and Westfield Place that residents have asked to be resolved as attempts have been made to reduce access to these.



Map 1



Map 2



Figure 1

This just one of the two route onto the field from Foxwood Lane



Figure 2

This is a popular route across the field

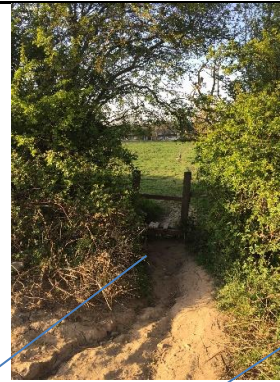


Figure 3

There is popular use of the route straight ahead



Figure 4

This is the route up from Fig 9 on the left

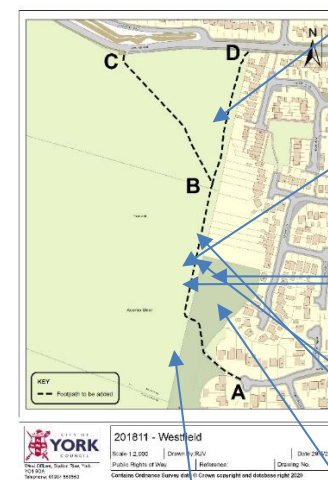


Figure 5

This is the route which is common to all proposals but has been impacted by ploughing



Figure 6

This route is not as well used from the left in Fig 9

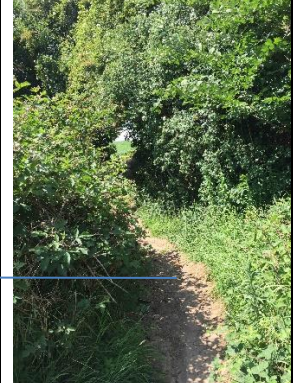


Figure 7

This is the continuation of the route from Fig 10



Figure 8

This is the new drainage system



Figure 9

The route on Map 2 takes the route on the left




Figure 10

This is a more well used route from the right fork of the route from Fig 9

Kind regards,
Cllr Andrew Waller

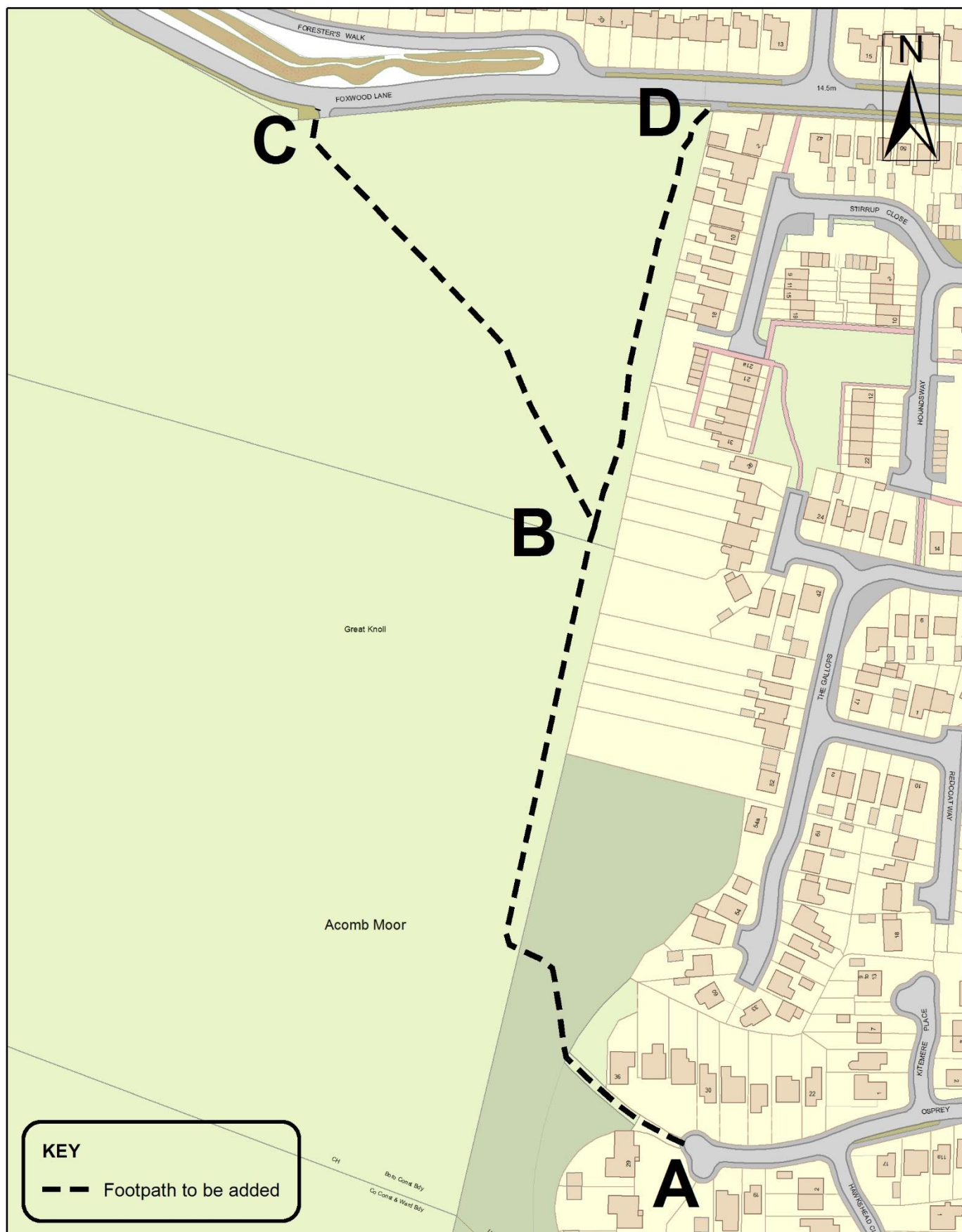
Executive Member for Transport Comments	
Cllr.	A. D'Agorne
Having considered the available evidence and the comments of ward councillors I am happy to support the making of the order.	

Senior Officer Comments	
James Gilchrist	Assistant Director
Having considered the available evidence and the comments of the Executive Member for Transport I am happy for the order to be made, moving the process on to the next stage.	

Senior Officer Decision		Make the order	
Decision Date:		18 August 2020	
Decision made by:	James Gilchrist, Assistant Director Transport Highways and Environment		
Contact details:	01904 551550 rightsofway@york.gov.uk		
On behalf of:	Neil Ferris, Corporate Director of Economy and Place		
To be implemented by:	Russell Varley, Definitive Map Officer		
On completion- signed off by:		Date:	18.08.20
 James Gilchrist Assistant Director Transport, Highways and Environment			

Officer responsible for the report:

Name:	Russell Varley	Telephone No.	01904 553691
Position:	Definitive Map Officer	e-mail	russell.varley@york.gov.uk
Team:	Transport Service		



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201811 - Westfield

Scale 1:2,000

Drawn By:RJV

Date:29/5/20

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Reference:

Drawing No.

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