

REPORT TO: ECONOMIC DEVELOPMENT & INFRASTRUCTURE SERVICES COMMITTEE ON 8 DECEMBER 2009

SUBJECT: ELGIN TO LOSSIEMOUTH CYCLE TRACK – DESIGNATION OF ROUTE

BY: DIRECTOR OF ENVIRONMENTAL SERVICES

1. REASON FOR REPORT

- 1.1. The Committee is asked to approve the proposed redetermination of the means of exercise of public right of passage on various sections of footway and footpath to cycle track as shown in Appendix A and to add them to the Statutory list of public roads if no objections are received.
- 1.2. The Committee is asked to approve the proposed adoption of various newly constructed sections of cycle track to the statutory list of public roads as shown in Appendix A.
- 1.3. This report is submitted to Committee in terms of the Councils Administrative Scheme relating to the list of roads.

2. RECOMMENDATION

2.1 Committee is asked to

- a) **approve the proposal to redetermine the means of exercise of public right of passage on various sections of existing adopted footway/footpath to a shared cycle track as detailed in Appendix A and instruct the Director of Environmental Services and the Chief Legal Officer to proceed with the statutory process and;**
- b) **to instruct the Director of Environmental Services and the Chief Legal Officer to make and implement the order if, following the consultation period, there are no outstanding objections.**

2.2 Committee is asked to approve the proposal to adopt various sections of new and existing cycle track as detailed in Appendix A and instruct the Director of Environmental Services and the Chief Legal Officer to proceed with the statutory process.

3. BACKGROUND

- 3.1 Over the past 10 years or so, through various forms of funding including developer contributions and Scottish Government grant, the majority of a continuous cycle track between RAF Lossiemouth and Elgin town centre has been constructed.
- 3.2 There are a few missing sections and this report highlights the sections where some minor construction is required, some maintenance of existing paths is required to bring them up to adoptable standard along with maintenance of

some sections of existing footway and remote footpaths which are of a suitable standard to redesignate as cycle track.

- 3.3 The maps shown in Appendix A highlight the areas in question.
- 3.4 The estimated cost of the works required to construct this shared use facility is approximately £30,000. Funding has been allocated from the Cycling Walking and Safer Streets capital plan (para 12 of the 26 May 2009 committee refers).

4. SUMMARY OF IMPLICATIONS

(a) Single Outcome Agreement/Service Improvement Plan

The report encompasses the main aims of the Single outcome agreement and Service Improvement plan by maintaining suitable transport facilities and infrastructure.

(b) Policy and Legal

This proposal complies with the requirements of the Roads (Scotland) Act 1984.

(c) Resources (Financial, Risks, Staffing and Property)

Funding for the associated works has been allocated from the Cycling Walking and Safer Streets capital plan 2009/10.

These roads have been constructed to an approved specification therefore for the foreseeable future works on them should be restricted to cyclical maintenance e.g. gully emptying, sweeping, street lighting, etc and will therefore result in a small additional burden on the revenue budget.

(d) Consultations

The Roads Policing Inspector for Moray Division of Grampian Police has been consulted and is in agreement with this report.

Lorraine Paisey, Principal Accountant has been consulted and is in agreement with this report.

Alasdair McEachan, Principal Solicitor (Commercial & Conveyancing) has been consulted and is in agreement with this report.

5. CONCLUSION

- 5.1 It is proposed to promote an Order under Section 152(2) of the Roads (Scotland) Act 1984 which will have the effect of providing a shared use facility from Covesea Road to Lossie Wynd in Elgin in Appendix A.

ITEM:

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Author of Report: Elaine Penny, Traffic Engineer
Background Papers:
Ref: ARD/EMP/

Signature: _____

Date : December 2009

Designation: Director of Environmental Services

Name: Robert A Stewart