

Core Path Report for C290

School Road to Church Road via Fairfield Gardens

1. Proposed Core Path



2. Summary of Representations Received

Representation	Respondent Name	Organisation/ Group	Objection Summary	Respondents proposed action	Respondent Ref No.	Objection withdrawn
Objection	William Paterson and Son		Maintenance / Condition	Delete	P050	

3. History of Access

- i. Right of Way Status: SD91
- ii. Recorded Access Issues: None

4. Site Visit



Fairfield Gardens looking West



Bridge near Overkirk and Bowling Green



Section of path adjacent to bowling green where fencing requested



Section of path adjacent to bowling green where fencing requested



Looking north from play park



Play park looking south from north end



Play park looking north from south end Church Road looking southwest

5. Alternative Route/s

N/A

6. Consultation with Objectors & Other Interested Parties

Access Officer met with Mr Paterson and son on 13th July- Mr Paterson states he cannot currently put livestock in the field adjacent to the play park as it is not secure due to the fact it is not fenced and has no gates which creates a problem that any stock placed in the field are able to freely gain access onto the public road. He wishes to put stock into this field and claims that the Council made this path by cutting the grass without his permission. He recognises it is a popular route, and was willing to withdraw his objection if the path was fenced and gates installed.

7. Access Officer's Initial Comments

The objector has stated that his objection to this proposed Core Path would be withdrawn if the route was fenced off from neighbouring field and gates were installed.

Although the route did not receive public support it appears to be a popular path that is in good condition. The route follows a clearly defend route that is a claimed Public Right Of Way. The path appears to have been improved when compared with the description that is given in the Route Information Sheet in the Catalogue of Rights of Way (See Appendix IV).

The Council carries out some annual maintenance on the path cutting back vegetation, repairing the surface and has in the past repaired the hand rails on the bridge across the burn.

In discussion with the Area Streetscene Manager for the Council he stated that although he is only an occasional visitor to the area, he has been familiar with it since 1993, and does not recall seeing livestock in the adjacent field. It is generally the responsibility of a land owner to provide fencing and gates to secure an area for livestock. Therefore the Council should not be providing fencing for an area of ground where livestock have probably not been kept for a period of almost 20 years.

No representations were received in the latest consultation expressing support for this path. However in view of the fact that it is a claimed Public Right of Way that is maintained by the Council and forms an important link between the housing on School Road and the Burgh Hall, Bowling Green etc I am recommending that it continues to be proposed as a Core Path to ensure that there is a sufficient network of paths in the area.

Conclusion:

I am recommending that this path C290 continues to be proposed as a Core Path in the Core Paths Plan.


8. Advice received from the Access Forum

9. Access Officer's Final Recommendations

10. Appendices

Appendix I. Copies of the representations received during the formal consultation

P050

For Official Use Only	Date Received	Ref No.
Argyll & Bute Council Finalised Draft Core Paths Plan Comments & Objections Form		
Name	William PATTERSON + son RECEIVED	
Organisation (if appropriate)	16 MAR 2011	
Address	SOUTH AILEY FARM, COVE	
Postcode	G84 0FH	
Daytime telephone number	[REDACTED]	
Email address	[REDACTED]	
Signature	[REDACTED]	Date 13/3/11

Sufficiency

Comments on the sufficiency of the information provided can be made on the next page, you have an opportunity to

c290	Object	<p>We object to this unless, as previously offered to the council they wish to fence off the path or reinstate the gates to the park + burn crossing to allow us to put livestock on the field.</p> <p>If the council agree to re-instatyng the gates + secure the boundary of the area we would be happy to grant access across this area.</p>
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Continue on another sheet if necessary, and limit response to 2,000 words or less (see next page).

Return before 17.00hrs on Monday 4th of April 2011.

- Appendix II. Copies of relevant correspondence
- Appendix III. Copies of responses additional consultations
- Appendix IV. Additional supporting documents

Route Information Sheet

SROWS Code **SD91**

Local Authority Code: 81

Argyll & Bute

Path Name: None

Start: NS 227 808 Fairfield Gardens, Cove

Finish: NS 225 810 Street at Cove Park, Cove

Status: Claimed

Max. Height: Unknown

User Category: Unknown

Length (km): 0.23

Date Recorded: 01/01/1976

Region/District: Strathclyde/Dumbarton

Last Updated: 28/02/2005

Location of Information

Organisation:	File Ref:	Quality:	General:	Survey:	Witness Statement:	Landowner Comments:	Declarator:
Dumbarton DC	Rights of Way List	2	Yes	No	No	No	
SRWS	Local Rep John Harvey	3	Yes	No	No	No	

Path Cards

1 card recorded on 08/05/2001.

Route Description

Walked by A Lawson & J Clark 8/5/01:

We found a path leading from the corner of Cove Park, where there are some children's play things, across some scrubby land, wet in places and bridged by makeshift planks, to connect with Fairfield Gardens. This is probably the right of way, though its line is not very definite.

Other Information

28/02/05- surveyors did find a path, though there was nothing to indicate that it was the right one. Poss sign posting??

Not mapped as not on DDC map.

John Harvey attempted to survey this route, March 99. He comments:

I was unable to locate this route from the information given. There is a path connecting the north-west end of Fairfield Garden (226809) to a housing development at Craigmuir Gardens (227811).