

# Nottingham City Council Delegated Decision



**Nottingham**  
**City Council**

Reference Number:	3558
Author:	James Dymond
Department:	Commercial and Operations
Contact:	Eddie Curry (Job Title: Head of Public Realm, Email: eddie.curry@nottinghamcity.gov.uk, Phone: 01158764982)
Subject:	Landscape improvements to Greenfield Street and Highfield Road, Dunkirk & Lenton
Total Value:	£50,461 (Type: Capital)
Decision Being Taken:	<ol style="list-style-type: none"><li>1. To approve the use of £42,461 of funding from NET (Nottingham Express Transit) for landscape improvements to Greenfield Street and Highfield Road in Dunkirk and Lenton as set out in the attached proposals reference POS/17050/PG1-1 and POS/17050/PH1-1.</li><li>2. To approve the use of £8,000 Area Capital funding for the above project.</li><li>3. To delegate authority to the Director of Neighbourhood Services to place orders relating to this work.</li><li>4. To amend the capital programme to reflect the expenditure detailed.</li></ol>
Reasons for the Decision(s)	<p>A design has been drawn up by the Parks and Open Spaces Service's Landscape Architect to make landscape improvements to Greenfield Street and Highfield Road in the Dunkirk and Lenton Ward. This will be carried out, following consultation with local residents, by planting trees within the highway, in specially designed tree pits. This will significantly improve the aesthetics of the roads and help to green the area and City. These trees will be maintained by Tree Services as part of their maintenance of the City's tree stock.</p> <p>The work will be carried out in house by the Highways and Landscape Services teams who have provided the quote of £50,461.</p> <p>Funding will be provided by NET as part of the Dunkirk &amp; Lenton Ward allocation under the NET Community Initiative Fund. There is and will be no contractual obligations on the Council's part in return for this funding.</p> <p>Traffic Management have been consulted and have confirmed that there is no impact on the pre-existing Traffic Regulation Orders.</p>
Briefing notes documents:	Tree Build-out Detail -12-12-2017.pdf, IDC_P18051_100A - Greenfield & Highfield General Arrangement Plan.pdf

**Other Options Considered:** If the scheme does not go ahead as designed, the opportunity to improve the streetscape and bring environmental benefits by tree planting will not be realised.

**Background Papers:**

**Published Works:** None

**Affected Wards:** Lenton and Wollaton East

**Colleague / Councillor Interests:** None

**Consultations:**  
Date: 04/12/2017  
Ward Councillors: David Trimble  
Local Councillors support the scheme and worked with the Neighbourhood Development Officer to consult local residents.

Date: 20/03/2019  
Area Committees: Area 4: Arboretum, Dunkirk and Lenton, Radford and Park (from May 2012)  
£8,000 contribution from Area Capital approved.

Those not consulted are not directly affected by the decision.

**Crime and Disorder Implications:** None.

**Equality:** EIA not required. Reasons: There is no proposal for new or changing policies / services / functions or financial decisions that would have a major impact on services.

**Decision Type:** Officer

**Executive Decision?** Yes

**£50,000 or more:** Yes

**Scheme of Delegation  
Reference Number or Other  
Source of Delegation:**

192

**Subject to Call In:**

Yes

**Call In Expiry date:**

27/06/2019

**Advice Sought:**

Legal, Finance, Other: Scott Harrison(scott.harrison@nottinghamcity.gov.uk)

**Legal Advice:**

1. The proposal relates to the planting of trees within the highway at two locations. Under section 96 of the Highways Act 1980, the Council, with the consent of the highway authority, is empowered to plant trees within highways maintainable at the public expense, and may erect guards or fences for the maintenance or protection of those trees. The planting may not hinder the reasonable use of the highway by any person entitled to use it or so as to be a nuisance to any owner or occupier of premises adjacent to the highway. In relation to the latter point, it is noted that residents have been consulted on the proposals.

2. The statutory power detailed above is exercisable by the Corporate Director of Development and Growth under delegation 192 and therefore the named decision maker for this Delegated Decision is appropriate.

3. Traffic Management have advised that the proposals will not have an impact on pre-existing traffic regulation orders; it is understood that the areas in which the trees are to be planted are controlled parking zones in the Council's existing traffic regulation orders. Although some of the trees will be planted within permit bays, the shortened lengths will become unusable for vehicular parking so no issues for enforcement will arise, and any vehicle parked outside a marked permit bay will be subject to enforcement action being taken, as at present. Advice provided by Judith Irwin (Senior Solicitor) on 11/05/2018 and Tamazin Wilsion (Solicitor) 10/05/2019 Advice provided by Kate Morris (Governance Officer) on 10/05/2019.

**Finance Advice:**

The £42,461 funding for this capital scheme has been identified from the Nottingham Express Transit (NET) Community Initiative Fund. It is the remaining balance of the £100k Dunkirk & Lenton Ward allocation. The availability has been checked with the Commercial Business Partner for Development & Growth, and has been transferred to reserves, earmarked to this scheme.

On approval of this decision, the sum of £42,461 will be earmarked within reserves. A capital project will need to be set up for "Landscape improvements to Greenfield Street and Highfield Road in Dunkirk and Lenton" for the same amount. The earmarked sum in reserves will be applied to fund the expenditure on the capital project code.

Advice provided by Sarah Baker (Commercial Business Partner - Projects) on 15/05/2019.

**Other Advice:**

**Traffic Management have been consulted and have confirmed that there is no impact on the pre-existing Traffic Regulation Orders. Advice provided by Scott Harrison, 08-05-18. Advice provided by James Dymond (Parks & Open Spaces Development Manager) on 08/05/2018.  
Advice reviewed 15 May 2019**

**Signatures:**

**Chris Henning (Corporate Director for Development and Growth)  
SIGNED and Dated: 19/06/2019**