

Bath & North East Somerset Council

DECISION MAKER:	Cllr Charles Gerrish, Cabinet Member for Service Delivery	
DECISION DATE:	On or after 27 th November 2010	
TITLE:	Wellow village 20mph Speed Limit Consideration of responses to advertisement	EXECUTIVE FORWARD PLAN REFERENCE: E 2152
WARD:	Bathavon South	
AN OPEN PUBLIC ITEM		
List of attachments to this report: Appendix 1: Drawing No. CG9175/011 showing the extent of the proposal as advertised Appendix 2: Equality Impact Assessment		

1 THE ISSUE

1.1 To consider a letter of objection received by email to the implementation of a 20mph Speed Limit in Wellow.

2 RECOMMENDATION

The Cabinet member is asked to agree that:

2.1 the Order is made and a notice is published to that effect.

2.2 the objector is informed accordingly that the proposals are to be implemented as advertised, under sections 84(1) and 84(2) of the Road Traffic Regulation Act 1984 (as amended).

3 FINANCIAL IMPLICATIONS

- 3.1 Funding of £47,500 has been secured by the Section 106 Agreement dated 21 January 2002 as a requirement of the planning permission ref: 00/00623/OUT.
- 3.2 The scheme has been included in the 2010/11 Transport Capital Programme. The works are planned for completion in December 2010.

4 CORPORATE PRIORITIES

- *Sustainable growth*

5 THE REPORT

- 5.1 In 2002, as part of a Section 106 Agreement for the development of what is now known as Bath Business Park, funding was secured to be used in Wellow as a traffic management contribution for the provision of a 20mph speed limit and such physical measures as necessary.
- 5.2 Through extensive consultations with Wellow Parish Council and local residents over recent years, various traffic calming measures were agreed and these were installed in September 2010. The implementation of the 20mph speed limit will be the final element of these traffic calming measures.
- 5.3 This Order was proposed so as to:
- A) avoid danger to persons or other traffic using the road or to prevent the likelihood of any such danger arising
 - B) To preserve or improve the amenities of the area through which the road runs
- 5.4 The proposal to impose a 20mph speed limit in Wellow was advertised on 16th September 2010 and the objection period terminated on 7th October 2010. Appendix 1 shows the extent of the proposal.
- 5.5 A letter of objection was received by email on 4th October 2010 from a member of the public.
- 5.6 The reason for objecting to the proposal was the fact that the objector believes that the planning obligation, in respect to the development of Bath Business Park, was incorrectly sought following undemocratic lobbying which led to the favouring of one area of Bath and North East Somerset Council over another.
- 5.7 An analysis of the proposed junction on the A367 was carried out to assess the impact on Wellow. This analysis estimated that up to 20% of the traffic accessing the site would do so on the route leading through Wellow from the A36 at Hinton Charterhouse. This 20% of traffic associated with the development represented a material increase in traffic through Wellow and, as a result, the developer offered to provide funding for a traffic calming scheme/20mph speed limit in that village, in order to mitigate the impact of the development. This was accepted by the Council.
- 5.8 By seeking to secure developer contribution towards highway improvements on its highway network, it is considered that the Council acted in accordance with the

planning policy, in line with government guidance and in a democratic manner, and the proposal should therefore go ahead as advertised.

6 RISK MANAGEMENT

- 6.1 The report author and Cabinet member have fully reviewed the risk assessment related to the issue and recommendations, in compliance with the Council's decision making risk management guidance.
- 6.2 The risk assessment for this project has indicated that if the speed limit through Wellow was not reduced as proposed, and considering the annual growth in vehicular traffic, there is the potential for personal injury accidents occurring.

7 EQUALITIES

- 7.1 A proportionate equalities impact assessment has been carried out and is included in Appendix 2.

8 RATIONALE

- 8.1 The roads within Wellow village are currently unrestricted. A 20mph speed limit is proposed to be imposed within the village, following developer contribution that was secured in 2001.
- 8.2 The imposition of the new speed limit will complement the traffic calming measures that were installed in September 2010.
- 8.3 The existing road environment is such that, if installed, the new speed limit will not require unreasonable levels of enforcement by the Police. Existing traffic figures suggest that it will be appropriate to the area and beneficial in road safety and environmental terms and could also encourage more cycling (the National Cycle Network Route 24 goes through Wellow) and walking. The proposal is therefore in line with the Council's priorities.

9 OTHER OPTIONS CONSIDERED

- 9.1 None.

10 CONSULTATION

- 10.1 *Ward Councillor; Cabinet members; Parish Council; Staff; Other B&NES Services; Local Residents; Section 151 Finance Officer; Monitoring Officer*
- 10.2 Consultation was initially carried out with the Ward and Parish Councillors, the Police and residents. Later, consultation was carried out through an advertisement in the local press and on street.

11 ISSUES TO CONSIDER IN REACHING THE DECISION

- 11.1 *Social Inclusion; Customer Focus; Sustainability;*

12 ADVICE SOUGHT

12.1 The Council's Monitoring Officer (Council Solicitor) and Section 151 Officer (Divisional Director - Finance) have had the opportunity to input to this report and have cleared it for publication.

Contact person	Tasos Papaloucas, tel: 01225 395238
Background papers	<i>None</i>
Please contact the report author if you need to access this report in an alternative format	