

Bath & North East Somerset Council

DECISION MAKER:	Cllr Caroline Roberts, Cabinet Member for Transport		
DECISION DATE:	On or after 6 th December 2014	EXECUTIVE FORWARD PLAN REFERENCE:	
		E	2714
TITLE:	(VARIOUS ROADS, BATH) (PROHIBITION AND RESTRICTION OF PARKING) (AUTHORISED PARKING PLACES) ORDER 201– consideration of responses to public consultation		
WARD:	Abbey, Bathwick, Kingsmead, Lansdown, Walcot, and Widcombe.		
AN OPEN PUBLIC ITEM			
List of attachments to this report:			
Appendix 1 – Plans of proposals			
Appendix 2 –Comments received in response to public consultation			

1 THE ISSUE

1.1 This report considers comments received in response to public advertisement of the Traffic Regulation Order: (Various Roads, Bath)(Prohibition and Restriction of Parking)(Authorised Parking Places) Order 201-

2 RECOMMENDATION

The Cabinet Member is asked to agree that in regard to the advertised proposals below that the proposals are implemented, modified or withdrawn as below:

2.1 Prohibit and restrict parking At Any Time in lengths of road in Bath and North East Somerset. The affected roads are: Great Bedford Street, Lyncombe Hill, Pera Road, Tyning End, Upper Lansdown Mews, and Wells Road.

Great Bedford Street: That the proposal is withdrawn as the Council received one objection and no responses of support.

Lyncombe Hill: That the proposals are withdrawn as the Council received 11 objections and only 4 responses of support.

Pera Road: That the proposals are withdrawn as the Council received 9 objections and only 1 response of support.

Tyning End: That the proposals are withdrawn as the Council received five objections and no responses of support.

Upper Lansdown Mews: That the proposals are withdrawn as the Council received two objections and only one support in part response.

Wells Road: That the proposals are implemented as advertised as no objections were received.

2.2 No Waiting Between Monday to Saturday, 8am – 6pm in lengths of road in Bath & North East Somerset. The affected road is: St Ann's Way.

St Ann's Way: That the proposals are implemented as the council received 1 response of support for these restrictions and no objections.

2.3 The removal of a Residents Parking Bay in Zone 2 in Bath & North East Somerset. The affected road is: Tynning End.

Tynning End: That the proposals are withdrawn as the Council received five objections and no responses of support.

2.4 Dual use 2 hour Limited Waiting and Resident Parking Bay in Zone 3 in lengths of road in Bath & North East Somerset. The affected road is: Prior Park Road.

Prior Park Road: That the proposals are withdrawn as the Council received six objections and no responses of support.

2.5 Residents Parking in Zone 6 in lengths of road in Bath & North East Somerset. The affected road is James Street West.

James Street West: That the proposal is implemented as advertised as the council received no objections to these restrictions.

2.6 Removal of Car Club Bay and introduction of a Resident Parking bay in Zone 8 in lengths of road in Bath & North East Somerset. The affected road is Bathwick Hill.

Bathwick Hill: That the proposals are implemented as advertised as no objections were received.

2.7 Residents Parking in Zone 4 in lengths of road in Bath & North East Somerset. The affected road is Wells Road.

Wells Road: That the proposals are implemented as advertised as no objections were received.

2.8 Residents Parking in Zone 15 in lengths of road in Bath & North East Somerset. The affected road is Belgrave Crescent

Belgrave Crescent: That the proposals are withdrawn as the Council received three objections and only one support in part response.

2.9 Disabled Parking Bay in lengths of road in Bath & North East Somerset. The affected road is Widcombe Hill.

Widcombe Hill: That the proposal is implemented as advertised as the council received no objections to these restrictions.

- 2.10 Removal of Car Club bay and replacement with 2 Hour Limited Waiting in lengths of road in Bath & North East Somerset. The affected road is Sydney Buildings.

Sydney Buildings: That the proposal is implemented as advertised as the council received no objections to these restrictions.

- 2.11 Loading Bay in lengths of road in Bath & North East Somerset. The affected road is James Street West.

James Street West: That the proposal is implemented as advertised as the council received no objections to these restrictions.

- 2.12 Removal of Resident Parking Bay and creation of a dual 2 hour limited Waiting and Resident Parking Bay in Bath & North East Somerset. The affected road is Lyncombe Hill.

Lyncombe Hill: That the proposals are withdrawn as the Council received 11 objections and only 4 responses of support.

3 FINANCIAL IMPLICATIONS

- 3.1 The cost of this work is estimated to be £2-4k and is funded from within the Transport Improvement Block capital programme, which is funded by the DfT Integrated Transport Block grant.
- 3.2 Lines have a life expectancy of between 7 and 10 years. The consultation process included Highways and no concerns were raised regarding on-going maintenance costs and these works can be incorporated within the existing revenue budget. The highways maintenance budget is prioritised for road safety issues in the first instance; however parking restrictions do need to be maintained to ensure enforcement can be undertaken.

4 CORPORATE OBJECTIVES

- 4.1 The following corporate objectives apply:

- Creating neighbourhoods where people are proud to live
- Building a stronger economy

5 THE REPORT

- 5.1 The proposals were publicly advertised from 9th October to 30th October 2014. The proposals are shown in plan form in Appendix 1. The proposals were developed as the result of the concerns of the Traffic & Safety, Parking and Traffic Management Team, Ward Councillors and local residents caused by increasing problems related to parking, which is becoming a greater concern on many streets around Bath & North East Somerset due to the increasing volume of vehicles on our roads and the growing number of vehicles parking inappropriately. A total of 47 responses were received during the public consultation. The responses are summarised in Appendix 2.

5.2 Consideration needs to be given to the responses received and a decision made on the way forward. Common Law states the highway is for the passage and re-passage of persons and goods, and consequently any parking on the highway is an obstruction of that right of passage. There are no rights to park on the highway but parking is condoned where the right of passage along the highway is not impeded. The consideration of objections to the introduction of controls has to be considered in this context. There is also no legal right to park on the highway either outside a property or even within a specific street, however a number of the comments received stated that the parking situation in some of these locations is self-regulating between residents and that new restrictions are not required. The Council therefore due to the strength and number of objections towards some of the proposals recommended they be abandoned at this time.

5.3 The TRO is being proposed as it is the duty of every local authority to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities as set out in section 122 Road Traffic Regulation Act 1984 (RTRA). The Council has considered and taken on board the local knowledge of residents and in some cases recommend to remove the proposal as it is understood that no issue regarding the safe passage and re-passage of vehicles exist on site.

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.

7 EQUALITIES

7.1 An EqIA has been completed. No adverse or other significant issues were found.

8 RATIONALE

8.1 The proposals are designed to address operational traffic issues.

9 OTHER OPTIONS CONSIDERED

9.1 None considered.

10 CONSULTATION

10.1 Ward Councillor; Cabinet members; Staff; Other B&NES Services; Local Residents; Other Public Sector Bodies; Section 151 Finance Officer; Monitoring Officer

10.2 Ward Councillors, Emergency Services and local residents have been consulted via public advertisement. Internal staff have been consulted via circulation of this report.

11 ISSUES TO CONSIDER IN REACHING THE DECISION

11.1 Social Inclusion; Customer Focus; Sustainability; Health & Safety; Other Legal Considerations

12 ADVICE SOUGHT

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

Contact person	Kris Gardom, Parking Engineer 01225 395362
Background papers	
Please contact the report author if you need to access this report in an alternative format	