

Single Member Cabinet Decision

**Executive
Forward Plan
Reference**

E2879

NORTH WEST OUTER, BATH TRO 2016

Decision maker/s	Cllr Anthony Clarke
The Issue	Traffic Regulation Order (VARIOUS ROADS, NORTH WEST OUTER AREA, BATH) (PROHIBITION AND RESTRICTION OF PARKING AND LOADING) (NO STOPPING ON ENTRANCE MARKINGS) (AUTHORISED AND DESIGNATED PARKING PLACES) (VARIATION NO. 7) ORDER 201- Consideration of responses to public consultations
Decision Date	10 th July 2016
The decision	<p>The Cabinet Member AGREES that the proposals be implemented, modified or withdrawn as below:</p> <p>1.1 Restrictions as detailed on plan B4 and C4.</p> <p>Roads affected: Lansdown Lane, Brookfield Park</p> <p>Restriction: Proposed No Waiting At Any Time markings</p> <p>Recommendation: That the proposals are implemented as the Council received only 1 objection to the implementation of these restrictions, at the junction of Lansdown Lane and Brookfield Park. These restrictions have been requested by the local Councillors, Colin Barret and Malcom Lees, as parking on the entrance to this road means that people turning in would face on-coming traffic. It is therefore recommended that these proposed No Waiting At Any Time markings are implemented.</p> <p>1.2 Restrictions as detailed on plan B8.</p> <p>Roads affected: Partis Way, Apsley Close and Apsley Road</p> <p>Restriction: Proposed No Waiting At Any Time markings</p> <p>Recommendation: That the proposals are implemented as the Council received only 1 objection; these restrictions were agreed with local Councillors and are being proposed to improve accessibility for emergency and refuse vehicles by preventing vehicles from parking on corners and in turning heads.</p> <p>1.3 Restrictions as detailed on plan H7.</p> <p>Roads affected: Bennetts Lane and Snow Hill.</p> <p>Restriction: Proposed No Waiting At Any Time markings</p> <p>Recommendation: That the proposals are implemented as the Council received 2 comments of support, 4 of support in part and 2 objections. As these proposals have been agreed by local Councillors, during a walk about, to aid accessibility and for refuse and emergency</p>

vehicles it is recommended that these proposals are implemented.

1.4 Restrictions as detailed on plan C9.

Roads affected: Kennington Road

Restriction: Proposed removal of Motorcycle Bay

Recommendation: That the proposals are **implemented** as the Council received no objections and on-street parking stock is in high demand.

1.5 Restrictions as detailed on plan D7.

Roads affected: Cedric Road

Restriction: Proposed removal of Resident Parking bay and replacement with No Waiting At Any Time markings.

Recommendation: That the proposals are **withdrawn** as cannot see any reason why such restrictions should be required in this location and there is clearly considerable resident opposition.

1.6 Restrictions as detailed on plan D8.

Roads affected: Cedric Road and Audley Park Road.

Restriction: Proposed removal of Resident Parking bay and replacement with No Waiting At Any Time markings on Cedric Road and proposed No Waiting At Any Time markings on Audley Park Road.

Recommendation: That the proposals on Audley Park Road are **Implemented**. The Council received 3 objections and 2 comments of support to these recommendations. As these proposed No Waiting At Any Time markings are replacing existing advisory White Keep Clear markings, which are an informal parking restriction to aid accessibility, it is recommended that these markings are upgraded to No Waiting At Any Time markings as the informal method is not being adhered to by drivers. The local Councillors have also agreed to these proposals through the informal consultation process. It is recommended that the proposed removal of the Resident Parking bay on Cedric Road is **withdrawn**, please refer to recommendations set out in 1.5.

Rationale for decision

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 due to the increasing volume of vehicles on our roads and the growing number of vehicles parking inappropriately. A total of 21 responses were received during the public consultation. Consideration was given to the responses received and a decision made on the way forward. Common law has established that a highway is a defined route over which "the public at large" can pass and repass as frequently as they wish, without hindrance and without charge. 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. This 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

	<p>provision of suitable and adequate parking facilities as set out in section 122 Road Traffic Regulation Act 1984 (RTRA). The proposals are designed to address operational traffic issues and parking capacity issues and it is for this reason that the decision was made to approve in part the proposals put forward.</p>
Issues considered	<p><i>Social Inclusion; Customer Focus; Sustainability; Equality (age, race, disability, religion/belief, gender, sexual orientation); Health & Safety; Other Legal Considerations</i></p>
Other options considered	<p>To implement all restrictions as advertised This option was rejected based on the public feedback and objections to the proposals as advertised.</p> <p>Not to implement any of the schemes This option was rejected as the proposals recommended for implementation improve the parking and traffic flow on the specified roads.</p>
Signatures of Decision Makers	
Date of Signature	
<p>This decision is subject to Call-in for 5 working days following the day of publication</p>	