

Local Waiting Restriction Programme

Report of the Chief Officer for Highways, Infrastructure Development and Waste

Please note that the following recommendations are subject to consideration and determination by the Committee before taking effect.

Recommendation: It is recommended that:

- (a) work on the local waiting restriction programme is noted; and**
- (b) the recommendations contained in Appendix II to this report are agreed.**

1. Summary

This report is to consider the submissions to the statutory consultation on the restrictions proposed in the Torridge area, as part of the local waiting restriction programme.

2. Background

In early 2020, a list of requests for new or amended waiting restrictions for the Torridge area was collated by the council. These requests have been considered by officers and proposals drafted. Officers have consulted the relevant local County Councillors and Chair/Vice Chair before they were advertised from 7 January 2021 until 11 February 2021.

A summary of the proposals advertised can be found in Appendix I and the associated plans have been attached as supplementary information to this report.

3. Consultations/Representations

Details of the objections received to these proposals, and the County Council's response are shown in Appendix II to this report.

Following advertisement:

- Proposals which did not attract objections will be implemented.
- Proposals that received objections are detailed in Appendix II to this report with recommendations for each location.

4. Financial Considerations

The total costs of the scheme will be funded from the Minor Traffic Management Improvements budget, funded by Local Transport Plan grant.

There is a cost to the Council in advertising a new Traffic Order for each Committee Area, this will be approximately £1,500. In addition, the costs of any changes to signing or lining will be attributed to that Order.

5. Legal Considerations

The lawful implications and consequences of the proposal have been considered and taken into account in the preparation of this report.

When making a Traffic Regulation Order it is the County Council's responsibility to ensure that all relevant legislation is complied with. This includes Section 122 of the Road Traffic Regulation Act 1984 that states that it is the duty of a local authority, so far as practicable, secures the expeditious, convenient and safe movement of traffic and provision of parking facilities. It is considered that the proposals comply with Section 122 of the Act as they practically secure the safe and expeditious movement of traffic.

6. Environmental Impact Considerations (Including Climate Change)

The proposals are intended to rationalise on street parking and improve mobility and access within the district and are designed to:

- Enable enforcement to be undertaken efficiently.
- Encourage commuters to make more sustainable travel choices e.g. Car Share, Public Transport, Walking and Cycling.
- Assist pedestrians and other vulnerable road users in crossing the highway.

The Environmental effects of the scheme are therefore positive.

7. Equality Considerations

There are not considered to be any equality issues associated with the proposals. The impact will therefore be neutral.

8. Risk Management Considerations

No risks have been identified.

9. Public Health Impact

There is not considered to be any public health impact.

10. Reasons for Recommendations

The proposals rationalise existing parking arrangements within the HATOC area by:

- Enabling enforcement to be undertaken efficiently.
- Encouraging those working in the town to make more sustainable travel choices e.g. Car Share, Public Transport, Walking and Cycling.
- Assist pedestrians and other vulnerable road users in crossing the highway.

The proposals contribute to the safe and expeditious movement of traffic in Torridge and therefore comply with Section 122 of the Road Traffic Regulation Act 1984.

Meg Booth
Chief Officer for Highways, Infrastructure Development and Waste

Electoral Divisions: Bideford East, Bideford West & Hartland, Northam and Torrington Rural

Local Government Act 1972: List of Background Papers

Contact for Enquiries: Amy Garwood

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Background Paper	Date	File Reference
Nil		

ag110221torh
sc/cr/Local Waiting Restriction Programme
02 250221

Details of Proposals Advertised

Councillor	Plan Reference	Location	Parish/Town	Proposals	Statement of Reasons
Andrew Eastman	ENV5812/002	New Quay Street	Appledore	Introduce section of No Waiting At Any Time	To prevent obstructive parking which is blocking the fire exit of the social club.
Tony Inch	ENV5812/006	Buckland Road	Bideford	Introduce section of No Waiting At Any Time	To prevent obstructive parking which is blocking access to properties along this road.
Linda Hellyer	ENV5812/003	Northam Road	Bideford	Introduce section of No Waiting At Any Time	To prevent inappropriate parking obscuring visibility and movement at the junction.
Linda Hellyer	ENV5812/004	Barnstaple Street	East The Water	Introduce section of No Loading 7am-9.30am and 4pm-6.30pm	To prevent inappropriate parking at the junction.
Andrew Saywell	ENV5812/001	Calvesford Road	Great Torrington	Introduce extension of No Waiting At Any Time	To improve visibility for vehicles exiting from Calvesford Close.

Summary of Submissions

Plan ENV5812/001 - Calvesford Road, Great Torrington 2 respondents – Residents of Calvesford Road	
Comment	Devon County Council Response
<p>Objection</p> <ul style="list-style-type: none"> 2 respondents object to the proposals 1 respondent commented that it restricts residents from parking outside their home due to those working at the school parking on Calvesford Road when the school has a car park. Also, residents from other areas parking overnight and at weekends. <p>Suggestion</p> <ul style="list-style-type: none"> Implement residents parking. Construct drop kerbs for off road parking. 	<p>Reason for Proposal</p> <p>Introduce extension of No Waiting At Any Time, to improve visibility for vehicles exiting from Calvesford Close.</p> <p>Officer Comments</p> <p>These proposals seek to improve the safety of this junction by improving the visibility. Our main objective is to maintain the highway for the safe and expeditious movement of vehicles, not provide areas to park.</p> <p>Residents parking is not usually considered in a single street in isolation, it would be looked at as part of a wider scheme. Residents parking is also not considered as part of these requests, which are aimed to deal with non-contentious requests.</p> <p>Residents can apply to drop the kerb of their property details via the below link https://www.devon.gov.uk/roadsandtransport/make-a-request/vehicle-crossing-or-dropped-kerb/</p> <p>It is not the responsibility of the County Council to provide off street parking and access onto private property.</p>
Recommendation - Implement as advertised.	

Plan ENV5812/002 - New Quay Street, Appledore**5 respondents – Manager of the Social Club, 1 resident of Quayside, 1 resident of Appletree Mews and 2 residents of Bideford**

Comment	Devon County Council Response
<p>Objection</p> <p>5 respondents object to the proposals on the grounds that:</p> <ul style="list-style-type: none">• Manager of the Social Club has commented that parking does not restrict access to the fire escape.• Manager of the social club and 1 respondent have commented the proposals would be detrimental to the business.• 4 respondents commented that it restricts disabled access.• 1 respondent commented that there are no access issues and the road passable.• 3 respondents commented that it restricts loading activity for businesses.• 1 respondent commented that parking is required for residents of New Street and community nurses.• 1 respondent commented that it will cause parking issues elsewhere. <p>Suggestion</p> <p>Focus should be to solve the parking issue, not to take it away.</p>	<p>Reason for Proposal</p> <p>Introduce section of No Waiting At Any Time to prevent obstructive parking which is blocking the fire exit of the social club.</p> <p>Officer Comments</p> <p>The original request for restrictions came from the Social Club via the County Councillor.</p> <p>It is advisable that all fire exits are kept clear regardless of whether it is the main fire exit or not. Loading and unloading is permitted on No Waiting At Any Time (double yellow lines).</p> <p>Disabled blue badge holders are able to park, safely and so as not to cause an obstruction, on No Waiting At Any Time for a maximum of 3 hours. Community nurses are able to apply for a care workers permit that will give them the ability to utilise No Waiting At Any Time to park if there are no other available parking spaces.</p> <p>For the majority of the proposed No Waiting At Any Time (on the south west side of the road), there is parking allowed on the opposite side of the road, under the current single yellow line restriction. If a vehicle were to be parked on the opposite side of the road, no one would be able to park on the south west side as they would block the road.</p>
Recommendation - Modification to leave space for 2 vehicles to park between the fire exits but maintaining the existing single yellow line restriction.	

Plan ENV5812/006 - Buckland Road, Bideford**1 respondent – Anonymous****Devon County Council
Response****Comment**

Respondent does not state if they object or support the proposals. Respondent states that it is essential to prevent parking within proximity of a junction.

Suggestion

Queries whether it is illegal anyway to park on a junction.

Letter contains a number of other issues unrelated to the proposals.

Reason for Proposal

Introduce section of No Waiting At Any Time to prevent obstructive parking which is blocking access to properties along this road.

Officer Comments

There is no legal requirement not to park or stop within 10 metres of a junction. Some rules in The Highway Code are advisory, however failure to comply with these rules the Code may be used as evidence in court proceedings under the Traffic Acts to establish liability.

Other issues will be passed to the relevant Officers and District Council.

Recommendation - Proceed as advertised.

