

This Report will be made public on 26 June 2018



Report Number

C/18/15

To: Cabinet Member for Transport and Commercial
Date: 26 June 2018
Status: Non-Key Decision
Head of Service: Andy Blaszkowicz
Cabinet Member: Councillor Mrs Ann Berry, Cabinet Member for Transport and Commercial.

SUBJECT: Traffic Regulation Order Consultation- (Restrictions and Prohibitions of Waiting, Loading and Unloading) Order 2018 (Amendment No 4).

SUMMARY: This report summarises the responses received to the formal consultations for parking restriction for financial year 2018 which was agreed by the Joint Transport Board on the 26th Feb 2018 and seeks approval from the Cabinet Member for Transport and Commercial.

REASONS FOR RECOMMENDATIONS:

The Cabinet Member for Transport and Commercial is asked to agree the recommendations set out below because:

As part of the Traffic Regulation Order Amendment procedure, (1996 No.1489 Road Traffic Act) article 8 requires a period of 21 days following publication of an amendment in the press for anyone to lodge an objection, which must be in writing and must state the grounds on which it is made.

Under article 13, Folkestone & Hythe District Council will consider all objections made and which have not been withdrawn before making the Order.

RECOMMENDATIONS:

- 1. To receive and note Report C/18/15.**
- 2. To progress the parking restrictions as advertised with exception of Lewis Road; and Hollands Avenue – where it is for the turning head only.**

1. BACKGROUND

- 1.1 Statutory consultees were informed of the proposals on the 1st May 2018 by way of email which included a Public Notice.
- 1.2 The proposals were advertised in the KM Group newspapers on the 4th May and Public Notices were also placed on street. The consultation ended on the 25th May.
- 1.3 The proposals which included the Proposal Notice and plans were left at The Civic Centre reception for public viewing.

2. RESPONSE TO CONSULTATION

- 2.1 Kent Police, KCC and Stagecoach had no objections.
- 2.2 The council did receive correspondence for Hollands Avenue, Lewis Road, Invicta Road, and Sandpiper Road.

3. SUMMARY OF CONSULTATION

The council received no objections to the following proposals:

- Prohibition of footway parking on the following roads:
 - Ainsdale Close
 - Links Way
 - Lucy Avenue
 - Seabourne Way
- Prohibitions of waiting [at any time] on the following roads:
 - Eversley Way
 - Pound Lane
 - Moyle Tower Road
 - Black House Hill
 - Ryland Place
 - Sandpiper Road
- Provision of parking place for emergency vehicles:
 - Court Approach
- Provision of limited waiting disabled bay:
 - Church Road

- Revoking of prohibition of parking [At any time]:
 - Morrison Road

3.1 SUMMARY OF CONSULTATION - COMMENTS RECEIVED

- Prohibition of footway parking on the following roads:
 - **Invicta Road** – Vehicles tend to park on the footway late at night but are gone by early morning as these are mainly works vehicles belonging to residents. Implementing this restriction will make parking more difficult.
 - **West Hythe Road** – Email stating there is no reason for vehicles to be parking on the verge as all properties have off street parking for several cars so this proposal is fully supported.
 - **Lewis Road** – Four objections stating the road is narrow and this will cause difficulties for emergency services and deliveries should vehicles park fully on the carriageway.

- Prohibition of waiting at any time in the following roads:
 - **Hollands Avenue** – Four objections covering the following – a nearby resident thinks funds could be better spent elsewhere; lack of parking for other residents will only be made worse should the restriction go ahead; the parking of vehicles opposite the driveways and in the turning head do not hinder other residents manoeuvring on/off their driveways or delivery drivers turning; parking takes some of the pressure off the main bus route up Hollands Avenue; previously the request for yellow lines had been declined by a former Highways Engineer as at the time they could not see the need.
Two letters received in support covering the following – congested parking causes problems getting on and off driveways; parking in the turning head means vehicles often have to reverse back along to the main section in order to turn around.
 - **Grassmere** Email and petition with the same points received stating displacement will be caused by implementing this restriction; the restriction is not needed; it won't be enforced if it goes ahead; the proposed lines will not prevent damage to buildings or lower pollution or enhance the area; the applicant doesn't have statutory rights to park in a particular bay;

4. OFFICER COMMENTS

- **Invicta Road** – the footway parking taking place is happening on the junction buildouts – areas that are designed to keep junction sight lines clear for motorists and to assist pedestrians safely crossing the road. Keeping these clear is therefore important.

- **Lewis Road** - The majority of footway parking is along the section from the junction with Page Road to the dead-end before Paxton Avenue. The average width of the road here is 4.9 metres which if we allow 1.8 metres for parking gives us less than the recommended 3.4 metre clear width. Further reviews of this would be required before implementing restrictions.
- **Hollands Avenue** –only two properties replying that they have difficulty in exiting their driveways and the main issues raised by objectors is the displacement should the yellow lines be installed. Parking is already tight and there have been concerns from Stagecoach on separate parking issues in the main section of Hollands Avenue. The turning head at the end of the arm should be kept clear at the least to allow delivery and parking vehicles to turn safely and easily whilst parking could continue opposite the driveways.
- **Grassmere** – Concerns of displacement aren't justified as the proposal is only for lines that would highlight a safe and practical amount of room needed to be left in order to manoeuvre in or out of the bay at the end of the cul-de-sac that should be left when consideration is taken by other road users. Enforcement takes place daily on the Marsh and a previewed lack of enforcement would not be a reason to not implement a needed restriction. Disabled persons parking bays are available to all with a valid badge and no claims to bay ownership have arisen.

5. RECOMMENDATIONS

- 5.1 Parking Services had received complaints regarding parking in the above locations and it is recommended that officers proceed with making the TRO as agreed with the Joint Transport Board **with exception** to the following; **Lewis Road** – further investigations needed for traffic/parking controls; **Hollands Avenue** – suggest restrictions in turning head only and will therefore require further public consultation.

6. FINANCIAL IMPLICATIONS

- 6.1 The cost to implement the restrictions will be around £800 for the required signage and lining works. This can be met from existing resources.

7. LEGAL/FINANCIAL AND OTHER CONTROLS/POLICY MATTERS

7.1 Legal Officer's Comments (DK)

Kent County Council ("KCC"), as the local traffic authority, has power to make a Traffic Regulation Order ("TRO") under sections 1 and 2 of the Road Traffic Regulation Act 1984 (as amended). Any TRO proposed by Folkestone and Hythe District Council must be approved and made by KCC in order to be

valid. Once the TRO has been made, a notice must be published confirming the making of the TRO and its effect.

7.2 **Diversities and Equalities Implications (PT)**

There are no diversity or equality implications directly affected by this report.

8. **CONTACT OFFICERS AND BACKGROUND DOCUMENTS**

Councilors' with any questions arising out of this report should contact the following officer prior to the meeting.

Paul Thompson, Highway Engineer

Telephone: 01303 853240

Email: paul.thompson@folkestone-hythe.gov.uk

The following background documents have been relied upon in the preparation of this report:

None

Appendices:

Appendix 1 – Formal consultation responses.

Appendix 2- Traffic Regulation Order proposal notice