

This Report will be made public on 28 June 2018



Report Number

**C/18/16**

**To:** Cabinet Member for Transport and Commercial  
**Date:** 28 June 2018  
**Status:** Non-Key Decision  
**Head of Service:** Andy Blaszkowicz  
**Cabinet Member:** Councillor A Berry, Cabinet Member for Transport and Commercial.

**SUBJECT:** Traffic Regulation Order Consultation- Prohibition of HGV parking - Amendment 3- Objection Report.

**SUMMARY:** This report summarises the responses received to the formal consultations for proposed HGV parking restrictions for financial year 2018 which were agreed by the Joint Transport Board on the 26<sup>th</sup> 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Under article 13, Folkestone & Hythe District Council will consider all objections made and which have not been withdrawn before making the Order.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:**

- a) To receive and note Report C/18/16.
- b) To implement the proposed prohibition of waiting for Large Good Vehicles on the following roads for their entire lengths (except where otherwise stated) between 8pm and 7am on weekdays and at any time on Saturdays and Sundays –
  - i) Stanbury Crescent

- ii) Dover Hill (B2011).
- c) To inform the objector of the decision no later than 14 days after the Order has been made.

## **1. BACKGROUND**

- 1.1 Statutory consultees were informed of the proposals on the 1<sup>st</sup> May 2018 by way of email which included a Public Notice.
- 1.2 The proposals were advertised in the KM Group newspapers on the 4<sup>th</sup> May and Public Notices were also placed on street. The consultation ended on the 25<sup>th</sup> 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.
- 2.3 The council did receive one objection and one in support to the proposed prohibition of waiting for Large Good Vehicles between 8pm and 7am on weekdays and at any time on Saturdays and Sundays

## **3. SUMMARY OF CONSULTATION**

- 3.1 Objection from the Road Haulage Association (*Appendix 1*) can be summarised as the following:

a) STANBURY CRESCENT - The RHA has no objection to the proposed amendment to prohibit overnight parking in Stanbury Crescent.

b) DOVER HILL (B2011) -The RHA objects to restrict the layby as it is a rest area for drivers on legally required breaks

- 3.2 Email of support from a resident at Dover Road

Property is close to the lay-by on Dover Hill, so experiences excessive noise disturbance by refrigerated lorries parking overnight. Has requested layby be closed off by Kent County Council.

## **4. OFFICER COMMENTS AND RECOMMENDATIONS**

Numerous correspondence received from the property nearest the layby prior to the public consultation on Dover Hill with reference to noise disturbance from refrigerated units running at night and early mornings at weekends. This has been going on for some years. There is a service area/truck stop just 6 miles west on the M20 at the Stanford Interchange that offers a range of facilities such as café, showers, fuel and cash machines. There is also plans for a new development by Motis just off J12 of the M20 at Cheriton. This

would accommodate up to 140 Motis registered HGVs and would include driver facilities and operators offices, and it is in light of this it is recommended that officers proceed with making the TRO as advertised.

## **5. FINANCIAL IMPLICATIONS**

5.1 The cost to implement the restrictions will be minimal, around £100 for the required signage. This can be met from existing resources.

## **6. LEGAL/FINANCIAL AND OTHER CONTROLS/POLICY MATTERS**

### **6.1 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.

### **6.2 Diversities and Equalities Implications (PT)**

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

## **7. 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](mailto: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