

CABINET MEMBER FOR HIGHWAYS AND TRANSPORT – CLLR PHILIP WHITEHEAD

HIGHWAYS AND TRANSPORT SERVICE

OFFICER CONTACT: David Thomas 01225 713312 email: dave.thomas@wiltshire.gov.uk

REFERENCE: HT-

REVIEW OF PARKING RESTRICTIONS, MARLBOROUGH

Purpose of Report

To consider the comments received following the formal advertisement of changes to the parking restrictions on various roads in Marlborough and to recommend an appropriate way forward.

Consultation

Consultation has been undertaken with:

- Marlborough Town Council.
- Members of the public through the statutory Traffic Regulation Order (TRO) consultation process.

Options Considered

To:

- (i) Implement the proposals as advertised.
- (ii) Re-advertise the proposals with amendments.
- (iii) Abandon the proposals.

Reason for Decision

A number of comments were received from members of the public during the consultation process. These comments were passed on to Marlborough Town Council for consideration. The comments related to three of the locations where changes to the parking restrictions were proposed:

- London Road
- Frees Avenue/Hyde Lane
- Cardigan Road

Marlborough Town Council informed Wiltshire Council of the decision made at its Planning Committee Meeting in November 2015 to implement the proposals on London Road and Frees Avenue/Hyde Lane, as advertised, to improve safety.

With regard to Cardigan Road, it is understood that a meeting took place in April 2015, attended by Unitary Councillor Stewart Dobson, Martin Cook of the Highways Department and a number of residents, to discuss the parking issues on this length of road. Unfortunately, the outcome of this meeting was not relayed to Marlborough Town Council. The proposed changes to the parking restrictions at this location may not therefore fully reflect what was decided upon at the meeting. However, re-advertising changes to the parking restrictions at this location would delay the implementation of all of the proposed changes to the parking restrictions within the town. The decision was therefore made by Town Councillors to also implement the proposals on Cardigan Road, as advertised.

Due to the number of objections received in relation to the proposals on London Road, Wiltshire Council has subsequently considered the comments made and decided not to proceed with the proposed changes at this location, despite the Town Council's wish to implement the proposals as advertised.

DECISION MADE

I approve that:

- (i) The proposals on Frees Avenue/Hyde Lane and Cardigan Road be implemented as advertised.
- (ii) The proposals on London Road be abandoned.
- (iii) The objectors be informed accordingly.

This decision was published on 11 April 2016 and will come into force on 19 April 2016

The following supporting documents are attached:

Appendix 1 – Advertisement Plans
Appendix 2 – Comments Received/Officer Comment
Appendix 3 – List of objectors

The following supporting documents are available from the officer named above:

Letters of comment

Date.....11 April 2016.....

.....signed.....

Cllr Philip Whitehead
Cabinet Member for Highways and Transport

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REFERENCE: HT-

REVIEW OF PARKING RESTRICTIONS, MARLBOROUGH

Purpose of Report

1. To consider the comments received following the formal advertisement of changes to the parking restrictions on various roads in Marlborough and to recommend an appropriate way forward.

Relevance to the Council's Business Plan

2. The proposed Traffic Regulation Order's (TROs) meet two priorities of the Council's Business Plan:
 - Outcome 2 – People in Wiltshire work together to solve problems locally and participate in decisions that affect them.
 - Outcome 6 – People are as protected from harm as possible and feel safe.

Background

3. Marlborough Town Council received a number of requests from local residents to make changes to the parking restrictions on various roads within the town. Marlborough Town Council was in support of the requested changes and approached Wiltshire Council to implement them.
4. The requested changes to the parking restrictions were progressed to the formal TRO advertisement stage. Town Councillors were in agreement with the proposed TROs at the September 2015 Planning Committee Meeting and the proposals were advertised.
5. During the advertisement period for the TROs, a number of comments were received from members of the public in relation to three of the locations where changes to the parking restrictions were proposed:

Location	Proposal
London Road	Provide a short length of No Waiting At Any Time on both sides of the entrance to Five Alls Court in place of the existing time limited parking bays.
Frees Avenue/Hyde Lane	Provide No Waiting At Any Time on the north-east side of Frees Avenue and on both sides of Hyde Lane, between the Frees Avenue junction and St. Lukes Court access.
Cardigan Road	Reinstate No Waiting Mon-Fri 8am-6pm and Sat 9am-12:30pm on north side of Cardigan Road.

Plans showing the proposed changes at these locations are included in **Appendix 1**.

6. The comments received during the consultation process were passed on to Marlborough Town Council for consideration. Marlborough Town Council informed Wiltshire Council of its decision, made at its November 2015 Planning Committee Meeting.

Main Considerations for the Council

7. To consider the comments received during the consultation period. A summary of the issues raised and officer comments are included in **Appendix 2**. Details of the commenters are provided in **Appendix 3**.

Safeguarding Implications

8. There is no risk to the Council as a result of these proposals.

Public Health Implications

9. There are none with this proposal.

Corporate Procurement Implications

10. There are none with this proposal.

Environmental and Climate Change Considerations

11. The proposed changes to the parking restrictions would require the laying of road markings on the public highway. Doing so would have an impact on the visual aspect of the area. However, as the locations are already subject to the provision of road markings the resultant impact from the Council's proposals would be minimal.

Equalities Impact of the Proposal

12. There are none with this proposal.

Risk Assessment

13. There is no risk to the Council as a result of these proposals.

Financial Implications

14. The on ground changes to the parking restrictions will be funded from the Network Management budget.

Legal Implications

15. The introduction of new waiting restrictions requires the processing of a TRO. The process of introducing a TRO is governed by the Road Traffic Regulation Act 1984 and associated procedural regulations. Failure to adhere to the statutory processes could result in the restrictions being successfully challenged in the High Court.
16. In line with the Road Traffic Regulation Act 1984 changes made to a TRO at this stage that are considered to be more onerous would need to be re-advertised for public comment.

Options Considered

17. To:
- (i) Implement the proposals as advertised.
 - (ii) Re-advertise the proposals with amendments.
 - (iii) Abandon the proposals.

Reason for Proposals

18. A number of comments were received from members of the public during the consultation process. These comments were passed on to Marlborough Town Council for consideration. The comments related to three of the locations where changes to the parking restrictions were proposed:
- London Road
 - Frees Avenue/Hyde Lane
 - Cardigan Road
19. Marlborough Town Council informed Wiltshire Council of the decision made at its Planning Committee Meeting in November 2015 to implement the proposals on London Road and Frees Avenue/Hyde Lane as advertised to improve safety.
20. With regard to Cardigan Road, it is understood that a meeting took place in April 2015, attended by Unitary Councillor Stewart Dobson, Martin Cook of the Highways Department and a number of residents, to discuss the parking issues on this length of road. Unfortunately, the outcome of this meeting was not relayed to Marlborough Town Council. The proposed changes to the parking restrictions at this location may not therefore fully reflect what was decided upon at the meeting. However, re-advertising changes to the parking restrictions at this location would delay the implementation of all of the proposed changes to the parking restrictions within the town. The decision was therefore made by Town Councillors to also implement the proposals on Cardigan Road, as advertised.
21. Due to the number of objections received in relation to the proposals on London Road, Wiltshire Council has subsequently considered the comments made and decided not to proceed with the proposed changes at this location, despite the Town Council's wish to implement the proposals as advertised.

Proposals

22. That:
- (iv) The proposals on Frees Avenue/Hyde Lane and Cardigan Road be implemented as advertised.
 - (v) The proposals on London Road be abandoned.
 - (vi) The objectors be informed accordingly.

The following unpublished documents have been relied on in the preparation of this Report:

None