

CABINET MEMBER FOR HIGHWAYS AND TRANSPORT – CLLR PHILIP WHITEHEAD

HIGHWAYS AND TRANSPORT SERVICE

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REFERENCE: HT-05-15

**PROPOSED WAITING RESTRICTIONS IN
CUFFS LANE, DUCK STREET AND HINDON LANE, TISBURY**

Purpose of Report

1. To:
 - (i) Consider objections to the proposed introduction of waiting restrictions in Cuffs Lane, Duck Street and Hindon Lane, Tisbury.
 - (ii) Recommend the making of the Traffic Regulation Order (TRO).

Relevance to the Council's Business Plan

2. The proposed TRO meets 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. The initial request for the waiting restrictions in Cuffs Lane came from the owner of Peel House, High Street, SP3 6PS. The request was made because his property, fronting onto Cuffs Lane, had been damaged on four occasions by large vehicles trying to manoeuvre between Peel House and the vehicles parked opposite. This also allows the opportunity to protect this junction from parking. The waiting restrictions in Duck Street and Hindon Lane were then added at the request of Tisbury Parish Council concerned about displaced parking. These proposals were then granted funding by the South West Wiltshire Area Board via the South West Wiltshire Community Area Transport Group.
4. The TROs for the proposals were advertised from 19 March 2015 until 13 April 2015. The consultation was a week longer than is normal to allow for the fact it took place during the Easter bank holiday weekend. During this formal consultation period, four letters were received, two supporting the proposal and two objecting to the proposal.

Summary of Proposals

5. A No Waiting At any Time restriction is introduced to protect the junction of Cuffs Lane, Hindon Lane and Duck Street.

6. Plans, showing the Council's advertised proposals, are attached as **Appendix 1**.

Summary of Responses

7. A summary of the correspondents who wrote in opposition to and commenting on the TRO is attached as **Appendix 2**. A full summary of the comments raised by objectors, together with officer comments, is attached as **Appendix 3**.

Safeguarding Considerations

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

Public Health Implications

9. There are none in this scheme.

Environmental Impact of the Proposal

10. The introduction of waiting restrictions will require the laying of yellow lines on the public highway. Doing so will have an impact on the visual aspect but has to be balanced against the need to maintain a right of passage. There are currently waiting restrictions in existence, therefore any increase on the visual impact will be negligible.

Equalities Impact of the Proposal

11. There are none in this scheme.

Risk Assessment

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

Financial Implications

13. There is an allocation in the South West Wiltshire, Community Area Transport Groups budget 2014-2015.

14. If a decision is taken to delay current proposals, this may result in the loss of the 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.

Options Considered

16. To:

- (i) Implement the proposals as advertised.
- (ii) Abandon the proposals.
- (iii) Amend the order to accommodate the objectors.

Reason for Proposal

17. It is felt that the Council's proposals offer a balanced approach between addressing the problem of protecting both the junction and Peel House whilst maintaining the maximum amount of on-street parking for local facilities and residents.

Proposals

18. That:

- (i) The TRO be implemented as advertised.
- (ii) Objectors be informed accordingly.

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

Letters of objection