

<b>COUNTY COUNCIL LOCAL COMMITTEE FOR SOUTH LAKELAND</b>
<b>Meeting date: 12<sup>th</sup> May 2022</b>
<b>From: Executive Director – Economy and Infrastructure</b>

## **CROSS-A-MOOR PARKING RESTRICTIONS TRAFFIC REGULATION ORDER**

### **1.0 EXECUTIVE SUMMARY**

- 1.1 *This report sets out the responses to the statutory consultation and advertising of the Order referred to at paragraph 3.1 of this report. All of the proposals are summarised in the statutory notice which is attached as Appendix 1.*
- 1.2 *The plans attached as Appendix 2 to this report show the details of the proposed restrictions.*
- 1.3 *The Councils' statement of reasons for proposing to make the Order is attached as Appendix 3.*
- 1.4 *The report seeks a resolution on the proposed introduction of the Order.*

### **2.0 STRATEGIC PLANNING AND EQUALITY IMPLICATIONS**

- 2.1 *The introduction of Traffic Regulation Orders is a devolved function of this Local Committee and helps support the County Council objective of meeting its casualty reduction targets and its delivery of Community Strategy and Cumbria Agreement outcomes and Council Plan priorities, which are*
  - *To safeguard children, and ensure that Cumbria is a great place to be a child and grow up*
  - *To enable communities to live safely and shape services locally*
  - *To promote health and wellbeing, and tackle poverty*

- ***To protect and enhance Cumbria's world class environment***
- ***To provide safe and well maintained roads and an effective transport network***
- ***To promote sustainable economic growth, and create jobs***
- ***To support older and vulnerable people to live independent and healthy lives***
- ***To be a modern and efficient council***

***Members are advised that generally the measures contained in the proposals contribute to these commitments by continuing to ensure that the council are able to provide an effective and safe Highway Network.***

### **3.0 RECOMMENDATION**

- 3.1 ***Having taken into account the objections and representations which were received during the statutory consultation and advertisement, and having also taken into consideration the matters contained in Section 122(2) of the Road Traffic Regulation Act 1984 which are more specifically referred to at paragraph 7.2 of this Report, that The County of Cumbria (Various Roads, South Lakeland Area) (Consolidation of Traffic Regulations) (Order 2002) (Cross-A-Moor) Variation Order (20><) ("the Order"), be brought into operation as advertised.***

### **4.0 BACKGROUND**

- 4.1 As part of the construction of the new roundabout on the A590 at Cross-A-Moor the existing accesses to the U5954 road to Pennington (formerly known as C5036) and the U5696 road to Swarthmoor are to be stopped up.
- 4.2 It is proposed to introduce No Waiting at Any Time (double yellow line) restrictions around the new turning heads which are being created.
- 4.3 In addition, it is proposed to introduce Prohibition of Motor Vehicles (no exemptions) restrictions on the U5954 road to Pennington (formerly the C5036) and the U5696 road to Swarthmoor, at 11m and 10m respectively from their former junctions with the A590. This is to prevent motor vehicles exiting onto or from the A590.
- 4.4 The plans showing the proposals is attached as Appendix 2, the Council's statement of reasons for proposing to make the Order is attached as Appendix 3 and a copy of the statutory notice is attached as Appendix 1.
- 4.5 The proposals were consulted upon and advertised on 10<sup>th</sup> March 2022, with the statutory 21 days statutory consultation and advisement period ending on 31<sup>st</sup> March 2022.
- 4.6 Appendix 4 summarises and recommends the outcome from various comments received to the proposals.

- 4.7 A total of 2 responses were received
- 4.8 Of the responses received 1 was in support and 1 was conditional.
- 4.9 The conditional request asked that a turning area be provided for the refuse wagons away from the residential properties as initial plans provided by National Highways showed a turning area in front of the properties which is privately owned.
- 4.10 Proposals for a turning head away from the residential properties is being drawn up and will be presented to South Lakeland Highways Working Group and Local Committee at a later date.
- 4.11 Having considered all the comments and objections received it is recommended that the Order is introduced as advertised.

## **5.0 OPTIONS**

- 5.1 Local Committee may accept, amend or reject the Recommendation at paragraph 3.1

## **6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS**

- 6.1 If Local Committee decide to agree recommendation 3.1 the estimated £5,000 all costs associated with preparing and consulting on the Order would be met through a private works agreement with National Highways. Should the proposals be approved National Highways will implement the signs and lines with no additional costs to Cumbria County Council.
- 6.2 Local Committee are asked to note that if it is decided to agree recommendation 3.1 the ongoing maintenance of road markings and signage based on a ten year cost estimation is approximately £25 per year which would need to be met from within the Highways revenue budget devolved to Local Committee. (SR 28/04/2002)

## **7.0 LEGAL IMPLICATIONS**

- 7.1 The County Council, as Traffic Authority, must take into consideration the matters contained in section 122(2) of the Road Traffic Regulation Act 1984 ("the 1984 Act") detailed below, in considering whether it is expedient to agree to the implementation of the Order detailed in this Report. for the reasons specified in the Statements of Reason attached as Appendix 3, namely: -

(a) for avoiding danger to persons or other traffic using the roads or any other roads or for preventing the likelihood of any such danger arising, or

(c) for facilitating the passage on the roads or any other roads of any class of traffic (including pedestrians), or

(f) for preserving or improving the amenities of the area through which the roads run.

7.2 Under Section 122(2), the matters which must be taken into account in exercising that duty are: -

(a) The desirability of securing and maintaining reasonable access to premises;

(b) the effect on amenities of an area;

(c) the national air quality strategy prepared under section 80 of the Environment Act 1995;

(d) the importance of facilitating the passage of public service vehicles and of securing the safety and convenience of persons using or desiring to use such vehicles; and

(e) any other matters appearing to the authority to be relevant.

7.3 Local Committees may, pursuant to Part 2D, paragraph 5.1.2 g) of the Constitution, approve the making of traffic regulation orders in accordance with powers under Parts I, II and IV of the Road Traffic Regulation act 1984, **except** for the making of Traffic Regulation Orders which involve the introduction for on-street residents permits, which are delegated to the Executive Director – Economy and Infrastructure subject to a decision of the appropriate member body to introduce such charges. (13.4.2022)

## 8.0 CONCLUSION

8.1 It is recommended that the Order be brought into force in accordance with the recommendation in paragraph 3.1.

**Angela Jones**  
**Executive Director – Economy and Infrastructure**  
April 2022

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## **APPENDICES**

***Appendix 1 – Statutory notice***

***Appendix 2 – Plans of proposals***

***Appendix 3 – Statement of Reasons***

***Appendix 4 -Summary of responses***

Electoral Division(s):      Low Furness

Executive Decision

Yes	<input type="checkbox"/>
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Key Decision

<input type="checkbox"/>	No
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If a Key Decision, is the proposal published in the current Forward Plan?

<input type="checkbox"/>	<input type="checkbox"/>	N/A
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Is the decision exempt from call-in on grounds of urgency?

<input type="checkbox"/>	No
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If exempt from call-in, has the agreement of the Chair of the relevant Overview and Scrutiny Committee been sought or obtained?

<input type="checkbox"/>	<input type="checkbox"/>	N/A
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Has this matter been considered by Overview and Scrutiny?

<input type="checkbox"/>	No
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If so, give details below.

Has an environmental or sustainability impact assessment been undertaken?

<input type="checkbox"/>	<input type="checkbox"/>	N/A
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Has an equality impact assessment been undertaken?

<input type="checkbox"/>	<input type="checkbox"/>	N/A
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## **PREVIOUS RELEVANT COUNCIL OR EXECUTIVE DECISIONS**

***[including Local Committees]***

***No previous relevant decisions.***

## **CONSIDERATION BY OVERVIEW AND SCRUTINY**

***Not considered by Overview and Scrutiny.***

## **BACKGROUND PAPERS**

***No background papers.***

## **REPORT AUTHOR**

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