

COUNTY COUNCIL LOCAL COMMITTEE FOR SOUTH LAKELAND
Meeting date: 24th November 2022
From: Executive Director – Economy and Infrastructure

STAVELEY 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 shows 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 *A summary of the representations received during the statutory consultation and advertisement, together with officer comments, is attached as Appendix 4.*
- 1.5 *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*

2.2 *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 in the District of South Lakeland) (Consolidation and Provision of Traffic Regulations (Order 2002) Variation Order (Staveley) (No.2) 20>< be brought into operation as advertised SAVE FOR the following amendments set out in paragraph 3.1.1*

3.1.1 *The following be added to the Zone A Staveley Permits so that residents of Nos. 2-5 The Green (inclusive), Nos. 1-6 Silver Street (inclusive) and No. 2 School Lane are eligible to apply for an exemption permit.*

4.0 BACKGROUND

4.1 The County Council has been requested by County Councillor Stan Collins and Staveley Parish Council to develop proposal with an aim to improve the parking and traffic movements in Staveley Village.

4.2 Initial consultation was carried out in 2019 for the consideration of restrictions. Due to the restrictions brought in by the government in response to the Covid-10 pandemic the statutory consultation and advertisement was delayed.

- 4.3 It is proposed to introduce the following parking restrictions;
- Residents permit parking on Main Street and Silver Street at designated bays signed with Residents Permit holder Zone A for Staveley and either “Parking Places, 8.00 am – 6.00 pm, on any day, waiting limited to 1 hour, return prohibited within 1 hour” (locations A-F on the plan Appendix 3) or “Parking Places 8.00 am – 6.00 pm, waiting limited to 30 minutes, return prohibited within 30 minutes” (locations G – H on the plan Appendix 3);
 - No Waiting at Any Time restrictions on the junctions of The Green with Main Street and School Lane, at Scroggs Close, and outside Nos 75 - 77 Main Street (locations I – L on the plan Appendix 3);
 - Loading bay “Goods Vehicle Loading only Parking Places – 8.00 am – 11.00 am, on any day” on Back Lane (location M on the plan Appendix 3); and “Parking Places – 11.00 am – 6.00 pm, on any day, waiting limited to 1 hour, return prohibited within 1 hour” on Back Lane (location M on the plan Appendix 3);
 - Amend the school keep clear markings operational times to match the times required by the school (8.15am-9.15am and 3.00pm-4.00pm) as shown on the plan on Brow Lane.
- 4.4 The full plan and background to the proposals are presented in the appendices to this report for information; Appendix 1 -Statutory Notice; Appendix 2- Plan of proposal; Appendix 3 -Statement of Reasons.
- 4.5 The proposals were statutorily consulted upon and advertised on 1st September 2022, with the statutory 21 days statutory consultation and advisement period ending on 22nd September 2022.
- 4.6 Appendix 4 summarises and recommends the outcome from various comments received to the proposals.
- 4.7 36 responses were received in response to the proposals.
- 4.8 16 of these responses were in support, 16 with concerns and 4 in objection.
- 4.9 The main concern raised is regarding properties eligible for the residents parking scheme.
- 4.10 The main concern raised is regarding properties eligible for the residents parking scheme.
- 4.11 Objections received included questioning the need for the scheme, enforcement of the scheme and that it restricts available parking further.
- 4.12 Prior to the consultation concerns were raised that unlimited free parking was having a negative impact on the residents in the village and the high demand of vehicles parking for many hours or all day, The proposals will allow properties eligible for a residents parking permit to park all day and there will be a time limit of 1 hour no return within 1 hour for other vehicles which will increase turnover of the parking bays and availability of on street parking.

- 4.13 It came to light within the statutory consultation and advertisement period that the first entry of schedule 52 part 5 miscellaneous “ no waiting at any time” of this variation that Silver Street should be renamed to The Green.
- 4.14 It is recommended that the Order is brought into operation, as advertised, save for additional eligible permits for Nos. 2-5 The Green (inclusive), Nos. 1-6 Silver Street (inclusive) and No. 2 School Street

5.0 OPTIONS

- 5.1 Local Committee approve the recommendation at paragraph 3.1 of this report
- 5.2 Local Committee do not approve the recommendation at paragraph 3.1 of this report.

6.0 RESOURCE AND VALUE FOR MONEY IMPLICATIONS

- 6.1 If Local Committee decide to agree recommendation 3.1 the estimated £7300 all costs associated with preparing, consulting on and implementing the Order would be met from Upper Kent Divisional.
- 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 £80 per year which would need to be met from within the Highways revenue budget devolved to Local Committee.

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 at paragraph 7.2, in considering whether it is expedient to agree to the implementation of the Order detailed in this Report for the reason specified at sections 1(1)(a), (c) and (f) of the 1984 Act, as set out in the Statement of Reasons which is 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 road of any class of traffic (including pedestrians) or*
- (f) for preserving or improving the amenities of the area through which the road runs*
- 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. (KB – 26.10.2022)

8.0 CONCLUSION

8.1 It is recommended that the Order be brought into force in accordance with the recommendations in paragraphs 3.1.and 3.1.1.

Angela Jones
Executive Director – Economy and Infrastructure

October 2022

APPENDICES

- Appendix 1 – Statutory notice***
- Appendix 2 – Plans of proposals***
- Appendix 2.2 -Plan detailing recommendation***
- Appendix 3 – Statement of Reasons***
- Appendix 4 -Summary of responses***

Electoral Division(s): Upper Kent

Executive Decision

	No
--	----

Key Decision

	No
--	----

If a Key Decision, is the proposal published in the current Forward Plan?

		N/A
--	--	-----

Is the decision exempt from call-in on grounds of urgency?

	No
--	----

If exempt from call-in, has the agreement of the Chair of the relevant

		N/A
--	--	-----

Overview and Scrutiny Committee been sought or obtained?

Has this matter been considered by Overview and Scrutiny?
If so, give details below.

	No
--	----

Has an environmental or sustainability impact assessment been undertaken?

		N/A
--	--	-----

Has an equality impact assessment been undertaken?

		N/A
--	--	-----

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

Contact: Helen Karaaslan

Tel: 0300 303 2992