

ENVIRONMENT CABINET MEMBER MEETING

Agenda Item 42

Brighton & Hove City Council

Subject:	Various Controlled Parking Zones Consolidation Order 2008 Amendment Order No.* 200*		
Date of Meeting:	24 September 2009		
Report of:	Director of Environment		
Contact Officer:	Name: Charles Field	Tel: 29-3329	
	E-mail: charles.field@brighton-hove.gov.uk		
Key Decision:	No		
Wards Affected:	Brunswick & Adelaide, Central Hove, East Brighton, Goldsmid, Preston Park, Queens Park, Regency, Rottingdean Coastal, St Peter's & North Laine, Stanford Westbourne, Wish.		

FOR GENERAL RELEASE

1. SUMMARY AND POLICY CONTEXT:

- 1.1 The Parking Strategy Team receives a number of requests for alterations to parking restrictions within the Controlled Parking Zones. These requests are most often from residents, but can also be from businesses, local members, or other teams within the Council such as Road Safety. After investigation, if it is decided that the request is justified, then it is advertised on a Traffic Order. These amendments often help to improve sustainable transport, for example by providing additional motorcycle bays or can improve accessibility for disabled people by providing disabled parking bays.

2. RECOMMENDATIONS:

- 2.1. The Cabinet Member is recommended to (having taken into account of all the duly made representations and objections) approve the above traffic order with the following amendments:
- (a) The proposed removal of disabled parking bays in Goldstone Road, is to be removed from the Traffic Order as the bay is still required by local resident.

3. RELEVANT BACKGROUND INFORMATION/CHRONOLOGY OF KEY EVENTS:

- 3.1 This Traffic Order includes proposed restrictions for over 150 roads in the Controlled Parking areas of Brighton & Hove. A number of objections were received to the advertised Traffic Regulation Order. The objections are summarised and explained in detail in Appendix A and plans showing the proposals, which have had comments/objections are shown in Appendix b. In particular objections were received in relation to the following proposals:

- (a) Parkmore Terrace (Area Q) – new disabled bay
- (b) Lyndhurst Road (Area O) – new disabled bay
- (c) Wyndham Street (Area C) – new car club bay
- (d) Lansdowne Place (Area M) – new car club bay
- (e) Palmeira Place (Area O) – new doctors bay
- (f) Belmont (Area Q) – new disabled bay
- (g) Foundry Street (Area Z) – extension to parking bays and new car club bay
- (h) Bath Street (Area Y) – extension to parking bays
- (i) West Hill Road (Area Y) – new disabled bay
- (j) Fonthill Road (Area T) – extension to double yellow lines
- (k) Atlingworth Street (Area C) – new motorcycle bay

3.2 Letters of support were received to St Margaret's Place (Area Z – New Loading Bay), High Street, Brighton (Area C – New Ambulance Bay).

4. CONSULTATION

4.1 The Traffic Regulation Order was advertised between 29 May 2009 and 22 June 2009.

4.2 The Ward Councillors for the areas were consulted, as were the statutory consultees such as the Emergency Services.

4.3 Notices were also put on street for 29 May 2009 with a plan showing the proposal and the reasons for it. The advertised notice was also published and detailed plans and the order were available to view at Hove Library, Jubilee Library and at the City Direct Offices at Bartholomew House and Hove Town Hall.

5. FINANCIAL & OTHER IMPLICATIONS:

Financial implications:

5.1 The full cost of advertising the traffic order and having the lining and signing amended will be covered from within the existing traffic budget.

Finance officer consulted: Karen Brookshaw

Date: 05/08/09

Legal Implications:

5.2 Before making a traffic order, the Council must consider all duly made, unwithdrawn objections. In limited circumstances it must hold public inquiries and may do so otherwise. It is usually possible for a proposed order to be modified, providing any amendments do not increase the effects of the advertised proposals. The Council also has powers to make an order in part and defer decisions on the remainder. The order may not be made until the objection periods has expired and cannot be made more than 2 years after the notice first proposing it was first published. The order may not come into force before the date on which it is intended to publish the notice stating that it has been made. After making the order, the steps which the Council must take include notifying objectors and putting in place the necessary traffic signs.

- 5.3 Relevant Human Rights Act rights to which the Council should have regard in exercising its traffic management powers are the right to respect for family and private life and the right to protection of property. These are qualified rights and therefore there can be interference with them in appropriate circumstances. In this instance there are no human rights implications to draw the cabinet member's attention to.

Lawyer consulted: Stephen Dryden

Date: 03/08/09

Equalities Implications:

- 5.4 The proposed measures will be of benefit to many road users.

Sustainability Implications:

- 5.5 The new motorcycle bays will encourage more sustainable methods of transport.

Crime & Disorder Implications:

- 5.6 The proposed amendments to restrictions will not have any implication on the prevention of crime and disorder.

Risk and Opportunity Management Implications:

- 5.7 Any risks will be monitored as part of the overall project management, but none have been identified.

Corporate / Citywide Implications:

- 5.8 The legal disabled bays will provide parking for the holders of blue badges wanting to use the local facilities.

6. EVALUATION OF ANY ALTERNATIVE OPTION(S):

- 6.1 For the majority of the proposals the only alternative option is doing nothing which would mean the proposals would not be taken forward. However, it is the recommendation of officers that these proposals are proceeded with for the reasons outlined in Appendix A and within the report.

- 6.2 For the proposals outlined as being removed from the order in the recommendations the only alternative option is taking these forward. However, it is the recommendation of officers that these proposals are not taken forward for the reasons outlined in the recommendations.

7. REASONS FOR REPORT RECOMMENDATIONS

- 7.1 To seek approval of the Traffic Order with amendments after taking into consideration of the duly made representations and objections.

SUPPORTING DOCUMENTATION

Appendices:

1. Appendix A – summary of representations received
2. Appendix B - Plans showing the proposals (to follow)

Documents in Members' Rooms

None

Background Documents

None