

Cabinet Member for City Services

4th December 2023

Name of Cabinet Member:

Cabinet Member for City Services – Councillor P Hetherton

Director Approving Submission of the report:

Director of Transportation, Highways and Sustainability

Ward(s) affected:

Bablake, Cheylesmore, Foleshill, Henley, Holbrook, Radford, Sherbourne, Westwood, Whoberley

Title:

Objections to Proposed Waiting Restrictions (Variation 12)

Is this a key decision?

No - Although the matters within the report affect several wards in the city, it is not anticipated that the impact will be significant.

Executive Summary:

Waiting restrictions within Coventry are reviewed on a regular basis. On 7th September 2023, a Traffic Regulation Order (TRO) relating to proposed new waiting restrictions and amendments to existing waiting restrictions was advertised. The TRO consisted of over 90 proposals, some proposals relating to multiple locations.

44 objections were received, which related to 17 proposals, one objection was in the form of a 16 signature letter. In addition, there were 9 responses in support of proposals. In accordance with the City Council's procedure for dealing with objections to TROs, they are reported to the Cabinet Member for City Services for a decision as to how to proceed.

The cost of introducing the proposed TRO, if approved, will be funded from the Highways Maintenance and Investment Capital Programme budget through the Local Transport Plan.

Recommendations:

Cabinet Member for City Services is recommended to:

- 1) Consider the objections to the proposed waiting restrictions.
- 2) Subject to recommendation 1), approve the implementation of the restrictions as advertised at Cecily Road/William Bristow Road, Chaceley Close and Chaceley Close/Neal Court, Crosbie Road / Oldfield Road, Dingle Close, Fenside Avenue /Jacquard Close, Mallam Close/Tile Hill Lane, Parkgate Road, Queen Isabel's Avenue.

- 3) Subject to recommendation 1), approve the implementation of the Residents' Parking Scheme as proposed on Crabmill Lane; retaining the permit allocation to properties within the scheme area and properties with a boundary adjacent to the scheme area. Also retaining the maximum permit allocation in accordance with the agreed policy.
- 4) Subject to recommendation 1), approve the installation of the restrictions as advertised on Dutton Road and advertise an extension to the double yellow lines as part of the next waiting restriction review.
- 5) Subject to recommendation 1), approve that the proposed 1 hour limited waiting restriction on Gardenia Drive is not installed and a proposed limited waiting time of 2 hours no return in 4 hours (8am-6pm) be advertised as part of the next waiting restriction review.
- 6) Subject to recommendation 1), approve a reduced extent of double yellow lines on Lollard Croft, reducing the proposed extent by 5m each side of the road.
- 7) Subject to recommendation 1), approve a reduced extent of double yellow lines on the northern side of Montalt Road, reducing the proposed extent by approx. 6m.
- 8) Subject to recommendation 1), approve the installation of the double yellow lines as proposed on the northern side of on Penruddock Drive and a reduced extent on the southern side of the road, extending the double yellow lines by 7.5m, not the originally proposed 16m, and monitor to see if this resolves the issues.
- 9) Subject to recommendation 1), approve that a reduced extent of double yellow lines is installed on Rowington Close, the extent shown in the plan in Appendix A to the report.
- 10) Subject to recommendation 1), approve that the proposed changes to the waiting restriction times in the Stanier Avenue Area are removed from the Traffic Regulation Order process and the existing waiting restrictions are retained.
- 11) Subject to recommendation 1), approve that the proposed changes to the waiting restriction times on Upper Spon Street are not implemented and that further monitoring is undertaken with the potential removal of the existing waiting restrictions in the next review.
- 12) Subject to recommendations 1) to 11), and following consideration of objections to Proposed Waiting Restrictions (Variation 12) approve that those parts of the proposed Traffic Regulation Order referred to in this report are made operational.
- 13) In addition to recommendation 12), approve that the proposals within Waiting Restrictions (Variation 12) which have received no objections are made operational.

List of Appendices included:

Appendix A – Summary of proposed restrictions, objections and responses

Background Papers

None

Other useful documents:

Control of On-street Parking – Stopping, Waiting and Loading Restriction Policy 2022
Revisions to Residents' Parking Policy (Cabinet Report 3 January 2017)

Has it been or will it be considered by Scrutiny?

No

Has it been or will it be considered by any other Council Committee, Advisory Panel or other body?

No

Will this report go to Council?

No

Report title: Objections to Proposed Waiting Restrictions (Variation 12)

1. Context (or background)

- 1.1 On 7th September 2023, a Traffic Regulation Order (TRO) relating to proposed new waiting restrictions and amendments to existing waiting restrictions was advertised. The TRO consisted of over 90 proposals, some proposals relating to multiple locations. 44 objections were received, relating to 17 proposals. In addition, 9 responses in support of proposals were received. The remaining proposals received no objections, the responses received were either in support or comments about the proposal.
- 1.2 The majority of Traffic Regulation Orders relating to loading and waiting restrictions in Coventry are consolidated into one Order. New or changes to existing waiting and loading restrictions are undertaken by varying the Consolidation Order.
- 1.3 Many of the locations where changes are proposed had been identified from requests for new or changes to existing waiting restrictions. These requests had been received from several sources, including the public, for example due to safety concerns relating to parked vehicles at junctions. At least one Ward Councillor had confirmed their support of a request made by members of the public before it was advertised, in accordance with the Control of On-street Parking – Stopping, Waiting and Loading Restriction Policy 2022. There were also proposals relating to developments.
- 1.4 As part of the statutory procedure, the Traffic Regulation Order was advertised in the local press on 7th September 2023, advising that any formal objections should be made in writing by 28th September 2023. Notices were also posted on lamp columns in the area of the proposed restrictions and letters were sent to residents who would be directly affected, due to waiting restrictions being installed on the public highway outside their property.

2. Options considered and recommended proposal

- 2.1 44 objections were received, relating to 17 proposals. In addition, 9 responses in support of proposals were received. Some of these responses were received after the objection closing date. However, these are still included in the report as they were received prior to the report being finalised.
- 2.2 The objections to the proposals to be considered in this report, responses to the objections, details of support and origin of proposed waiting restrictions are summarised in the tables in Appendix A to the report. Where the objection refers to personal details, these have not been detailed in this report, however the objection has been forwarded in full to the Cabinet Member for City Services.
- 2.3 In considering the objections received, the options are to:
 - i) make the order for the proposal as advertised;
 - ii) make amendments to the proposals, which may require the revised proposal to be advertised;
 - iii) not to make the order relating to the proposal.
- 2.4 The recommended proposals in response to each location where objections have been received are summarised in the tables in Appendix A to the report.
- 2.5 The locations where no objections have been received, but letters of support or comments have been received, will be installed. Any requests for other changes to waiting restrictions as part of the letters of support or comments will be considered as part of future reviews.

3. Results of consultation undertaken

3.1 The proposed TRO for the waiting restrictions (variation 12) was advertised in the Coventry Telegraph on 7th September 2023. Notices were also placed on street in the vicinity of the proposals. In addition, letters were sent to properties which would be directly affected. Letters were also sent to various other consultees. The responses received were:

- 44 objections (including 1 multi-signature letter)
- 9 responses in support of proposals

3.2 The number of objections received were:

No. of objections	Objections to proposals for (location)
1	Cecily Road / William Bristow Road
3	Chaceley Close / Neal Court
2	Crabmill Lane Residents' Parking Scheme
3	Crosbie Road / Oldfield Road
1	Dingle Close
1	Dutton Road
2	Fenside Avenue / Jacquard Close
1	Gardenia Drive
3	Lollard Croft
1	Malam Close / Tile Hill Lane
1	Montalt Road /William Bristow Road
1	Parkgate Road
1	Penruddock Drive
1	Queen Isabel's Avenue
12	Rowington Close
2	Stanier Avenue Area
8	Upper Spon Street

The number of letters of support were:

- 2 to proposal for Delhi Avenue / Durbar Avenue
- 1 to proposal for Fenside
- 1 to proposal for Green Lane/A45 service road
- 2 to proposal for Malam Close / Tile Hill Lane
- 1 to proposal for Newington Road / Ruskin Close
- 1 to proposal for New Road
- 1 to proposal for Randle Street / Tomson Avenue

Appendix A details each proposal, to which an objection has been received, a summary of the objection(s) to the proposal, any letters of support received, and a response to the issue(s) raised. Copies of the content of the objections can be made available on request (subject to redactions).

4. Timetable for implementing this decision

4.1 It is proposed to make the TRO and install the restrictions as approved by the end of February 2024.

5 Comments from Chief Operating Officer (Section 151 Officer) and Chief Legal Officer

5.1 Financial Implications

The cost of introducing the proposed TROs, if approved, will be funded from the Highways Maintenance and Investment Capital Programme budget through the Local Transport Plan.

5.2 Legal Implications

The Road Traffic Regulation Act 1984 allows the Council to make a Traffic Regulation Order on various grounds e.g. improving safety, improving traffic flow and preserving or improving the amenities of an area provided it has given due consideration to the effect of such an order.

In accordance with Section 122 of the Road Traffic Regulation Act 1984, when considering whether it would be expedient to make a Traffic Order, the Council is under a duty to have regard to and balance various potentially conflicting factors e.g. the convenient and safe movement of traffic (including pedestrians), adequate parking, improving or preserving local amenity, air quality and/or public transport provision.

There is an obligation under the Road Traffic Regulation Act 1984 to advertise our intention to make Traffic Orders and to inform various stakeholders, including the Police and the public. The Authority is obliged to consider any representations received. If representations are received, these are considered by the Cabinet Member for City Services. Regulations allow for an advertised Order to be modified (in response to objections or otherwise) before a final version of the Order is made.

The 1984 Act provides that once a Traffic Order has been made, it may only be challenged further via the High Court on a point of law (i.e. that the Order does not comply with the Act for some reason).

6 Other implications

6.1 How will this contribute to the One Coventry Plan (<https://www.coventry.gov.uk/strategies-plans-policies/one-coventry-plan>)

The proposed changes to the waiting restrictions as recommended will contribute to the City Council's aims of ensuring that citizens, especially children and young people, are safe and the objective of working for better pavements, streets and roads.

6.2 How is risk being managed?

None

6.3 What is the impact on the organisation?

None

6.4 Equalities / EIA

The introduction of waiting restrictions will reduce obstruction of the carriageway, therefore increasing safety for all road users.

6.5 Implications for (or impact on) climate change and the environment

None

6.6 Implications for partner organisations?

None

Report author**Name and job title:**

Caron Archer
Team Leader (Traffic Management)

Service Area:

Transportation, Highways & Sustainability

Tel and email contact:

Tel: 024 75270950

Email: caron.archer@coventry.gov.uk

Enquiries should be directed to the above person.

Contributor/approver name	Title	Service Area	Date doc sent out	Date response received or approved
Contributors:				
David Keaney	Head of Network Management	Transportation, Highways and Sustainability	16.11.2023	24.11.2023
Martin Wilkinson	Senior Traffic Management Officer	Transportation, Highways and Sustainability	16.11.2023	23.11.2023
Michelle Salmon	Governance Services Officer	Law and Governance	16.11.2023	17.11.2023
Names of approvers: (officers and members)				
Graham Clark	Lead Accountant	Finance	16.11.2023	23.11.2023
Rob Parkes	Team Leader, Legal Services	Law and Governance	16.11.2023	23.11.2023
Councillor P Hetherton	Cabinet Member for City Services	-	16.11.2023	24.11.2023

This report is published on the council's website: moderngov.coventry.gov.uk