

Cabinet Member for City Services

17th June 2024

Name of Cabinet Member:

Cabinet Member for City Services – Councillor P Hetherton

Director Approving Submission of the report:

Director of City Services and Commercial

Ward affected:

Wainbody

Title:

Ethelred Close and Jennaway Gardens - Objections to Proposed Waiting Restrictions

Is this a key decision?

No

Executive Summary:

Jennaway Gardens and Ethelred Close are new residential roads accessed from Little Cryfield. Little Cryfield has existing waiting restrictions of 'No Waiting, Monday – Friday, 8am – 6pm' installed to address the problem of commuter parking associated with the nearby University of Warwick campus.

Due to the potential that Jennaway Gardens and Ethelred Close could encounter the same issues with commuter parking, it was proposed as part of the Planning considerations that the waiting restrictions would be extended into the new roads.

The extension of the existing restriction, together with a prohibition of waiting (double yellow lines) at the road junctions was therefore proposed.

On 21st March 2024, the proposed Traffic Regulation Order (TRO) for the restrictions was advertised, commencing a twenty one (21) day objection period. Two (2) objections, a (9 signature) petition in opposition and four (4) responses in support of the proposals were received. 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 Section 38 agreements made with the developer.

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 part of the proposed TRO; the double yellow lines (prohibition of waiting) at road junctions and the 'prohibition of waiting, Monday to Friday, 8am – 6pm' on Jennaway Gardens, as shown on the plan in Appendix B to the report.
- 3) Subject to recommendation 1), approve the removal from the TRO of the proposed 'prohibition of waiting, Monday to Friday, 8am – 6pm' restriction on Elthelred Close.

List of Appendices included:

- Appendix A – Proposed waiting restrictions (as advertised) Jennaway Gardens & Ethelred Close
- Appendix B – Proposed amended waiting restrictions in response to objections.

Background Papers

None

Other useful documents:

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: Ethelred Close and Jennaway Gardens - Objections to Proposed Waiting Restrictions

1. Context (or background)

- 1.1 Jennaway Gardens and Ethelred Close are new residential roads accessed from Little Cryfield. Little Cryfield has existing waiting restrictions of 'No Waiting, Monday – Friday, 8am – 6pm' installed to address the problem of commuter parking associated with the nearby University of Warwick campus.
- 1.2 Due to the potential that Jennaway Gardens and Ethelred Close could encounter the same issues with commuter parking, it was proposed as part of the Planning considerations that the waiting restrictions would be extended into the new roads together with a prohibition of waiting (double yellow lines) for junction protection. To be able to install waiting restrictions a TRO is required.
- 1.3 As part of the statutory procedure, the TRO was advertised in the local press on 21st March 2024, advising that any formal objections should be made in writing by 11th April 2024. Notices were also posted on lamp columns in the area.
- 1.4 In response to the proposed TRO two (2) objections, a (9 signature) petition in opposition and 4 responses in support were received.

2. Options considered and recommended proposal

- 2.1 The nine (9) signature petition, sponsored by Councillor Blundell, advises:
'No parking restrictions to be implemented on Ethelred Close, Coventry. Letter of objection sent to Mr R Parkes at Coventry City Council'.
- 2.2 The two (2) objections to the proposals both refer to the same concern; that the introduction of parking restrictions on Jennaway Gardens and Ethelred Close will result in the transference of parking on to Little Cryfield.
- 2.3 The four (4) letters of support advise that they consider the proposals will assist to address their concerns. The concerns highlighted included cars parking on the footway of Jennaway Gardens resulting in pedestrians being unable to pass and having to walk in the road, parking by the junction of Jennaway Gardens and Little Cryfield, and access issues for large vehicles and emergency services.
- 2.4 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.
- 2.5 The existing TRO for Little Cryfield will prevent parking Monday to Friday, 8am – 6pm, subject to the necessary signs and a single yellow line being in place. This together with the double yellow lines proposed for junction protection at the new Little Cryfield/Jennaway

Gardens junction should address the concerns relating to the transference of parking on to Little Cryfield by the objectors.

- 2.6 The removal of the proposed 'No Waiting, Monday – Friday, 8am – 6pm' restriction on Ethelred Close should assist to allay the concerns of the petitioners. However, it is recommended that the double yellow lines at the junction of Jennaway Gardens/Ethelred Close are installed for junction protection.
- 2.7 Installing the restrictions as proposed on Jennaway Gardens should address the concerns raised by the supporters of the proposals.
- 2.8 There is the potential that not installing the 'No Waiting, Monday – Friday, 8am – 6pm' restriction on Ethelred Close may result in the transference of parking to this area. Should this occur, any future request for new or amended parking restrictions would need to be considered on their own merit, and would not be prioritised above other existing requests for new restrictions.
- 2.9 The recommended proposal is to install the proposed TRO in part, removing the proposed 'No Waiting, Monday – Friday, 8am – 6pm' restriction on Ethelred Close (as shown in Appendix B to the report).

3. Results of consultation undertaken

- 3.1 The proposed TRO for the Jennaway Gardens and Ethelred Close waiting restrictions was advertised in the Coventry Telegraph on 21st March 2024. Notices were also placed on both roads. Two (2) objections, a (9 signature) petition in opposition and 4 responses in support were received in response.

4. Timetable for implementing this decision

- 4.1 Subject to approval, it is proposed to make the revised TRO (as shown on the plan in Appendix B) by the end of July 2024.

5 Comments from the Director of Finance and Resources and Director of Law and Governance

5.1 Financial Implications

The cost of introducing the proposed TROs, if approved, will be funded from S.38 Agreement made with the developer.

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 implementation of 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

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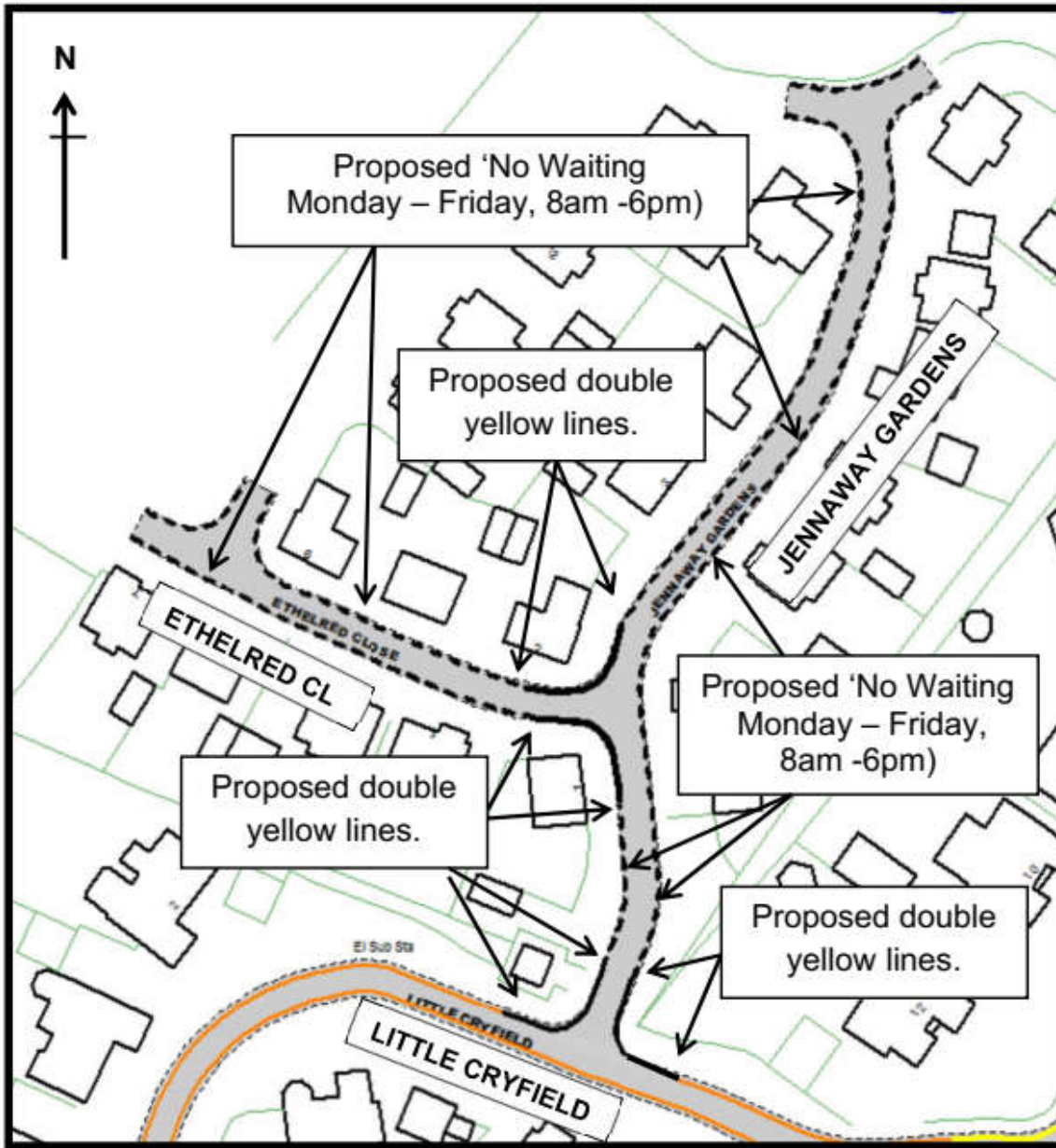
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Enquiries should be directed to the above person.




Contributor/approver name	Title	Service Area	Date doc sent out	Date response received or approved
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Helen Williamson	Finance Manager	Finance and Resources	28/05/2024	28/05/2024
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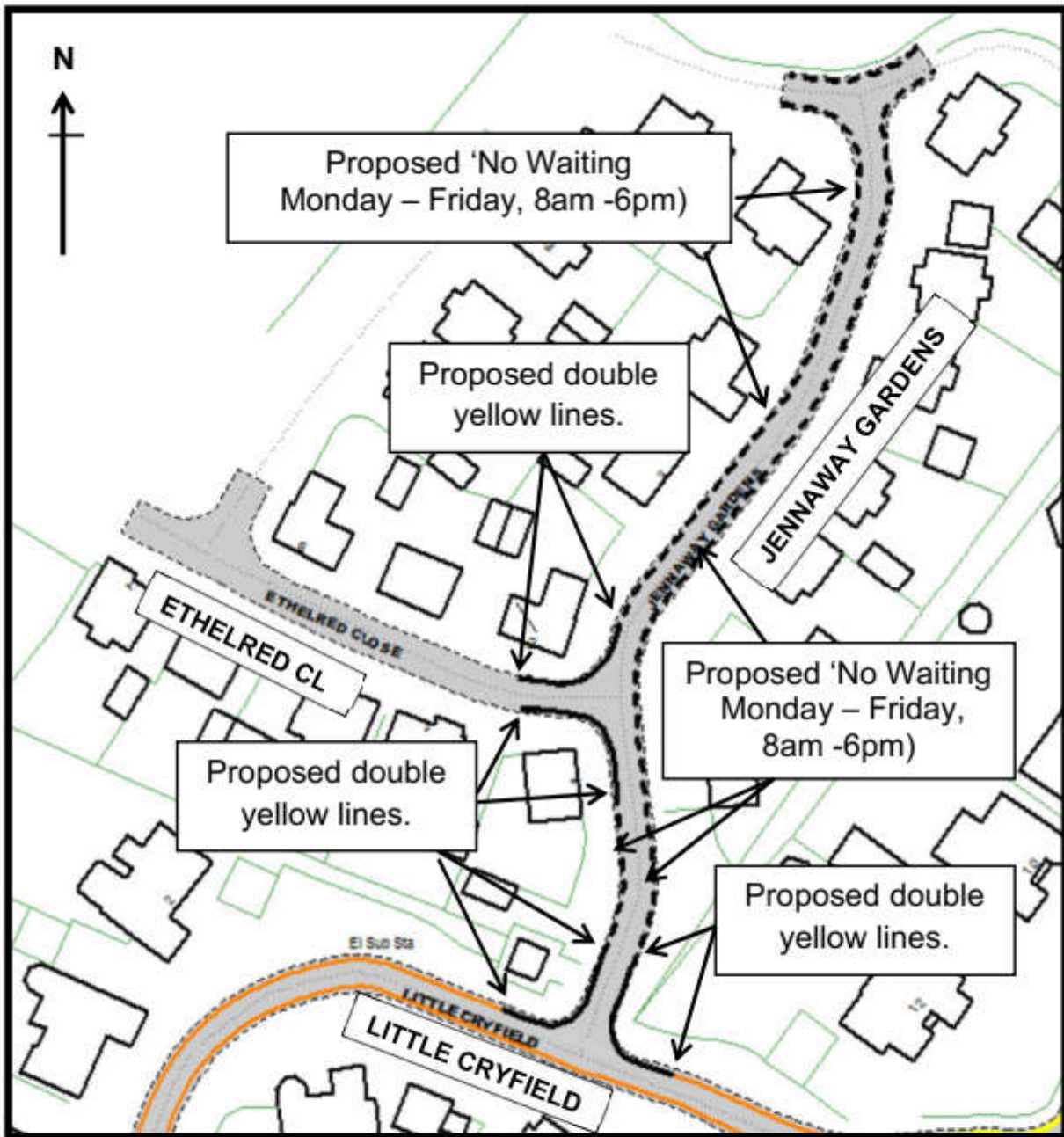
APPENDIX A – Proposed Waiting Restrictions (as advertised) Jennaway Gardens & Ethelred Close



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Key:	
	Proposed No Waiting At Any Time (double yellow lines)
	Proposed No Waiting Monday to Friday 8am-6pm
	Existing waiting restrictions

Appendix B - Proposed Amended Waiting Restrictions in Response to Objections.



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-  Proposed No Waiting Monday to Friday 8am-6pm
-  Existing waiting restrictions