

DERBYSHIRE COUNTY COUNCIL

**MEETING OF CABINET MEMBER – HIGHWAYS, TRANSPORT AND
INFRASTRUCTURE**

8 September 2015

Report of the Strategic Director – Economy, Transport and Environment

**OBJECTIONS TO DOUBLE YELLOW LINES – ACRES VIEW CLOSE,
CHESTERFIELD**

(1) **Purpose of Report** To seek approval for “No Waiting at any Time” (double yellow line) restrictions on Acres View Close, Chesterfield and to recommend that the Order be made as advertised.

(2) **Information and Analysis**

Background

Representations have been received from a Chesterfield Borough Councillor, on behalf of residents living on Acres View Close, who had raised concerns over parked vehicles obscuring visibility at the junction of Acres View Close with Highfield Lane.

The proximity of Acres view Close to Newbold Community School means this problem is especially bad at school pick up and drop off times. On match days for Chesterfield Football Club, supporters use Acres View Close to park their vehicles and walk to the football ground which is located 600 metres away.

In both these situations, parking takes place on or very close to the junction of Acres View Close with Highfield Lane.

To address this issue, the proposal is to install double yellow lines for 10 metres on Acres View Close on both sides of the road and 9 metres west and 7 metres east respectively along Highfield Lane, as shown on drawing HMT/SMD/167/15.

Following consultation and the public notice procedure, three objections have been received.

Two of the objections received relate to the perceived displacement of parking for residents of nearby properties on Highfield Lane caused by the proposed restrictions. The other objection was a request for restrictions to be introduced on Highfield Lane opposite its junction with Acres View Close.

Officer Comment

Acres View Close is a cul-de-sac, approximately 140 metres in length, serving 13 residential properties and includes a service access to Newbold Community School.

The proposed double yellow line restriction covers the minimum distance, suggested in the Highway Code, that a vehicle should be parked overnight away from a junction.

Comments made by the objectors are noted, especially in relation to a neighbour parking a large vehicle at the junction. Whilst parking opposite the junction does take place, officers do not consider this to have a detrimental effect on the safe operation at the junction. However, this minimum length of junction protection will increase visibility and ease congestion around the junction.

Therefore, it is recommended that the Order be made as advertised.

Local Member Comment

Councillor Jean Innes was consulted regarding the proposals and had no comments to add.

(3) **Financial Considerations** This works forms part of the approved Local Transport Plan 2015-16 Capital Programme of works at a cost of £1,500.

(4) **Legal Considerations** Section 122 of the Road Traffic Regulation Act 1984 states that it shall be the duty of every Local Authority exercising the functions in that Act (so far as practicable having regard to the matters listed below) to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities on and off the highway.

The matters referred to above are:

- 1) the desirability of securing and maintaining reasonable access to premises;
- 2) the effect on the amenities of any locality affected and (without prejudice to the generality of this paragraph) the importance of regulating and restricting the use of roads by heavy commercial vehicles, so as to preserve or improve the amenities of the areas through which the roads run; 2ii) the national air quality strategy prepared under Section 80 of the Environment Act 1995;
- 3) 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
- 4) any other matters appearing to the Local Authority to be relevant.

Section 2 of the 1984 Act states what a Traffic Regulation Order (TRO) may provide for and this includes prohibition of waiting. Notice of proposals must be given in accordance with Regulation 7 of the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 and at least a minimum of 21 clear days for the receipt of written objections must be allowed. Objections can then be considered by the Local Authority.

Regulation 14 of the 1996 Regulations enable an order making authority to modify an Order in consequence of any objections or otherwise, before it is made. Where substantial changes are to be made, the order making authority must notify those likely to be affected by the modifications giving them an opportunity to make a representation which the authority shall consider.

Having considered all objections the Council may determine to introduce the new restrictions. The Order will need to be formally made, advertised and the requisite signs erected. An Order shall not be made until after the last date for objections. No Order can be made more than two years after the date of publication of the notice of proposals. No part of a TRO can come into force before that date when it is intended to publish a notice of making.

Other Considerations

In preparing this report the relevance of the following factors has been considered: prevention of crime and disorder, equality and diversity, human resources, environmental, health, property and transport considerations.

(5) **Key Decision** No.

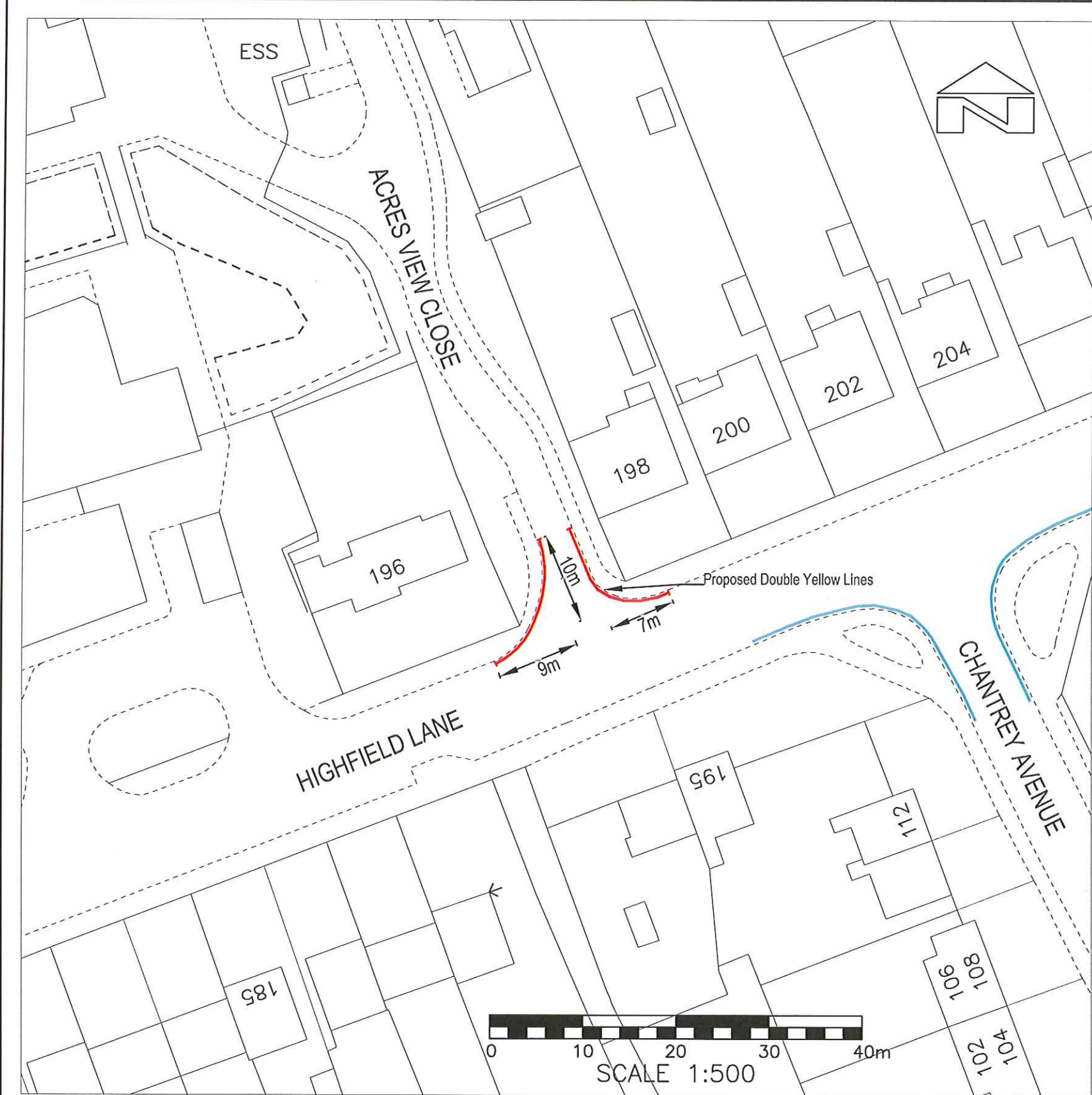
(6) **Call-In** Is it required that call-in be waived in respect of the decisions proposed in the report? No.

(7) **Background Papers** Held on file in the Economy, Transport and Environment Department. Officer contact details – Steve Dungworth, extension 38619.

(8) **OFFICER'S RECOMMENDATIONS** That:

- 8.1 The Cabinet Member approves the introduction of the 'No Waiting at Any Time' restrictions on Acres View Close, Chesterfield, as shown on the attached drawing number HMT/SMD/167/15, as part of the 2015-16 Capital Programme at a cost of £1,500.
- 8.2 The Local Member, objectors and the Chief Constable be informed of the decision.


Mike Ashworth
Strategic Director – Economy, Transport and Environment



LOCATION PLAN



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<div><div>DERBYSHIRE County Council</div><p>Improving life for local people</p></div> <div>MIKE ASHWORTH Strategic Director - Economy, Transport and Environment</div>	<div><div><div></div><div>Proposed No Waiting At Any Time Restrictions (Double Yellow Lines)</div></div><div><div></div><div>Existing No Waiting At Any Time Restrictions (Double Yellow Lines)</div></div></div>						PROJECT TITLE Acres View Close / Highfield Lane Chesterfield NWAAT Restrictions (Double Yellow Lines)			DRAWN S DUNGWORTH Date 17/03/2015	CHECKED B GOULD Date 17/03/2015	APPROVED B GOULD Date 17/03/2015			
								DRAWING TITLE Traffic Regulation Order General Layout Plan			Project / Confirm Reference No. 8050374		SCALE AS_SHOWN		
	AMENDMENT DETAILS						BY	CHKD	APVD	DATE	N3	Drawing Number HMT/SMD/167/15		ORIGINAL DRAWING SIZE 420 x 297 (A3)	