



Delegated decision report

DECISION UNDER DELEGATED POWERS

**DECISION CANNOT BE TAKEN BEFORE WEDNESDAY,
1 JULY 2009**

Title	OBJECTIONS TO THE ISLE OF WIGHT COUNCIL (VARIOUS STREETS, LAKE) (TRAFFIC REGULATION) ORDER NO 1 2008
Report Author	REPORT TO THE CABINET MEMBER FOR ENVIRONMENT AND TRANSPORT

PURPOSE

1. To approve The Isle of Wight Council (Various Streets, Lake) (Traffic Regulation) Order No 1 2008, in light of the objections received to amend the parking restrictions in Medeway, Currie Road, Ranelagh Road and Cliff Way.

OUTCOMES

2. Alterations to the parking restrictions in the above roads in order to create a safer road network.

BACKGROUND

3. A number of amendments to the parking restrictions in Lake were advertised during November/December 2008 after consultation with the police, Lake parish council and local councillors.

STRATEGIC CONTEXT

4. The recommended orders will contribute to the delivery of the Islands Community Strategy particular priorities 2 - create wealth and reduce our carbon footprint at the same time and 6 - improve health, emotional wellbeing and life expectancy across the Island and targets 1.24 - to reduce the number of people killed or seriously injured in road accidents by 40% by the year 2010 and 1.41- to cut the number of short car journeys.

CONSULTATION

5. Consultation has been undertaken in accordance with the Road Traffic Regulation Act 1984, as amended, and the Local Authorities Traffic Orders (Procedure) (England & Wales) Regulations 1996.

Copies of representations received during the statutory consultation period are attached to this report.

FINANCIAL/BUDGET IMPLICATIONS

6. The costs associated with the introduction of the proposed Order have been identified, and are to be covered as part of the Highways capital allocation for Island wide Minor Traffic Management Schemes.

LEGAL IMPLICATIONS

7. The relevant powers are contained in the Road Traffic Regulation Act 1984, as amended. The procedure for introducing Traffic Regulation Orders is set out in the Local Authorities Traffic Orders (Procedure) (England & Wales) Regulations 1996.

The Local Authority must consider any objection that has not been withdrawn. This is considered in the risk and evaluation below.

The council is required to publish a notice to the effect that the order has been made, the nature and effect of the order and the date it is proposed to come into effect.

The council is required to make the necessary amendments to the road markings and signage as a soon as practicable in the area to adequately provide information as to the order that is in place in the area.

In so far as the imposition of restrictions on road use represents restrictions of the human rights of individuals under Article 8 and Protocol 1 of the European Convention on Human Rights, those restrictions are proportionate to the legitimate objective of enhancing the ability of other road users to safely exercise their rights to pass and re-pass along the highway.

The recommended Traffic Regulation Orders are, in part, designed to increase road safety by reducing both the incidents of traffic crime and consequences to other road users of traffic crime. The recommendations are made with regard to the duty to reduce incidents of crime and disorder contained within s17 Crime and Disorder Act 1998.

OPTIONS

8.
 - a) Do not implement proposed restriction.
 - b) Implement proposed restriction/s
 - c) Implement proposed restriction with amendment.

RISK MANAGEMENT

9. Should the proposed changes to the existing parking restrictions not be introduced, this would have the potential to increase the probability of personal injury collisions, which on average cost the local community £89,820 per incident (Department for Transport 'Highways Economics Note No 1 2005 – Valuation of the Benefits of Prevention of Road Accidents and Casualties Issue Date January 2007). This would also affect the Isle of Wight Council's ability to achieve its targets for casualty reduction by 2010.

EVALUATION

10(a) **Cliff Way, Currie Road and Ranelagh Road, Lake**

Revoke 'No Waiting, 8am to 6pm, 1 May to 30 September' in the following lengths of road:

Cliff Way, on the south side, from its junction with Ranelagh Road to a point 46 metres west thereof.

Cliff Way, on the north side, from its junction with Ranelagh Road to a point 16 metres west thereof.

Cliff Way, on the south and east side, from a point 6 metres east to a point 108 metres north of its junction with Araluen Way.

Cliff Way, on the north and west side, from a point 31.5 metres east to a point 56.5 metres north of its junction with Araluen Way.

Currie Road, on the north-east side from a point 18 metres north-west to a point 90.5 metres north-west of its junction with Cliff Road.

Ranelagh Road, on the south and west side, from a point 9.5 metres west to a point 199.5 metres north of its junction with Cliff Road.

Implement 'No Waiting at Any Time' parking restriction the following lengths of road:

Cliff Way, on the south side, from its junction with Ranelagh Road to a point 46 metres west thereof.

Cliff Way, on the north side, from its junction with Ranelagh Road to a point 10 metres west thereof.

Cliff Way, on the south and east side, from a point 6 metres east to a point 108 metres north of its junction with Araluen Way.

Cliff Way, on the north and west side, from a point 31.5 metres east to a point 56.5 metres north of its junction with Araluen Way.

Currie Road, on the north-east side from a point 18 metres north-west to a point 90.5 metres north-west of its junction with Cliff Road.

Ranelagh Road, on the south and west side, from a point 9.5 metres west to a point 199.5 metres north of its junction with Cliff Road.

If implemented, all of the existing seasonal parking restrictions will become 'all year round' restrictions. Therefore the single yellow lines would become double yellow lines and all signs would be removed.

In addition, new double yellow lines will be painted in Cliff Way, on the inside of the bend outside No 2 and a section of existing restricted parking would be removed from the side of No 49.

[One letter](#) of objection was received for Cliff Way, Currie Road and Ranelagh Road – the main points being:

- Elderly residents need to park outside their properties to unload heavy shopping etc.
- Residents have a right to park in a location where they can see their vehicles, as cars often get damaged.

The proposed parking restrictions in Cliff Way, Currie Road and Ranelagh Road have been advertised following representation from local residents who have expressed concerns regarding the obstruction to traffic caused by parked vehicles, particularly during the winter months when the seasonal restrictions have expired.

The proposed restrictions are designed to address the problems encountered during the winter period and provide safer access, particularly for delivery and emergency service vehicles.

The one representation raises concern about the ability for elderly residents to park outside their properties and within site lines of their vehicles; given that the vast majority of the proposed restrictions currently already exist during the summer period, and that local residents will have establish a routine that reflects the restrictions, on-street, it is not anticipated that the extend period of operation will create significant additional difficulties. In addition the proposed restrictions are intended to be introduced on one side of the carriageway where the overall carriageway width is such that cars are unable to park opposite those on an opposing side of the carriageway without preventing through vehicular access; as such there will be no real net loss in on-street parking capacity. With regards to being able to unload heavy shopping, the proposed restrictions enable such an

actively to take place, providing that the vehicle is constantly in the process of loading or unloading.

As a result of the representation and following discussion with the local Isle of Wight Councillor it has been agreed that the proposed restrictions should be implemented as advertised with exception that no action should be taken to implement the proposed restrictions, in Ranelagh Road on the south and west side of the carriageway, from a point 9 metres west to a point 59 metres north of the junction with Cliff Road.

The police, town council and local Isle of Wight councillor have indicated support for the proposed restriction.

Having considered the points raised and the existing site characteristics, it is proposed the restriction is implemented as advertised, with exception that the proposed restrictions in Ranelagh Road on the south and west side of the carriageway, from a point 9 metres west to a point 59 metres north of the junction with Cliff Road.

10(b) **Medeway, Lake**

Implement 'No Waiting at Any Time' parking restriction in Medeway, on both sides, from its junction with The Fairway to the end of the public highway.

If implemented, the double yellow lines will be painted for the entire length of Medeway on the north-east side of the carriageway (on the side of houses with odd numbers). Therefore, creating a safer road network.

[One petition \(18\)](#) of objection and an email from the local councillor was received for Medeway, the main points being:

- Elderly and disabled residents need to park near their home.
- The grassed areas should be removed and make the road 4 foot wider.
- It will create friction and confrontation.

The proposed restrictions have been advertised as part of the review of the Lake traffic regulation Order, and following representation from a local resident who has expressed concern that the indiscriminate parking, combined with narrow carriageway widths have restricted access to emergency vehicles whilst attempting to respond to an emergency call.

Medeway, Lake is a residential road that provides access to, and parking for the residents in the area; at present the majority of vehicles park on one side of the road with others parking opposite, partially on the footway. When vehicles do park fully on the carriageway through access is restricted approximately 2.2m; regrettably this is less than the minimum space required for any delivery or an emergency service vehicle pass and as such has the potential to endanger the lives of the residents in the area.

Understandably the proposed restrictions have raised a number of concerns from the residents who are concerned that their ability to park on-street will be adversely affected; it has been suggested that proposed restrictions should not be implemented until dialog has taken place regarding the possibility of removing the adjacent verge widening the carriageway to create sufficient space to enable vehicles to park on both sides of the carriageway; the verge area is not owned or managed by the Isle of Wight Council, and any scheme designed to provide additional parking would need to be funded by the Housing Association. Whilst the impact on residents is clearly identified the Isle of Wight Council's first responsibility is to ensure the safe and expedient passage of vehicles on the highway network.

The local councillor asked for the Isle of Wight Council to work with residents and South Wight Housing in order to enable better parking arrangements for residents and visitors to Medway, prior to the implementation of the proposed parking restriction; consultation has been undertaken with the housing association who have been able to confirm that no funds are currently available to undertake any carriageway widening or similar improvements that would address the potential issues for residents parking, however, given the identifiable limited width of the carriageway and risk to residents, it is recommended that the proposed restriction is implemented as advertised. The Isle of Wight Council are, however, committed to a continuing dialog with the housing association in an attempt to secure a workable solution to the residents parking arrangements.

The police, town council and emergency services have indicated support for the proposed restriction.

Having considered the points raised and the existing site characteristics, it is proposed the restriction is implemented as advertised.

RECOMMENDATION

11. a) Cliff Way, Currie Road and Ranelagh Road, Lake
Implement restrictions with proposed amendment. (8c)
- b) Medway, Lake
Implement proposed restriction. (8b)

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STUART LOVE
Director of Environment and
Neighbourhoods

COUNCILLOR EDWARD GILES
Cabinet Member for Environment and
Transport

Decision

Signed

Date
