

STOCKPORT COUNCIL
EXECUTIVE REPORT – SUMMARY SHEET

Subject: Hardy Drive, Boston Close, Robins Lane, Glenholme Road & Convamore Road, Bramhall - Objection Report re Proposed 'No Waiting At Any Time' Traffic Regulation Order

Report to: (a) Bramhall & Cheadle Hulme South Area Committee
Thursday, 2 December 2021

Date:

Report of: (b) Joint report of the Corporate Director for Place Management & Regeneration and the Head of Legal, Democratic Governance and Estate & Asset Management

Key Decision: (c) **NO / YES** (Please circle)

Forward Plan General Exception Special Urgency (Tick box)

Summary:

To report the Objections made in relation to the proposed Traffic Regulation Order on Hardy Drive, Bramhall and to seek approval for the introduction for the Traffic Regulation Order as originally advertised.

Recommendation(s):

The Area Committee accept the Traffic Regulation Order and it be made as originally advertised.

Relevant Scrutiny Committee (if decision called in): (d)

Communities & Housing Scrutiny Committee

Background Papers (if report for publication): (e)

There are none.

Contact person for accessing
background papers and discussing the report

Officer: Nicola Ryan
Tel: 0161 474 4348

'Urgent Business': (f) **YES / NO** (please circle)

Certification (if applicable)

This report should be considered as 'urgent business' and the decision exempted from 'call-in' for the following reason(s):

The written consent of Councillor _____ and the Chief Executive/Monitoring Officer/Borough Treasurer for the decision to be treated as 'urgent business' was obtained on _____ /will be obtained before the decision is implemented.

**Hardy Drive, Boston Close, Robins Lane, Glenholme Road & Convamore Road,
Bramhall - Objection Report re:
Proposed 'No Waiting At Any Time' Traffic Regulation Order**

Joint report of the Corporate Director for Place Management & Regeneration and
the Head of Legal, Democratic Governance and Estate & Asset Management

1. INTRODUCTION AND PURPOSE OF REPORT

- 1.1 This report is to advise committee members of objections received to a proposed introduction of 'No Waiting At Any Time' parking restrictions Hardy Drive, Boston Close, Robins Lane, Glenholme Road & Convamore Road, Bramhall.
- 1.2 To ensure that objections to the permanent Traffic Regulation Order are appropriately and efficiently considered.

2. INFORMATION AND ADVICE

- 2.1. In considering the objections, the Area Committee should be mindful that unless otherwise authorised, the only right the general public has over the highway is a right of passage along it. The Authority has both a duty of care to ensure the safety of the travelling public and a duty under the Traffic Management Act 2004 to secure and facilitate the expeditious movement of traffic.

3. OBJECTIONS AND COMMENTS

- 3.1. The specific objections and points contained within each letter have been analysed and detailed below together with the response.

(i) Objection 1 reason:

The Objector supports the proposals overall, stating '*they are an excellent idea*'. However, strongly objects to the proposed double yellow lines immediately outside Bramhall Manor Care Home and states this area should be left unrestricted so that it can be used by the staff and visitors to the Care Home.

The Objector is concerned that the proposed parking restrictions do not address the lack of parking within the Care Home itself and only moves the problem on, in this case to other nearby residential streets. They have also stated the 100 person capacity building has extensive numbers of staff coming and going everyday and the amount of traffic now flowing into the quiet residential area is affecting the community, roads and accessibility to the footway. This impact does not include the large numbers of visitors to Bramhall Manor Care Home now that Covid restrictions have been lifted.

The Objector has stated the traffic cones currently in place in the position of the proposed double yellow lines are often ignored or parked right up to, and provided numerous photographs of parked vehicles. They state the same scenario would happen if yellow lines were in place.

The Objectors final comment stated '*I find it disgusting that the letters sent to residents in the area had no information on objecting or responding to the proposal. It was only posted on the lamp posts around the area*' and wants to know why this was not on the letters and wonders whether it was to minimise responses and push the proposals through.

Response:

This Objection has been received via email 3 separate times, and within a 20 minute period. On each occasion the content is identical and are all signed 'on behalf of Neighbours of Hardy Drive & Boston Close'. However, there is no indication of how many people/residents support the objection coming through.

I can confirm that an application seeking an extension to the existing on-site parking has been submitted to Stockport Council. In the meantime, Traffic Services understand parking provision is available in the car park of the nearby Bramhall Parish Church for staff and visitors.

To leave the area immediately outside Bramhall Manor Care Home on Hardy Drive unrestricted to enable parking would further reduce the already relatively narrow road width even more, thus making it impossible for two vehicles to pass each other. This could ultimately lead to manoeuvres being carried out that could potentially put other road users at risk.

Traffic cones were put into place as a temporary measure to try address the inconsiderate & obstructive parking which had been reported to be taking place. Over time, some motorists have begun to ignore the traffic cones and on occasion removing them in order to park their vehicles. Unfortunately, in the absence of a Traffic Regulation Order, such as 'No Waiting At Any Time' (double yellow lines) it is not possible to carry out enforcement action against these vehicles. However, if the proposed restrictions are implemented the Councils Parking Enforcement Team will be able to issue a Penalty Charge Notice to all vehicles they observe parked in contravention.

The implementation of any parking restrictions will always have a 'knock-on effect' however, this is something Traffic Services can monitor. Traffic Services will review the parking restrictions after 6 months and if at that time further restrictions are required will discuss available options with the Local Ward Councillors ahead of contacting affected residents.

On 9th December 2020, consultation letters were posted to affected residents/businesses providing details the Traffic Regulation Order proposals. This 'consultation letter' invited the resident(s) to comment on the proposals and to provide comment. All comments were considered and as a result, saw the initial plans amended.

On 13th October 2021 the same residents received further correspondence which was 'hand delivered' by Traffic Services staff. This correspondence provided an update following the consultation, a copy of the original and amended plan together with a copy of the Legal Notice itself. The last paragraph on the Legal Notice provided information on where to submit objections; it stated the following: 'Any person wishing to object to this proposed Order should write, specifying their grounds for objection, to the undersigned (or by email to p&h@stockport.gov.uk) on or before 04 November 2021 quoting reference ZA/2379.'

In line with procedure, copies of the Legal Notice were also attached to lighting columns, advertised in the local newspaper (Stockport Express) and displayed in the

Town Hall and on Stockport Council's website. Traffic Services can therefore, confirm that the Democratic Process has been followed in full.

4. FINANCIAL IMPLICATIONS

4.1. There are no financial implications arising from the recommendations in this report.

5. LEGAL IMPLICATIONS

5.1. The Council has a statutory duty to ensure that its highways operate safely for the safe passage of all traffic including pedestrians and powers to regulate and restrict traffic to assist in that duty.

6. REASONS FOR RECOMMENDATIONS

6.1. To comply with the Local Authorities' Traffic Orders, Regulations 1996 the Authority must consider all objections submitted during the consultation period of at least 21 days before 'Making' a Traffic Regulation Order.

6.2. The Committee should make a decision in respect of the objection/s received so that the scheme can be progressed and the 'No Waiting At Any Time' restrictions introduced or abandoned.

7. ALTERNATIVES CONSIDERED

7.1. The alternative to the proposals laid out in this report is to continue with the current lack of restriction on the highway by not introducing the proposed traffic regulation orders.

8. RECOMMENDATIONS

8.1. It is recommended that:

8.2. the Area Committee note all Traffic Regulation Orders where objections have been considered by officers;

8.3. the Area Committee accept the Traffic Regulation Order and it be made as originally advertised.

8.4. That the objectors are informed of the decision.

Background Papers

Executive Report 'Hardy Drive, Boston Close, Robins Lane, Glenholme Road & Convamore Road, Bramhall' dated 16th September 2021.

Modified Report 'Hardy Drive, Boston Close, Robins Lane, Glenholme Road & Convamore Road, Bramhall' dated 16th September 2021.

Anyone wishing further information please contact Nicola Ryan on telephone number Tel: 0161 474 4409 or by email on nicola.ryan@stockport.gov.uk