

Subject:	Blue Badge Parking Bays Traffic Orders		
Date of Meeting:	20th March 2018		
Report of:	Executive Director of Economy, Environment & Culture		
Contact Officer:	Name:	Dionne Ayres	Tel: 01273 292181
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Ward(s) affected:	East Brighton, Hanover & Elm Grove, Preston Park, Queens Park & Regency		

FOR GENERAL RELEASE

1. PURPOSE OF REPORT AND POLICY CONTEXT

- 1.1 The Parking Infrastructure Team receives a number of requests for blue badge parking bays within the Controlled Parking Zones and outside of these areas. These requests are most often from residents, but can also be from other services. If it is decided that the request is justified then it is advertised on a Traffic Regulation Order.
- 1.2 This report considers the objections received to amendment Traffic Regulation Orders advertised over the last few months.

2. RECOMMENDATIONS:

April 17 Blue Badge Parking Bays Citywide Order

- 2.1 That the Committee is recommended to (having taken into account of all the duly made representations and objections) agree the following:
- a) Approve the Various Controlled Parking Zones Consolidation Order 2015 Amendment Order No.* 201* and Brighton & Hove (Waiting & Loading/Unloading Restrictions and Parking Places) Consolidation Order 2008 amendment Order No.* 201*.

September 17 Blue Badge Parking Bays Citywide Order

- 2.2 That the Committee is recommended to (having taken into account of all the duly made representations and objections) agree the following:
- a) Approve the Various Controlled Parking Zones Consolidation Order 2015 Amendment Order No.* 201* and Brighton & Hove (Waiting & Loading/Unloading Restrictions and Parking Places) Consolidation Order 2008 amendment Order No.* 201*.

3. CONTEXT/ BACKGROUND INFORMATION

- 3.1 Two Traffic Regulation orders were advertised in 2017 which have received objections. The blue badge parking bays that received objections were withdrawn and are presented in this committee report. This allowed the other disabled bays to proceed last year. The comments, support and objections are summarised and explained in detail in Appendix A and plans showing the proposals which have received comments or objections are shown in Appendix B.

April 17 Blue Badge Parking Bays Citywide Order

- 3.2 This Traffic Order includes proposed restrictions to over 50 roads citywide. A number of objections were received to the advertised Traffic Regulation Order

- 3.3 In particular objections were received in relation to the following proposals:

- a) Vernon Terrace (Regency – Controlled Parking Zone Y) – Proposed removal of blue badge parking place outside No.7, outside No.23 & outside No.29
- b) Bernard Road (Hanover & Elm Grove) – Proposed removal of blue badge parking place outside No.72

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- 3.4 This Traffic Order includes proposed restrictions to over 50 roads citywide. A number of objections were received to the advertised Traffic Regulation Order

- 3.5 In particular objections were received in relation to the following proposals:

- a) Clifton Place (Regency – Controlled Parking Zone Z) – Proposed blue badge parking place outside No.3
- b) Maresfield Road (East Brighton – Controlled Parking Zone H) – Proposed removal of blue badge parking place outside No.20
- c) Stanford Road (Withdean – Controlled Parking Zone Q) – Proposed removal of blue badge parking place outside No.13
- d) Sutherland Road (Queens Park – Controlled Parking Zone Q) – Proposed removal of blue badge parking place outside No.41
- e) Manor Way (East Brighton) – Proposed removal of blue badge parking place opposite No.2

Summary of Objections

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- 3.6 **Vernon Terrace** – There have been 4 objections to the proposed removal of 3 blue badge parking bays. This was requested by a resident as the bays are not used and there is a shortage of permit parking spaces. No resident in the vicinity

has made an application for any of the bays or meets the relevant criteria to qualify for these bays. Therefore, it is proposed to proceed with the removal of these blue badge parking bays.

- 3.7 **Bernard Road** - There has been 1 objection to the proposed removal of this blue badge parking bay. This was requested by a resident as the bay was not being used. The original applicant no longer meets the criteria to qualify for the bay as they no longer have a vehicle, so the bay is empty except for when the resident is picked up and dropped off for appointments and days out. Therefore, it is proposed to proceed with the removal of this blue badge parking bay.

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- 3.8 **Clifton Place** – There have been 5 objections to the proposed blue badge parking bay. This bay was applied for by a resident in the vicinity who met the all the requirements of the application. Therefore, it is proposed to proceed with this blue badge parking bay.
- 3.9 **Maresfield Road** – There has been 1 objection to the proposed removal of this blue badge parking bay. This was requested by a resident as the bay is not always used. The original applicant does not meet the criteria as the blue badge holder does not live at the property and is only a visitor. Therefore, it is proposed to proceed with the removal of the blue badge parking bay.
- 3.10 **Stanford Road** – There has been 1 objection to the proposed removal of this blue badge parking bay. This was requested by a resident as the original applicant has passed away. No resident in the vicinity has made an application for the bay or meets the relevant criteria to qualify for the bay. Therefore, it is proposed to proceed with the removal of this blue badge parking bay.
- 3.11 **Sutherland Road** - There has been 1 objection to the proposed removal of this blue badge parking bay. This was requested by a resident as the bay is no longer required by the applicant. No resident in the vicinity has made an application for the bay or meets the relevant criteria to qualify for the bay. Therefore, it is proposed to proceed with the removal of this blue badge parking bay.
- 3.12 **Manor Way** There has been 2 objections to the proposed removal of this blue badge parking bay. This was being removed as the road markings were no longer visible and the bay was not used. No resident in the vicinity has made an application for the bay or meets the relevant criteria to qualify for this bay. Therefore, it is proposed to proceed with the removal of this blue badge parking bay.

4. ANALYSIS & CONSIDERATION OF ANY ALTERNATIVE OPTIONS

- 4.1 The main alternative option is doing nothing which would mean the proposals would not be taken forward.
- 4.2 However, it is the recommendation of officers that the recommended proposals are agreed for the reasons outlined within the report.

5. COMMUNITY ENGAGEMENT & CONSULTATION

- 5.1 Detailed plans and all the orders were available on the Council website and could be viewed using the public computers at Customer Service Centres at Bartholomew House, Bartholomew Square, Brighton and Hove Town Hall, Ground Floor, Norton Road, Hove.
- 5.2 The Ward Councillors for each area were consulted for all Traffic Regulation orders, as were the statutory consultees such as the Emergency Services.

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- 5.3 The April 17 Blue Badge Parking Bays Citywide Traffic Regulation Order was advertised between the 5th May 2017 and 26th May 2017.
- 5.4 Notices were also put on street for the 4th May 2017; these comprised of the notice as well as a plan showing the proposal and the reasons for it. The notice was also published in The Brighton Independent newspaper on the 5th May 2017.

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- 5.5 The September 2017 Blue Badge Parking Bays Citywide Traffic Regulation Order was advertised between the 13th October 2017 and 3rd November 2017.
- 5.6 Notices were also put on street for the 23th October 2017; these comprised of the notice as well as a plan showing the proposal and the reason for it. The notice was also published in The Brighton Independent newspaper on 13th October 2017.

6. CONCLUSION

- 6.1 It is proposed that the recommendations are agreed due to the detailed reasons outlined in the report.

7. FINANCIAL & OTHER IMPLICATIONS:

Financial Implications:

- 7.1 The costs associated with the report recommendations will be funded from the existing Parking Infrastructure revenue budget within the Transport service.
- 7.2 Any potential impacts on parking income associated with the recommendations will impact on the existing Parking revenue budget within the Transport service. It is estimated that the impact on parking income would be immaterial and therefore not require any amendments to current budgeted assumptions; however, this will be reviewed as part of the Targeted Budget Monitoring process.

Finance Officer Consulted: Gemma Jackson

Date: 01/02/18

Legal Implications:

- 7.3 Before making Traffic Orders the Council must consider all duly made unwithdrawn objections. Where there are unresolved objections to a Traffic Order then the matter is referred to the Environment, Transport & Sustainability Committee for a decision.
- 7.4 Under the Road Traffic Regulation Act 1984 the Council has the power to provide parking places on any part of a road for the purpose of relieving or preventing congestion of traffic. The Council's powers and duties under the Highways Act 1980 and the Road Traffic Regulation Act 1984 must be exercised to secure the expeditious, convenient and safe movement of traffic. The actions detailed in this report will assist in demonstrating that the Council is complying with its statutory duty as highway authority.

Lawyer Consulted: Stephanie Stanmers

Date: 07/03/18

Equalities Implications:

- 7.5 The proposed measures will be of benefit to many road users.
- 7.6 The legal disabled bays will provide parking for the holders of blue badges wanting to use the local facilities

Sustainability Implications:

- 7.7 There are no Sustainability implications

Any Other Significant Implications:

- 7.8 There are no other significant implications

SUPPORTING DOCUMENTATION

Appendices:

1. Summary of representations received
2. Plans showing the proposals

Documents in Members' Rooms

1. None

Background Documents

1. None

