

## Decision Record – Objections to Proposed Traffic Signals at D7050 Common Lane, Kenilworth

<b>Cabinet Portfolio Holder taking the decision</b>	Cllr Jeff Clarke Transport and Environment
<b>Date of Decision</b> (not before 18 August 2017)	<b>30/08/2017</b>

<b>Decision Taken</b>
That the Portfolio Holder for Transport and Environment approves the introduction of a traffic signal controlled junction with uncontrolled pedestrian facilities as advertised in accordance with the Road Traffic Regulation Act 1984, Section 23, conditional upon the necessary Highways Act 1980, Section 278 agreement being in place.

<b>Reasons for Decisions</b>
Where objections have been received to advertised traffic orders it is necessary for the Portfolio Holder to decide on it.

<b>Background Information</b>
<p>A planning application (W/14/1340) was submitted to Warwick District Council for residential development of up to 93 dwellings on land north of Common Lane, Kenilworth. Planning permission was granted on 23 December 2014 and this includes the requirement on the Developer to construct a site access adjacent to the railway bridge on Common Lane. Due to highway layout restrictions, the form of access identified in the planning consent was a traffic signal controlled junction.</p> <p>Two departures from standard have been approved in respect of the design of the traffic signal controlled junction. The first relates to the forward visibility of the nearside primary signal head on Common Lane westbound. This has been mitigated by the use of a build-out for the primary signal head and the provision of a duplicate primary signal head. The second departure from standard relates to the junction inter-visibility zone which has been mitigated by the use of the “all-red” extension detectors which are standard practice in “shuttle working” signal arrangements.</p> <p>Public notice was given of the intention to install a traffic signal controlled junction with uncontrolled pedestrian facilities and objections were received.</p> <p>Where a highway scheme is considered and approved as part of the planning process, the courts have made it clear that the highway / traffic authority is expected to co-operate in its implementation unless some exceptional or changed circumstances call for a different approach. The planning permission could be amended to remove the need for the traffic signal controls, but this would require a further planning application by the developer and the agreement of Warwick District Council (which would be guided, but not bound by, the advice of the highway / traffic authority).</p> <p>Traffic signal controlled junctions with pedestrian facilities contribute to an integrated pedestrian network and help reduce conflict between traffic and pedestrians, encouraging feelings of safety. These factors are important in encouraging walking within a community. The design of these facilities takes into account the needs of people with physical and sensory disabilities to ensure equality of opportunity and access.</p>

<b>Financial Implications</b>
The County Council intends to enter into a Section 278 agreement with the Developer to undertake the works. Under that agreement the cost of the works will be fully funded by the Developer.

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<b>Head of Service</b>	Mark Ryder
<b>Joint Managing Director</b>	Monica Fogarty
<b>Portfolio Holder</b>	Councillor Jeff Clarke

## Checklist

<b>Urgent matter?</b>	No
<b>Confidential or Exempt?</b> (State the category of exempt information)	No
<b>Is the decision contrary to the budget and policy framework?</b>	No

<b>List of Reports considered</b>
<p>Link to published proposed decision report:</p> <p><a href="https://democratic.warwickshire.gov.uk/cmis5/CalendarofMeetings/tabid/128/ctl/ViewMeetingPublic/mid/645/Meeting/4107/Committee/587/Default.aspx">https://democratic.warwickshire.gov.uk/cmis5/CalendarofMeetings/tabid/128/ctl/ViewMeetingPublic/mid/645/Meeting/4107/Committee/587/Default.aspx</a></p>

<b>List of Background Papers</b>
Objection correspondence

<b>Members and officers consulted or informed</b>
<p>Portfolio Holder – Councillor Jeff Clarke</p> <p>Corporate Board</p> <p>Legal – Ian Marriott</p> <p>Finance – Liz Firmstone, Virginia Rennie</p> <p>Equality – Polly Sharma</p> <p>Democratic Services – Paul Williams</p> <p>Local Member - Cllr Shilton (Kenilworth Park Hill)</p> <p>Other Members –Cllr Cockburn, Cllr Fradgley, Cllr Horner, Cllr Western, Cllr Clarke</p>