

Decision Record – Stratford-on-Avon District Council Off-Street Parking Places Order 2018

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| Cabinet Portfolio Holder taking the decision | Cllr Jeff Clarke Transport and Planning |
| Date of Decision (not before 17 August 2018) | 20/08/2018 |

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| Decision Taken |
| That the Portfolio Holder for Transport and Planning consents to the making of the Stratford-on-Avon District Council Off-Street Parking Places Order 2018 by Stratford-on-Avon District Council. |

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| Reasons for Decision |
| The consent of the County Council is required under section 39 of the Road Traffic Regulation Act 1984. By virtue of section 32 of that Act, off-street car parks may be provided for the purpose of relieving or preventing congestion of traffic. |

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| Background Information |
| <p>Stratford-on-Avon District Council (SDC) is proposing to introduce changes to its Off-Street Parking Places Order which will result in amendments to the two car parks operated and maintained by SDC.</p> <p>The consent of the County Council is required under section 39 of the Road Traffic Regulation Act 1984. By virtue of section 32 of that Act, off-street car parks may be provided for the purpose of relieving or preventing congestion of traffic.</p> <p>In deciding whether or not to exercise its power to consent (or to withhold consent), the Council is required to have regard to the matters set out in section 122 of the Road Traffic Regulation Act 1984. Section 122(1) requires the Council to exercise the functions conferred on it (so far as practicable having regard to the matters specified in section 122(2)) 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.</p> <p>The matters to which the Council must have regard are:-</p> <ul style="list-style-type: none"> • The desirability of securing and maintaining reasonable access to premises • The effect on the amenities of any locality affected and 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 • The national air quality strategy prepared under section 80 of the Environmental Protection Act 1995 • 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 any other matters appearing to the Council to be relevant <p>Therefore whilst the overall objective of the Council must be to secure the expeditious convenient and safe movement of vehicular traffic this will sometimes need to give way to the objectives in section 122(2) and a balance has to be achieved between the overall objective and the matters set out in section 122(2).</p> <p>SDC is proposing to make amendments in two of its car parks:</p> |

Sheep Street service area car park

This is a loading/unloading area with a designated area for disabled parking. To ensure that access ways are clear for deliveries to businesses we do not allow general parking. Currently, the OSPPO is a little ambiguous and loopholes are being exploited to the detriment of people trying to use the area for its intended purpose. Variations to the wording relating to permit use / non-permit use for loading and unloading will address this. The disabled parking bays will not be affected by the changes.

Venture House Car Park Stratford-upon-Avon

The car park at Venture House is not currently covered by the OSPPO and, since it opened the new business facility, they have experienced issues with misuse of the car park from those who do not use the premises. Currently, SDC have no powers to enforce. It is proposed that the Venture House car park is added to the Order so that sensible parking restrictions can be imposed, enforced appropriately. This will ensure that there is space available for those who are using Venture House, i.e. tenants, Council staff and visitors. This would be provided through permit holders only, free parking arrangements.

Financial Implications

There are no financial implications from these proposals for WCC.

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| Report Author | Jane Williams |
| Head of Service | Mark Ryder |
| Joint Managing Director | Monica Fogarty |
| Portfolio Holder | Councillor Jeff Clarke |

Checklist

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

List of Reports considered

Link to published proposed decision report:

<https://democratic.warwickshire.gov.uk/cmis5/CalendarofMeetings/tabid/128/ctl/ViewMeetingPublic/mid/645/Meeting/4403/Committee/593/Default.aspx>

List of Background Papers

None

Members and officers consulted or informed

Portfolio Holder – Councillor Jeff Clarke

Corporate Board

Legal – Ian Marriott,

Finance – Liz Firmstone, Virginia Rennie

Equality – Clare Bonnet

Democratic Services – Paul Williams

Councillors Shilton, Clarke, Lloyd, Fradgley, Rolfe, Dirveiks, Cockburn