

Eastern Area Planning Committee

8 January 2020

Proposed Traffic Regulation Order – Various Roads, West Moors

For Decision

Portfolio Holder: Cllr R Bryan, Highways, Travel and Environment

Local Councillor(s): Cllr Dyer and Cllr Shortell

Executive Director: John Sellgren, Executive Director of Place

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Report Status: Public

Recommendation: That having considered the objections received, committee be recommended to approve the proposed waiting restrictions on Denewood Road, Highfield Road and The Avenue as originally advertised and recommend this approval for executive decision.

Reason for Recommendation: The proposed restrictions at Denewood Road, Highfield Road and The Avenue are mainly to cover junctions which will help facilitate larger vehicles and service buses and enforce the highway code.

1. Executive Summary

Following the advertising of proposed changes to parking restrictions in Denewood Road, Highfield Road and The Avenue, six objections and two comments have been received to the proposals. This report considers the objections and whether the proposals in West Moors should be implemented as advertised.

2. Financial Implications

The cost of making the Order is estimated at £1500 inclusive of advertising charges.

3. Climate implications

N/A

4. Other Implications

N/A

5. Risk Assessment

Having considered the risks associated with this decision, the level of risk has been identified as:

Current Risk: LOW

Residual Risk: LOW

6. Equalities Impact Assessment

The proposed waiting restrictions will have the usual exemption for disabled badge holders where appropriate and in accordance with the Highway Code.

7. Appendices

Appendix 1 – Drawing No. 2237/1/20

Appendix 2 – Location of TRO proposals and Planning proposal

8. Background Papers

Responses from the Parish Council, Dorset Police and the local County Councillors are held on file in the Environment Infrastructure and Economy Directorate

Footnote:

Issues relating to financial, legal, environmental, economic and equalities implications have been considered and any information relevant to the decision is included within the report.

1. **Background**

- 1.1 Proposals were advertised for public consultation on 17 October 2019 for a variety of new waiting restrictions in West Moors. Six objections were received for the proposals and two letters with comments. This report considers the objections and comments raised.
- 1.2 Denewood Road, Highfield Road and The Avenue are located to the north of West Moors. There are currently restrictions at the junction of Station Road/The Avenue, West Moors.
- 1.3 The request was received from West Moors Parish council in 2014, after the local bus company stopped running through this area due to parked vehicles at junctions along the route.
- 1.4 This area of West Moors is close to St Marys Church, St Marys First School and Nursery and Five Gables Care Home.
- 1.5 There is no record of any collisions in the area in the last five years (yearend 30th April 2019).

2. **Information**

- 2.1 Council officers proposed that no waiting at any time would be appropriate restrictions at Denewood Road, Highfield Road and The Avenue as shown in Appendix 1. The restrictions would discourage parking at these junctions and help to reinforce the highway code.
- 2.2 The proposed restrictions would improve access at junctions for large vehicles including buses, refuse vehicles, delivery vehicles and emergency service vehicles.
- 2.3 Denewood Road, Highfield Road and The Avenue are located close to a proposed planning application at Blackfield Lane, West Moors (appendix 2.) application for new build industrial unit which has received a large number of objections. At the time of the TRO proposal it was unknown to officers of the current planning proposal.
- 2.4 This No Waiting at Any Time proposal is not linked to the proposed /planned developments.

3. **Law**

- 3.1 Sections 1 and 2 of the Road Traffic Regulation Act 1984 allow the Council to make an Order prohibiting or restricting the waiting of vehicles or the unloading of vehicles. The circumstances where an Order may be made include:
 - For avoiding danger to persons or other traffic using the road;
 - For facilitating the passage on the road of any class of traffic;

4. **Consultation**

- 4.1 Under Dorset Council's procedure, primary consultation was carried out on the proposed scheme and is supported by the Local Members, West Moors Parish Council, and the Police.
- 4.2 There have been eight responses to the public consultation process for this Order. There are six objections to the proposal from residents and two sets of comments, these have all been summarised below with officer's comments following: -

Name and Address	Summary of Response – Opposing the proposal
<p>Resident Pine Walk, Ferndown</p>	<p>We used to have buses down Denewood and Highfield turning into the Avenue which was a nightmare for pedestrians and other road users.</p> <p>The buses stopped running due to the roads being very narrow. Making these proposed amendments seem to be in line with the old bus route.</p> <p>This will reinstate the danger that was there previously. Larger vehicles are the only vehicles which will require these proposed restrictions and therefore encouraging the use of large vehicles in such a residential area as this should not be allowed.</p>
<p>Resident Blackfield Lane, Ferndown</p>	<p>The Highway Code states that you should have 10m from a junction without parking. Therefore, I'm unclear why 40m is required in the avenue and 27m is required in Highfield Road.</p> <p>I completely understand needing safety around junctions, but this seems to be excessive in limiting vital parking space, especially with St Mary's school on the Avenue.</p>
<p>Resident Blackfield Lane, Ferndown</p>	<p>I object to the no waiting at any time, except for, West Moors, The Avenue, on the south side from its junction with Ashurst Road in a south-westerly direction for a distance of 40 metres.</p> <p>All the other areas around the junctions can already be enforced under existing legislation, not least of which, is a duty not to cause an obstruction to other road users. The issue is a lack of enforcement.</p> <p>Additionally, adding these restrictions could be seen as a pre-emptive action to assist and facilitate the applicant in application 3/19/1512/OUT</p>

<p>Resident The Avenue, West Moors</p>	<p>I wish to register an objection to the proposed amendment to the traffic order to install double yellow lines along sections of Denewood Road, Highfield Lane & The Avenue. Summary of concerns:</p> <p>The proposal is unnecessary (& a waste of the Council's time/money). The lines will be detrimental to visual amenity</p> <p>The timing of the Order appears to imply a pre-determination of planning application no. 3/19/1512/OUT</p> <p>It is understood that the Parish Council put the proposed traffic order forward to seek to encourage Yellow Buses to restore the bus route. I commend the Parish Council for seeking to get a bus route.</p> <p>I have been in communication directly with Yellow Buses. I have been told by Yellow Buses that they are interested in restoring a route to West Moors, the route would travel through West Moors along Station Road and would not be turning around along Denewood Road, Highfield Road & The Avenue.</p> <p>Having discussed the matter with Yellow Buses, I understand that they are currently waiting for Dorset Council to respond on some funding to get the service up and running.</p> <p>Yellow lines would be out of keeping in this suburban/semi-rural setting.</p> <p>It is understood the Parish Council requested the order over 2 years ago. Dorset Council only actioning the request now whilst there is a current planning application for a major development on Blackfield Lane, it has the appearance the Council is seeking to facilitate the development.</p>
<p>Resident Sarum Avenue, Ferndown</p>	<p>I would like to object to the proposal, as provided by West Moors Parish Council 3 years ago. The purpose of the proposal was to allow free movement of the bus.</p> <p>The bus service has been cancelled for two years due to the cost of the service and delays caused by a blockage. The bus route was amended to avoid this blockage; the route was then cancelled altogether, for reasons I can only assume link to cost.</p> <p>The Parish Council have intimated that they would like to have a service re-instated to West Moors, for which they should be commended.</p>

	<p>When Yellow Buses were asked about this service, they confirmed that any new route they are looking at will only travel through West Moors (along Station Road to Three-legged Cross and on to Verwood).</p> <p>This proposal should have been rescinded when the bus route was amended and if not then, certainly once it was cancelled.</p>
<p>Resident The Avenue, West Moors</p>	<p>I would like to register my objection to the proposed TRO West Moors (The Avenue, Highfield Road etc).</p> <p>The proposal to put down yellow lines and permanently deny parking access for myself outside my house will cause considerable inconvenience to myself, family and visitors. I have lived on the Avenue for 26 years and am aware that buses have found, on very rare occasions, difficulty turning onto The Avenue from Highfield Road.</p> <p>The few times I have seen this happen is when there has been activities associated with St Mary's First School during term time for approximately 20 mins when parents drop off or collect children.</p> <p>Enforcing Rule 243 of the Highway Code (Do not stop or park opposite or within 10 metres of a junction) would be sufficient and a cheaper option for the Council. Your proposed yellow lines go much further than this outside my house.</p>
Name and Address	Summary of Response – Other comments
<p>Resident Denewood Road, Ferndown</p>	<p>The parking problem and danger area is at the junction of Denewood Road and Station Road.</p> <p>Visitors to the Five Gables Rest Home park immediately opposite the Home right on the corner of the junction of the two road.</p>
<p>Resident Sarum Avenue, Ferndown</p>	<p>I support the plan to restrict parking in the Avenue Highfield Rd and Denewood Rd my only concern is the timing of this order. As you must be aware a developer has put in plans to develop a site access serviced by the Avenue.</p> <p>I have lived in the village for 12years every year of which nothing was done, we saw the buses stopped because they could not get up the road one of the main objections to the development was the use of the Avenue.</p>

	Now if the plans for the development have been accepted this order could to facilitate the developers.
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- 4.3 The proposed double yellow lines cover the junctions of The Avenue and Highfield Road and Denewood Road and Highfield Road after a request was raised and supported by West Moors Parish Council.
- 4.4 The proposed double yellow lines will help enforce no parking around junctions or opposite junctions. The extended double yellows on the southern side of the Avenue is to help alleviate any visibility issue from a narrow private road.
- 4.5 The location of Denewood Road, Highfield Road and The Avenue is north of West Moors high street and is located close to St Marys Church, St Marys First School and Nursery and Five Gables Care Home. Which does generate a demand for on street parking in this area.
- 4.6 This proposal was made to our community highways team in 2014 and due to the number of Traffic Regulation Order requests we receive and that are outstanding this proposal could not be considered until now. West Moors Parish Council were asked if it still wished to pursue the proposal. The Parish Council responded positively and supports the proposal.
- 4.7 Members are asked to note that highways officers were unaware of the proposed planning application at Blackfield Lane when consulting on the proposed Traffic Regulation Order.
- 4.8 The TRO proposal and Planning proposal are not linked, please see appendix 2 for locations of all proposals.
- 4.9 It is against the highway code to park opposite or near a junction, the Highway Code Rule 243 states 'Do not stop or park opposite or within 10 metres (32 feet) of a junction, except in an authorised parking space. Rule 243 could be an offence if it's also causing an obstruction. Dorset Council Civil Enforcement Officers however can enforce No Waiting at Any Time restrictions (double yellow lines).
- 4.10 The Highways Traffic Regulation Order team have contacted Yellow Buses directly for comments on a proposed new bus route or a returning bus route. Yellow Buses responded that they have submitted a plan to Dorset Council for a route to serve West Moors and would require funding from Dorset Council. Yellow Buses confirmed the proposed route would include The Avenue and Denewood Avenue in West Moors.
- 4.11 The Dorset Travel Team have received a timetable suggested by Yellow Buses, but they have not registered a new service. Although the company is seeking financial support from Dorset Council there is no funding available.

- 4.12 This proposal was initially requested to encourage a bus to return. Notwithstanding it is important that access for emergency vehicles is improved so that emergency vehicles can always easily access residential areas.
- 4.13 Having considered all the responses received, it is considered that the current proposals should be progressed rather than leave the situation as existing.



Proposed Traffic Regulation Order locations



Proposed site entrance