

**Democratic Services**

Location: Phase II
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To: **OUNCILLOR JONATHAN BIANCO**
CABINET MEMBER FOR PROPERTY, HIGHWAYS
AND TRANSPORT

c.c. All Members of the Property, Highways and Transport Select Committee
c.c. Caroline Haywood – Place Directorate
c.c. Perry Scott – Corporate Director of Place

Date: 18 August 2023

Non-Key Decision request**Form D****CHARNWOOD ROAD, HILLINGDON - OBJECTION TO PROPOSED
DISABLED PERSON PARKING BAY**

Dear Cabinet Member

Attached is a report requesting that a decision be made by you as an individual Cabinet Member. Democratic Services confirm that this is not a key decision, as such, the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012 notice period does not apply.

You should take a decision **on or after Tuesday 29 August 2023** in order to meet Constitutional requirements about publication of decisions that are to be made. You may wish to discuss the report with the Corporate Director before it is made. Please indicate your decision on the duplicate memo supplied, and return it to me when you have made your decision. I will then arrange for the formal notice of decision to be published.

Steve Clarke
Democratic Services Officer

Title of Report: Charnwood Road, Hillingdon - Objection to Proposed Disabled Person Parking Bay

Decision made:

Reasons for your decision: (e.g. as stated in report)

Alternatives considered and rejected: (e.g. as stated in report)

Signed Date

Cabinet Member for Property, Highways and Transport

CHARNWOOD ROAD, HILLINGDON - OBJECTION TO PROPOSED DISABLED PERSON PARKING BAY

Cabinet Member(s)	Councillor Jonathan Bianco
Cabinet Portfolio(s)	Cabinet Member for Property, Highways & Transport
Officer Contact(s)	Caroline Haywood, Place Directorate
Papers with report	Appendix A – Location Plan Appendix B - Plan of Proposal

HEADLINES

Summary	To inform the Cabinet Member that an objection has been received to the proposed disabled bay on Charnwood Road, Hillingdon
Putting our Residents First	The request can be considered as part of the Council's annual programme of road safety initiatives.
Financial Cost	The cost associated with the recommendations to this report is estimated at £400 and will be managed within existing revenue budgets for the Transportation Service.
Relevant Select Committee	Property, Highways & Transport Select Committee
Relevant Ward(s)	Hillingdon West

RECOMMENDATIONS

That the Cabinet Member for Property, Highways & Transport:

1. Notes the application for a disabled parking bay in Charnwood Road, Hillingdon;
2. Considers the objection to the proposed disabled persons' parking bay on Charnwood Road, Hillingdon;
3. Approves the installation of the proposed disabled persons' parking bay on Charnwood Road, Hillingdon, as shown in Appendix B to this report.

Reasons for recommendations

The formal disabled parking bay is intended to benefit disabled people by designating a parking space for the use of Blue Badge holders.

Alternative options considered / risk management

None at this stage.

Select Committee comments

None at this stage.

SUPPORTING INFORMATION

1. Charnwood Road is a residential road within Hillingdon West Ward. Many properties in Charnwood Road do not benefit from off-street parking. Charnwood Road leads onto Long Lane, a main route between Ickenham and Hayes. A plan of the area is shown on Appendix A to this report.
2. The Council received an application for a disabled parking bay from a resident of Charnwood Road. The applicant fully meets the Council's assessment criteria for the provision of an on-street disabled parking bay, and it was agreed to develop a proposal for an on-street disabled parking bay as close and safely in proximity of the resident's property, whilst maintaining as much parking for other residents as possible.
3. Approval was subsequently granted by 'Delegated Officer's Action' to progress this proposal to the statutory consultation stage. Formal notice was given of the Council's intentions for statutory consultation on the proposal shown in Appendix B to this report, and a 21-day notice of intent was duly published. During this period, the Council received one objection to this proposed disabled parking bay.
4. The objector stated "*I would like to object to this proposed disabled parking as there are really too many parking problems at Charnwood Road already As a long-time resident of Charnwood Road, I would strongly object to this proposal. I really would like to see yellow lines down from 43 to 63 only. Charnwood Road is already a congested road and therefore I REJECT the proposal for a resident's disabled bay. Because of the parking problems here there really needs to be yellow lines down here from 43 to 65.*"
5. Installing yellow lines may not be supported by the other residents in this section of Charnwood Road as they do not have access to off street parking. Parking is already an issue with more cars than the available kerb side space.
6. The proposed formal disabled parking bay in Charnwood Road would be available for any Blue Badge holder to use without time limit; although officers do not know all the circumstances of the objector, if they too have a Blue Badge, then it would be possible for them to access it on occasions. The Council continually reviews the use of on-street disabled parking bays and will consider their removal if they are no longer required due to either a change in circumstances, are reported to be unused or if the resident has moved away. The Council aims to install disabled bays as close to the resident's property as possible.
7. The views of Ward Councillors were sought, and one has responded supporting the bay.

- Whilst it is understood that the provision of Blue Badge disabled bays can lead to strong feelings both for and against their introduction, the bay is proposed where residents already park and would not restrict access to any dropped kerb or the free flow of traffic. It is therefore recommended that the Council proceeds with the installation of the disabled parking bay on Charnwood Road, as shown in Appendix B to this report.

Financial Implications

The cost associated with the recommendations to this report is estimated at £400 and will be managed within existing revenue budgets for the Transportation Service.

RESIDENT BENEFIT & CONSULTATION

The benefit or impact upon Hillingdon residents, service users and communities

The proposed disabled parking bay is intended to benefit disabled people by designating a parking space for the sole use of Blue Badge holders.

Consultation carried out or required

Consultation has been carried out on this proposal through a notice on site and in the local press. Local Ward Councillors have also been consulted.

CORPORATE CONSIDERATIONS

Corporate Finance

Corporate Finance has reviewed the recommendations to this report and concurs with the financial implications as set out above.

Legal

The Council's power to make orders to implement a disabled person's parking bay is set out in the Road Traffic Regulation Act 1984. The power to create/provide designated parking places is set out in Part IV of the Road Traffic Regulation Act 1984.

The Traffic Signs Regulations and General Directions 2016 govern road traffic signs and road markings and there are no special circumstances drawn to our attention that would prevent the scheme proceeding provided that the appropriate statutory procedures are followed. The consultation and order making statutory procedures that should be followed in this case are set out in The Local Authorities' Traffic Orders (Procedures) (England and Wales) Regulations 1996 (SI 1996/2489).

In exercising any of the powers under the Road Traffic Regulation Act 1984 (as amended), the Council have to consider their statutory duty 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. These powers must be exercised so far as practicable having regard to the following matters:

- a. the desirability of securing and maintaining reasonable access to premises
- b. the effect on the amenities of any locality affected including the regulation and restriction of heavy commercial traffic so as to preserve or improve amenity
- c. the national air quality strategy
- d. facilitating the passage of public service vehicles and securing the safety and convenience of their passengers; and
- e. any other matters appearing to the Council to be relevant.

These powers must be balanced with the concerns raised by the objector.

Availability for any Blue Badge holder to use the disabled parking bay in Charnwood Road is a relevant consideration in deciding whether to make this form of order. In considering the consultation responses, decision makers must ensure there is a full consideration of all representations arising including those which do not accord with the officer's recommendation. The decision maker must be satisfied that responses from the public were conscientiously taken into account.

When making decisions, the Council should be mindful of its public sector equality duty under section 149 of the Equality Act 2010.

Infrastructure / Asset Management

There are no property implications resulting from the recommendations set out in this report.

BACKGROUND PAPERS

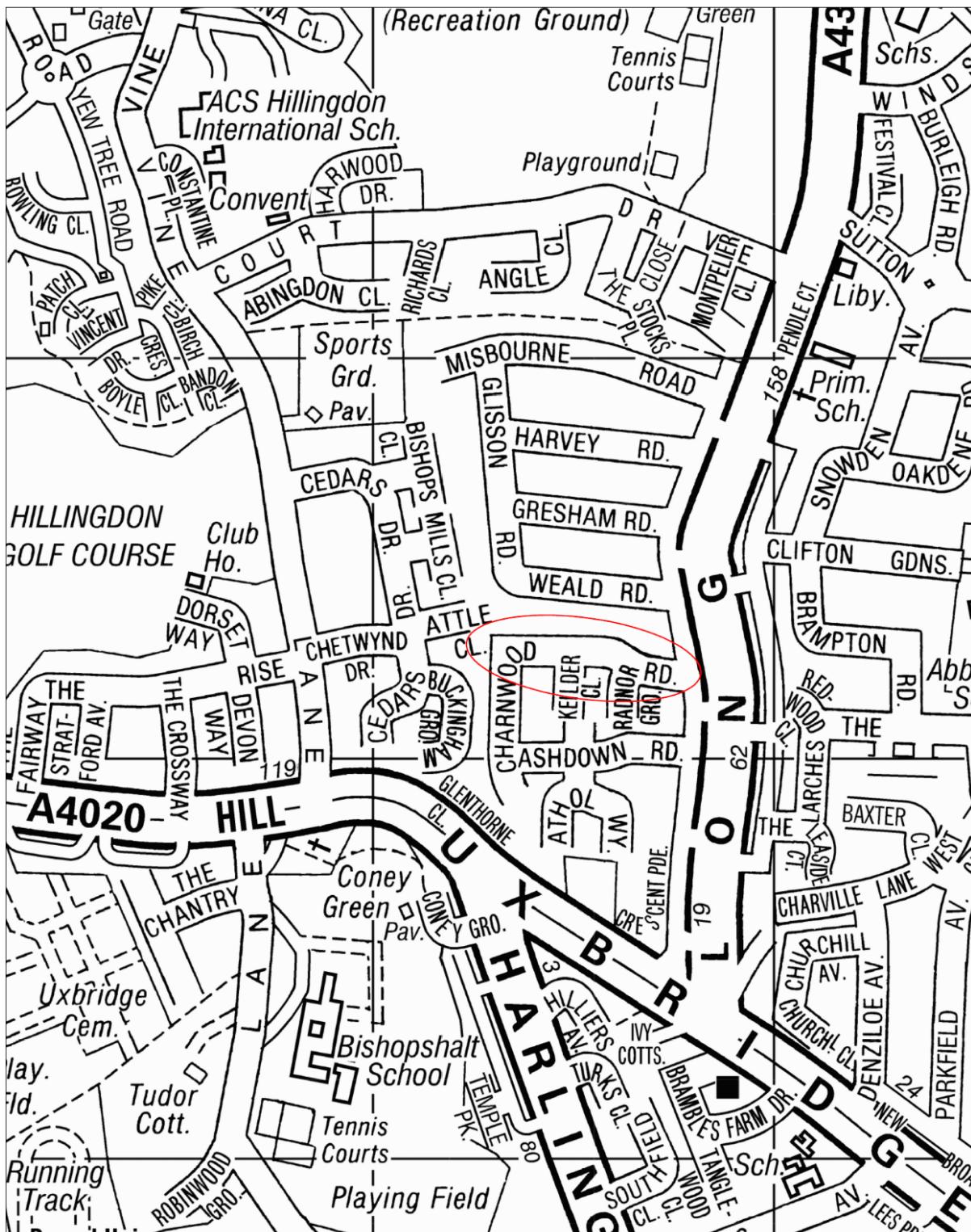
- Traffic order
- Objection email

TITLE OF ANY APPENDICES

Appendix A - Location Plan

Appendix B - Plan of Proposal

APPENDIX A - LOCATION PLAN



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Charnwood Road, Hillingdon

APPENDIX B - PLAN OF PROPOSAL

