

**CABINET – 14 SEPTEMBER 2018****CHOYCE CLOSE, COALVILLE - NO WAITING AT ANY TIME  
RESTRICTIONS****REPORT OF THE DIRECTOR OF ENVIRONMENT AND TRANSPORT****PART A****Purpose of the Report**

1. The purpose of this report is to seek approval for implementation of a developer-funded Traffic Regulation Order (TRO), planning application number 15/00032/FULM, as part of the new Cadeby Homes Development site off Forest Road, Coalville (North West Leicestershire).

**Recommendation**

2. It is recommended that the Traffic Regulation Order associated with the Choyce Road, Coalville development, as shown on drawing number TM4427/1/2016 appended to this report be approved for implementation.

**Reason for Recommendation**

3. Implementing the TRO would create safe access into and out of the Forest Road development as well as meeting a condition of the planning application which was imposed as part of a new Cadeby Homes residential development off Forest Road.

**Timetable for Decisions (including Scrutiny)**

4. Subject to the Cabinet's approval, the making and implementation of the TRO will be made within 12 weeks.

**Policy Framework and Previous Decisions**

5. The scheme contributes to the delivery of Local Transport Plan 3 (LTP3) and the priorities of safety and quality of life.
6. In March 2000, the Cabinet authorised the Director of Environment and Transport to overrule objections to future TROs, provided that the proposed order had the support of the appropriate local Member(s), and that the Cabinet Lead Member was in agreement. Where support is not forthcoming, the matter should be referred to the Cabinet for determination.
7. Having considered the proposal, Local Member for Coalville South, Mr M. B. Wyatt CC has indicated that he supports the scheme but wishes this matter to

be considered by the County Council's Cabinet. Objections to the Scheme have been received from Local Member for Coalville North, Dr. Terri Eynon.

### **Resource Implications**

8. There are no resources implications arising from the recommendations in this report. The cost of processing the TRO (estimated at £7,500) will be funded by the developer in full. An additional cost to the County Council of £300 has been occurred for the report to be considered by Cabinet.

### **Circulation under the Local Issues Alert Procedure**

Mr. M. B Wyatt CC and Dr. Terri Eynon CC.

### **Officers to Contact**

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## **PART B**

### **Background**

9. In February 2015, a planning application (number 15/00032/FULM) was made to North West Leicestershire District Council for the development of the new residential development site. In order to prevent obtrusive parking on the new access road (Choyce Close) at its junction with Forest Road, waiting restrictions were recommended. The application was permitted by the District Council as the local planning authority on 8 September 2015.
10. The planning permission for this development was granted subject to a number of conditions. Condition 18 states that:-  
  
*“Off-street car parking and turning facilities shall be provided within the application site in accordance with the details shown on the submitted plan; the parking and turning areas shall be surfaced and marked out prior to the development being brought into use, and shall thereafter be so maintained at all times. Reason – To ensure that adequate off-street parking provision is made to reduce the possibilities of the proposed development leading to on-street parking problems in the area and to enable vehicles to enter and leave the site in a forward direction in the interests of the safety of road users”.*
11. As part of the planning conditions, a new site access road is to be constructed into the development off Forest Road.
12. Details of the proposed permanent TRO are shown on Drawing No. TM4427/1/2016 attached as the appendix .

### **Consultation**

13. The County Council undertook public consultation on the proposed TRO from 24<sup>th</sup> November 2017 to 15<sup>th</sup> December 2017.

The scheme was advertised in the local press and on Leicestershire County Council’s website. A copy of the proposal was made available for inspection at North West Leicestershire District Council offices during the consultation period.

There were responses arising from the consultation:-

Consultee	Response	
	General agreement /no adverse comments received	Does not support the proposals
Dr, Terri. Eynon CC		1
Mr. M. B. Wyatt CC	1	
Hugglescote & Donington Le Heath Parish	1	
North West Leicestershire District Council	1	
Leicestershire Police	1	
East Midlands Ambulance Service	1	
Leicestershire Fire & Rescue Service	1	
Road Haulage Association	1	
Freight Transport Association	1	
Local residents (2 letters)		2
<b>TOTAL</b>	<b>9</b>	<b>3</b>

### **Objections**

14. Those who objected to the TRO did so as they believe the waiting restrictions would be unduly onerous to local residents on Forest Road and the surrounding streets due to the removal of local parking amenities/ demolition of the pre-existing garages in order to accommodate the development. Due to lack of on-street parking within the local area, a Residents' Parking Scheme was requested. The objectors also felt that the new access road width is less than the permitted standard.

### **Highway Authority Comments**

15. It is recognised that parking in the local area is limited which creates difficulties for residents; a parking restriction associated with the planning application can only mitigate the impact that the development is likely to have on the network. Existing highway issues would need to be considered separately. Consideration was given to the request to remove the proposed restrictions on the south side of Choyce Close, due to the road width being 4.8 metres but allowing parking would compromise safe access into and out of this development. Roads with similar widths that do not have parking restrictions have been known to have vehicles parking part or wholly on the footway, compromising pedestrian safety and damaging the highway.
16. The control of off-street garages is not the responsibility of Leicestershire County Council as the Highway Authority. Their removal would have been determined as part of the planning application process, which was a matter for North West Leicestershire District Council.

17. Officers within the Traffic and Signals Team at Leicestershire County Council undertook an assessment in accordance with current guidelines to determine if a Residents Parking Scheme on Forest Road could be implemented. The assessment undertaken demonstrated that there is insufficient road space to allow at least one vehicle per household for a Residents Parking Scheme to operate in the area and therefore such a scheme cannot be introduced.

### **Conclusion**

18. The proposed TRO is in accordance with the published planning condition and the appropriate time for representations to have been made during the planning process. To facilitate the implementation of the planning permission it is considered necessary on highway safety grounds to process a TRO, so as to create a safe access into and out of the development and prevent potential footway parking and blocking of the highway in to the new access to the Cadeby Homes Development Site.

### **Equality and Human Rights Implications**

19. There are no equality or human rights implications arising from this report.

### **Background Papers**

Local Transport Planning in Leicestershire 2011-2016: Leicestershire Local Transport Plan 3:

[http://www.leics.gov.uk/index/highways/transport\\_plans\\_policies/ltp/current\\_transport\\_plans.htm](http://www.leics.gov.uk/index/highways/transport_plans_policies/ltp/current_transport_plans.htm)

### **Appendix**

Drawing number TM4427/1/2016 – Choyce Close, Coalville

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