

	<p>ACTION TAKEN UNDER DELEGATED POWERS BY OFFICER September 2017</p>
<p>Title</p>	<p>Objections received following a statutory consultation on a proposal to introduce new waiting restrictions at the junction of Ashurst Road and Buxted Road N12 and on the northeast side of Lambert Way N12.</p>
<p>Report of</p>	<p>Strategic Director for Environment</p>
<p>Wards</p>	<p>Woodhouse Ward</p>
<p>Status</p>	<p>Public</p>
<p>Enclosures</p>	<p>Appendix A - Drawing nos. SCR159-2, SCR159-3.</p>
<p>Officer Contact Details</p>	<p>Gavin Woolery-Allen, Senior Engineer Email: gavin.woolery-allen@barnet.gov.uk, Tel: 0208 359 3555</p>

<p>Summary</p>
<p>Statutory consultation has been carried out regarding proposals to introduce new waiting restrictions at the junction of Ashurst Road and Buxted Road, N12 and the northeast side of Lambert Way N12. The restrictions are designed to deter obstructive parking, improve traffic flow, sightlines and general road safety for both pedestrians and motorists in the area.</p> <p>This report summarises the objections received to the two proposals and determines whether the proposals should be introduced or not, and if so, with or without modification</p>

<p>Decisions</p>
<p>1. That having considered the objections received to the statutory consultation on the proposals outlined in this report, that the Strategic Director for Environment authorise Officers to implement the proposed measures as shown on drawing nos. SCR159-2 and SCR159-3 through the making of the</p>

relevant Traffic Management Orders.

1 WHY THIS REPORT IS NEEDED

- 1.1 In response to concerns raised by resident and Ward Councillor regarding road safety, a statutory consultation was carried out on a proposal to introduce new “at any time” waiting restrictions at the junction of Ashurst Road and Buxted Road and on the northeast side of Lambert Way N12.
- 1.2 As part of the statutory consultation process the proposals were advertised on notices and published in the local Press newspapers and in the London Gazette. In addition, similar notices were erected on-street in the affected roads and letters together with an associated plan outlining the proposals were delivered to properties situated in close proximity to the proposal.

Proposed ‘at any time’ waiting restrictions at the junction of Ashurst Road and Buxted Road, N12

- 1.3 In response to the consultation three pieces of correspondence were received opposing the introduction of the proposed restrictions. Out of this correspondence, one represented the views of 7 residents living in close proximity of the Ashurst Road and Buxted Road junction. A summary of the comments and objections received are as follows:
- That the proposed restrictions would have an adverse effect on their ability to park close to their properties;
 - That the proposed restrictions will not help to deter motorists from speeding in the vicinity of the Ashurst Road and Buxted Road junction unless other speed reduction measures are introduced.
- 1.4 Whilst appreciating the comments received it is acknowledged that the introduction of the double yellow lines would reduce the amount of available parking on street which is also likely to have an impact on motorists who have become accustomed to parking at particular locations on street in the vicinity of the proposed restrictions. However, it is considered that the proposed length of double yellow lines is the minimum required to deter obstructive parking which would in turn improve traffic flow, sightlines and safety in the vicinity of the junction of Ashurst Road and Buxted Road N12.
- 1.5 In response to concerns raised by local resident and a local Ward Councillor regarding speeding and in light of the fatal accident which occurred at the junction in November 2016 involving a moped, the Finchley and Golders Green Area Committee has identified funding to consider the use of traffic islands and any other potential traffic calming/safety measures that can be used to address concerns related to this. Furthermore, a Cycle Quietway Scheme is also being considered in the area, and engagement with residents is planned separately in this area in particular to explore the proposal and the type of measures to support this. This engagement will be undertaken by

'Sustrans' and will explore residents views regarding traffic speed and volume and measures that could help make roads in the area safer and more suitable as a quiet on-road cycling route.

1.6 As such, having given the above comments and objections received due consideration, it is considered that the proposal still has merit and as such it is recommended that the waiting restrictions for the junction of Buxted Road and Ashurst Road should be introduced as proposed.

1.7 Proposed 'at any time' waiting restriction at Lambert Way, N12

1.8 In response to the consultation, correspondence was received by a business owner on Lambert Way who was concerned that the proposed waiting restrictions would affect vehicles associated with their business from being able to load and unload outside their premises. In response to this concern Officers advised the business owner that motorists are currently allowed to load and unload alongside any waiting restrictions continuously for up to 40 minutes just as long as they are not obstructing the public highway.

1.9 In addition, Officers also advised the business owner based on their location that they would be entitled to apply for business parking permits and parking vouchers which will enable vehicles associated with their business to park on street within the North Finchley Controlled Parking Zone (CPZ). However, following the advice given by Officer the business owner informed Officers that they attempted to apply online for a business permit and their application was declined because the properties on Lambert Way were not listed within the relevant Traffic Management Order.

1.10 In light of the above, Officer consider that the proposed restrictions would have an impact on the business owner ability to park on Lambert Way for lengthy periods of time especially during the working day and it is therefore recommended that the relevant schedule of the Barnet (Charged-for Parking Places) Consolidation Traffic Management Order (TMO) 2014 is amended to incorporate the addresses listed under Lambert Way so that they will be eligible to purchase parking permits and vouchers associated with the North Finchley CPZ.

1.11 As such, having given the above concerns its due consideration, it is considered that the proposal still has merit and as such it is recommended that the waiting restrictions for Lambert Way N12 should be introduced as proposed in conjunction with the eligibility for businesses on Lambert Way to apply for Business parking permits.

2 REASONS FOR DECISIONS

2.1 As part of the Council's statutory duty to ensure efficient levels of traffic flow and ensuring road safety is maintained on the road network throughout the borough, it is considered that a waiting restrictions should be introduced and/or amended which will deter obstructive parking, improve traffic flow and general road safety for both pedestrians and motorists.

3 ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

- 3.1 Traffic and road safety issues were indentified and it was considered that action should be taken and therefore a do nothing option was not considered appropriate. Given the nature of the concerns being addressed in this report, the recommended action is considered to be the preferred option.

4 POST DECISION IMPLEMENTATION

- 4.1 In accordance with The Local Authorities' Traffic Orders Procedure)_(England and Wales) Regulations 1996, a statutory consultation have been carried out on the proposals through notices outlining the proposals being published in the local Press and London Gazette newspapers, similar notices being erected on-street and letters being delivered to properties close to the relevant locations.
- 4.2 Having considered the comments received, the agreed measures would be introduced through the making of the relevant Traffic Management Orders.

5 IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

- 5.1.1 The Council's Corporate Plan states in its strategic objectives that it will work with local partners to create the right environment to promote responsible growth, development and success across the Borough. In particular the Council will maintain a well-designed, attractive and accessible place, with sustainable infrastructure across the borough. The plan also acknowledges that the future success of the Borough depends on effective transport networks.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

- 5.2.1 The introduction of new waiting restrictions requires amendments to Traffic Management Orders.
- 5.2.2 Statutory procedures require a public consultation to take place. Total estimated costs for all processes carried out to date and all future costs, including:- the necessary statutory process, advertising, printing, officer time, including consideration of any comments received, report writing and the introduction of the measures are estimated to be £2,000 for Ashurst Road/Buxted Road and £2,000 for Lambert Way. The costs can be met from the Finchley and Golders Green Area Committee CIL allocation.

5.3 Legal and Constitutional References

- 5.3.1 The Traffic Management Act 2004 places obligation on authorities to ensure the expeditious movement of traffic on their road network. Authorities are

required to make arrangements as they consider appropriate for planning and carrying out the action to be taken in performing the duty.

5.3.2 The Council as the Highway Authority has the necessary legal powers to introduce or amend Traffic Management Orders through the Road Traffic Regulation Act 1984.

5.3.3 Statutory consultation with all affected frontages, Ward councillors and relevant stakeholders in accordance with the provisions of The Local Authorities' Traffic Order (Procedure) (England and Wales) Regulations 1996 has been carried out.

5.4 Risk Management

5.4.1 It is not considered that the issues involved are likely to give rise to policy considerations as the proposed measures have a specific purpose and benefit which has been outlined within the consultation material.

5.4.2 It is considered that the issues involved in proposing or introducing the measures may lead to some level of public concern from local residents who feel that they do not wish for the measure to be introduced, or from residents/motorists in the area concerned about parking being displaced into their road or network of roads. However, for both issues, it is considered that adequate consultation across a sufficient area has ensures that members of the public have had the opportunity to comment in any statutory consultation on any proposed measure which has been considered within this report.

5.5 Equalities and Diversity

5.5.1 Section 149 of the Equality Act 2010 outlines the provisions of the Public Sector Equalities Duty which requires Public Bodies to have due regard to the need to:

- eliminate unlawful discrimination, harassment and victimisation and other conduct prohibited by the Equality Act 2010;
- advance equality of opportunity between people from different groups;
- foster good relations between people from different groups.

5.5.2 The proposals in this report are not expected to disproportionately disadvantage or benefit individual members of the community.

5.5.3 It is considered that the Council has met its public sector equalities duty in considering these issues

5.6 Consultation and Engagement

5.6.1 A statutory consultation on the proposed changes has been carried out with affected business frontages and various stakeholders.

6 BACKGROUND PAPERS

6.1 Finchley and Golders Green Area Committee Minutes 16 Feb 2017–
Ashurst/Buxted Road. -

<https://barnet.moderngov.co.uk/documents/g9126/Printed%20minutes%2016th-Feb-2017%2019.00%20Finchley%20Golders%20Green%20Area%20Committee.pdf?T=1>

6.2 Finchley and Golders Green Area Committee Minutes 30 March 2016 –

<https://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=712&MId=8267&Ver=4> Lambert Way N12

7 DECISION TAKER'S STATEMENT

7.1 *I have the required powers to make the decision documented in this report. I am responsible for the report's content and am satisfied that all relevant advice has been sought in the preparation of this report and that it is compliant with the decision making framework of the organisation which includes Constitution, Scheme of Delegation, Budget and Policy Framework and Legal issues including Equalities obligations.*

8 OFFICER'S DECISION

I authorise the following actions:

8.1. That having considered the objections received to the statutory consultation on the proposals outlined in this report, that the Strategic Director for Environment authorise Officers to implement the proposed measures as shown on drawing nos. SCR159-2 and SCR159-3 through the making of the relevant Traffic Management Orders..



Signed Jamie Blake, Strategic Director – Environment

Date 15th February 2018

