

## **ACTION TAKEN UNDER DELEGATED POWERS**

### **SUMMARY REPORT**

**Reference – 1925**

**Chief Officer: Pam Wharfe, Interim Director Environment, Planning and Regeneration**

**Subject: This report details the objections to the proposal to provide a disabled parking bay outside 5 Sebright Road, EN5 and confirms that the proposal should progress as originally proposed.**

#### **Delegated Powers reporting requirement:**

The Traffic Management Act 2004 places an 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.

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

#### **Background information:**

The proposal was to provide a disabled parking bay outside 5 Sebright Road, EN5. The cost of implementing the disabled parking bay will be met by the Council.

Drawing No. 22094/2238, (Appendix A) which is attached to this report details the proposals.

After completing the statutory consultation necessary prior to providing a disabled parking bay the Council received one objection against the proposal.

The objections along with comments in the letter are summarised as follows:

- There is parking congestion in the road and as residents drive to work other motorists working locally take the vacated parking spaces:
- If there was a disabled bay it would further reduce the parking opportunities at this location and could mean that this disabled bay is unused for eight hours during the day while the driver of the vehicle is at work.
- The applicant walks to the shops most days and only driven in the car occasionally.

The Council received an application for a disabled parking bay and as part of the application process produced documentation indicating that a vehicle is registered, and that a driver resides, at their address. The objector implied that there is parking congestion and this proposal would further reduce the available parking and the objector can walk to the shops. On the initial site visit made by Officers following receipt of the application, it was noted that the road is subject to high parking demand and this was taken into account when considering the application. As part of

the application process, a medical practitioner confirmed the nature of the applicant's disability, and their ability to walk requires the use of crutches.

Having considered the content of the objections, although it is acknowledged that it is difficult for residents to park near their homes, it is for this very reason that the applicant requested a disabled parking bay – in order to make their and their family's life easier. Given the nature of the applicant's disability and their limitations in walking, as confirmed by a medical practitioner, it is considered that there is a need to park in close proximity to their property. As such it is considered that a disabled bay should be introduced as proposed.

Accordingly, having given due consideration to the relevant objections summarised above it is considered that the disabled parking space should progress as originally proposed.

This Delegated Power Report authorises proceeding with the making of the relevant Traffic Management Order in order to provide a disabled parking space outside 5 Sebright Road EN5.

**Signed: Director for Place**  
**Date: 21 January 2013**