

CABINET
3 MARCH 2020

PROPOSED WAITING RESTRICTIONS BANKS ROAD - OBJECTIONS

Responsible Cabinet Member - Councillor Heather Scott
Leader and Local Services Portfolio

Responsible Director – Ian Williams
Director of Economic Growth and Neighbourhood Services

SUMMARY REPORT

Purpose of the Report

1. To advise Members of an objection received to a proposal for waiting restrictions on Banks Road and to seek a decision on whether to proceed with the proposal.

Summary

2. Concerns were received from a business on Banks Road with regards to the parking at the junction of Banks Road/McMullen Road and whether it was possible to introduce waiting restrictions at the junction to resolve the issue of obstructive parking.
 3. Employees vehicles from local businesses are parking at the junction and along Banks Road causing traffic flow issues for HGVs and other large vehicles when entering Banks Road.
 4. We consulted on a proposal for waiting restrictions to prevent parking and resolve the traffic flow/road safety (see plan at **Appendix A**).
 5. Comments from other businesses on Banks Road were received to the initial proposal. Vehicles parking on Banks Road had increased and the comments had asked for additional restrictions opposite accesses and around the bend of Banks Road. Waiting restrictions were advertised to prevent parking and resolve the traffic flow/road safety (see plan at **Appendix B**). As the Highway Authority the Council have a priority to consider road safety and traffic movement. Parking is permitted where it does not impact on these factors.
 6. An objection to the amended proposal was received from a business on the estate. The objector commented that he supports the restrictions at the junction of Banks Road and McMullen Road but objects to the restrictions near his premises as he believes it will have a severe impact on his business and parking ability of customers.
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Recommendation

7. It is recommended that Members consider the objection and set it aside and authorise officers to proceed with the proposal to introduce no waiting at any time and no waiting Monday – Saturday, 9.00am – 5.00pm as shown in Appendix B.

Reasons

8. The recommendation is supported to improve the traffic flow and road safety of Banks Road. The Council, acting in its capacity as the Highway Authority, have a duty of care to ensure the safety of the travelling public and a duty under the Traffic Management Act 2004 to maintain the expeditious movement of traffic.

Ian Williams
Director of Economic Growth and Neighbourhood Services

Background Papers

No Background papers were used in the preparation of this report

Chris Easby: Extension 6707

S17 Crime and Disorder	There are no direct implications
Health and Well Being	There are no direct implications
Carbon Impact and Climate Change	There are no significant impact implications in this report
Diversity	There are no direct implications
Wards Affected	Red Hall and Lingfield
Groups Affected	All
Budget and Policy Framework	This decision does not represent a change to the budget and policy framework
Key Decision	This is not a key decision.
Urgent Decision	This is not an urgent decision.
One Darlington: Perfectly Placed	No significant implications.
Efficiency	The proposal will prevent obstructive parking

MAIN REPORT

Information and Analysis

9. Banks Road is an industrial access road to the west of McMullen Road that serves a number of commercial businesses, many of which rely on large service vehicles to deliver and dispatch goods.
 10. On-street parking levels have increased over recent years with parking being a particular issue around the junction with McMullen Road. The vehicles observed to be parking are employees and customers of local businesses. The parking causes traffic flow issues on a daily basis, which could result in road safety issues.
 11. The parking issues resulted in a local business raising concerns and requesting the introduction of waiting restrictions on the section of Banks Road towards its junction with McMullen Road. The concern related to the impact parking was having on the flow of traffic and associated potential road safety problems.
 12. The Council, acting in its capacity as the Highway Authority, have a duty of care to ensure the safety of the travelling public and a duty under the Traffic Management Act 2004 to maintain the expeditious movement of traffic.
 13. We consulted local businesses on a scheme to introduce waiting restrictions at the Banks Road/McMullen Road junction and section of road immediately to the west of the junction (see plan at Appendix A). This was intended to ensure that traffic could safely enter and leave Banks Road and to avoid the road being blocked by queuing traffic.
 14. Comments from other businesses on Banks Road were received to the initial proposal. Vehicles parking on Banks Road had increased and representations were made asking for additional restrictions around accesses and the bend on Banks Road. Waiting restrictions were advertised to prevent parking and resolve the traffic flow/road safety (see plan at Appendix B).
 15. A business owner on Banks Road has made an objection to the proposed waiting restrictions. The reason for this objection is he feels the proposal will have a severe impact on his business. The restriction times have been amended slightly to lessen the impact, but they feel this will still have an unacceptable impact on his business.
 16. It should be noted that the only right the general public have on the public highway is a right of passage along it. The Council, acting in its capacity as the Highway Authority, have a duty of care to ensure the safety of the travelling public and a duty under the Traffic Management Act 2004 to maintain the expeditious movement of traffic. The Council will generally allow parking where it is considered safe to do so and where it does not impact on performance of the highway.
 17. The Ward Councillors were consulted, and no comments were made on the proposal.
 18. The proposed restrictions will improve the traffic flow and road safety.
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19. Subject to Cabinet approval, the restrictions will be introduced in accordance with the Council's powers as set out in Part 1 of the Road Traffic Regulations Act 1984.

Financial Implications

20. The proposal will be funded from the traffic management budget.

Legal Implications

21. The traffic orders have been statutorily advertised for the required period.

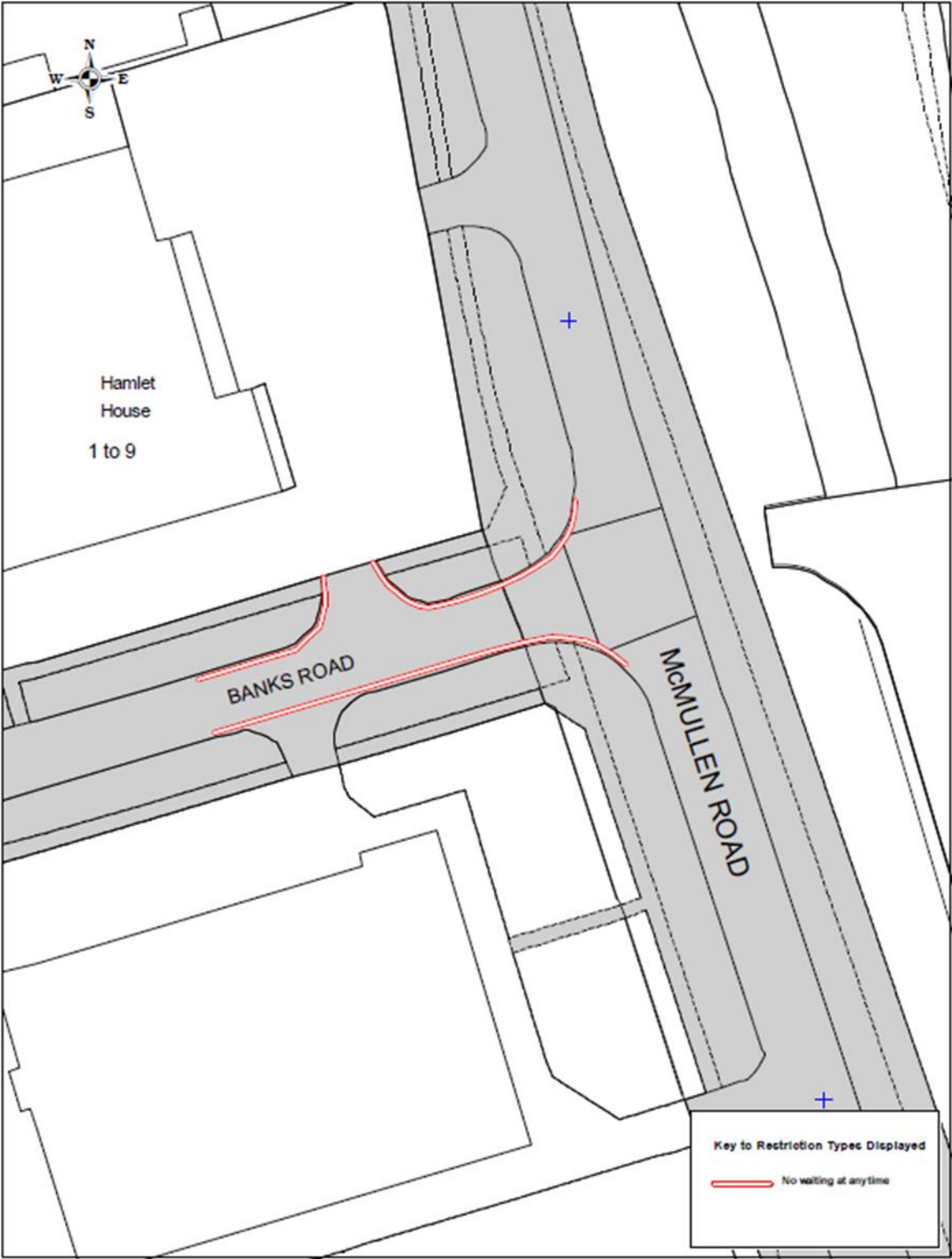
Consultation

22. Officers have consulted the business owners on Banks Road. The proposal has also been statutorily advertised in the press, following delegated authority to progress a traffic order.

Outcome of Consultation

23. One business owner has objected to the proposal as they feel the proposal will have a severe impact on his business and the loss of on street parking will result in a reduction in membership.
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APPENDIX A



 DARLINGTON BOROUGH COUNCIL	Banks Road	SCALE		1 : 500
		DATE		03/09/2018
		DRAWING No.		
		DRAWN BY		
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APPENDIX B

