

Stirling Council

Agenda Item No.9

Planning & Regulation Panel

Date of
Meeting: 1 October 2019

Not Exempt

The Stirling Council (Wallace Gardens, Causewayhead) (Restriction on Waiting and Loading) Order 2019

Purpose & Summary

The above Order formally proposes to introduce 'No Waiting and Loading at Any Time' parking restrictions to the turning area located to the side of No.29 and the rear of No.50 Wallace Gardens, Causewayhead.

Objections were received during the traffic order's statutory consultation period and as such, Officers are required under the Council's Scheme of Delegation, to ask that the Planning & Regulation Panel decide whether the order should be legally made.

Recommendations

The Panel is asked to:

1. approve the restriction on waiting and loading to protect access for servicing and emergency vehicles;
2. ask officers to continue conversation with objectors in order to reach an amicable solution, including agreeing terms of a traffic regulation order; or
3. uphold objections and withdraw proposed traffic regulation order.

Resource Implications

No resource implications.

Legal & Risk Implications and Mitigation

Approving this order may lead to an increase in applications for disabled parking spaces in the area. However, should applications be received, these will be processed and agreed when the disabled persons' parking space criteria is met.

Taking no action will see continued obstruction to access for larger servicing and emergency vehicles and minor vehicle damage to vehicles manoeuvring in the area.

On-street parking is available adjacent to area covered by our proposal and in the parking bay on Cambuskenneth Road, located to the east side of 50 Wallace Gardens.

1. Background

- 1.1. The issue of parking within the turning head was brought to the Council's attention by a resident who had suffered minor damage to his vehicle by a driver trying to manoeuvre his/her vehicle to turn and exit the cul de sac. The turning area was obstructed by parked vehicles and this had added to the problem for the driver.
- 1.2. A letter was issued to residents in an effort to appeal to the community to keep the turning area clear of traffic. A copy of the letter is included in Appendix 2. The letter had little effect and so it was agreed that Council would review parking regulations in the area. A Traffic Order 'The Stirling Council (Wallace Gardens, Causewayhead) (Restriction on Waiting and Loading) Order 2019' was subsequently drafted and issued via the Stirling Observer, requesting comments and objections (Appendix 1).
- 1.3. Letters were received from residents who objected to the loss of convenient parking close to their properties.

2. Considerations

- 2.1. Parking restrictions are required in order to make clear to drivers that the turning area should be kept clear for the safe turning of vehicles. The road is a cul de sac and streets of this nature are normally constructed with a turning area for this purpose. The current situation creates issues with residents who are seeking intervention from the Council to ensure that vehicles can manoeuvre in and out of the street in safety and without damage to other vehicles.
- 2.2. The current parking regime is not acceptable in this situation. To allow parking to continue as it is would serve to antagonise those residents who have alerted the Council to the problem and also set a precedent for this type of driver behaviour to continue.
- 2.3. Objections to the Order have been received by three households all of whom have requested a disabled parking bay.
- 2.4. The Panel is requested to consider that alternative parking is provided adjacent to the houses where objections have been received. It is maintained by the Housing Department and a link footway extends from the car park into the housing scheme. There is also a lay-by to the front of the houses on the Cambuskenneth Road that can be used.

3. Implications

Equalities Impact

- 3.1. The contents of this report were assessed under the Council's Equality Impact Assessment process. It was determined that an Equality Impact Assessment was not required as there is provision for alternative parking in close proximity to the turning area. No disabled markings are currently marked, however these can be accommodated outwith the turning area if future applications for this marking meet the criteria.

Fairer Scotland Duty

- 3.2. The contents of this report were considered in terms of the Fairer Scotland Duty and it was determined not to be of strategic importance.

Sustainability and Environmental

- 3.3. This report does not relate to a Plan, Policy, Programme or Strategy therefore a Strategic Environmental Assessment does not apply and would not have an impact on the Council's duty relating to climate change.

Other Policy Implications

- 3.4. Following consideration of the policy implications of this report, no relevant issues have been identified.

Consultations

- 3.5. Community Council and Councillors by email, seeking comments for the proposal.
- 3.6. The community, by on-street notices and local media advertising.
- 3.7. Letter requesting residents refrain from parking in a turning area.

4. Background Papers

- 4.1. EqlA Relevance Check.

5. Appendices

- 5.1. Appendix 1 - Notice of Proposal to make the Order including location plan.
- 5.2. Appendix 2 - Copy of letter to community to request their co-operation in keeping the turning area clear.
- 5.3. Appendix 3 - Wallace Gardens Objections Summary Report.

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Approved by: Bruce Reekie
Senior Manager, Environment & Place

Date: 20 September 2019

Details of Convener(s), Vice Convener(s),
Portfolio Holder and Depute Portfolio Holder
consulted on this report:

Alasdair MacPherson, Planning &
Regulation Convener

Wards affected:

Ward 4

Key Priorities:

E - We will create & implement environment and infrastructure improvements; deliver new ownership & delivery methods around energy generation, public transport & internet access, ensuring profits & services work to community, not commercial priorities

Key Priority Considerations:

Stirling Plan Priority Outcomes:
(Local Outcomes Improvement Plan)

Resilient - People are part of safe and caring communities within an attractive and sustainable environment
