

Meeting	Decision Session - Executive Member for Transport and Planning
Date	3 March 2016
Present	Councillor Gillies, (Executive Member for Transport and Planning)

59. Declarations of Interest

At this point in the meeting the Executive Member was asked to declare any personal interests, not included on the Register of Interests, or any prejudicial or disclosable pecuniary interests he may have in respect of business on the agenda. No additional interests were declared.

60. Minutes

Resolved: That the minutes of the last meeting of the Decision Session held on 11 February 2016 be approved and signed by the Executive Member as a correct record.

61. Public Participation - Decision Session

It was reported that there had been three registrations to speak at the meeting under the Council's Public Participation Scheme, in relation to Agenda item 4: Public Rights of Way – Proposal to restrict public rights over Knavesmire Crescent/Curzon Terrace and Curzon Terrace/Albemarle Road using Public Spaces Protection Order legislation:

Roslyn Wilkinson spoke as a resident of Albemarle Road expressing concern that the location of the proposed alley gate would exclude her property. She requested the same protection as adjacent residents with the repositioning of the gate following an increase in height of the adjacent walls.

Marion Horton spoke, on behalf of a number of residents in the Knavesmire Crescent area to raise objections to the proposed gating of the alley ways. In particular they felt that the level of anti social behaviour did not warrant gating of the alleys.

She listed the reasons for their objections which included lack of access for emergency vehicles and cycles, transfer of waste through properties to the front causing obstruction for those with a visual impairment, prams etc.

Christine McCarthy also spoke in objection to the gating of the alleyways, particularly to any changes made to the collection of waste and the resulting difficulties for the elderly and infirm. She confirmed that the current waste collection service worked well and that the proposals would not eliminate anti social behaviour on race days.

62. Public Rights of Way - Proposal to restrict public rights over the following alleyways using Public Spaces Protection Order legislation; Knavesmire Crescent/Curzon Terrace and Curzon Terrace/Albemarle Road

Consideration was given to a report which detailed a request made by the Safer York Partnership for a Public Spaces Protection Order (PSPO) to alleviate anti social behaviour in the alley ways in the Knavesmire Crescent, Curzon Terrace and Albemarle Road areas.

The Executive Member considered the results of the statutory consultation and noted that a total of 13 objections had been received to both schemes. In view of these objections and the low number of reported anti social behaviour incidents in the area he agreed that the proposals would not be suitable for the area. He confirmed however that this would not preclude consideration of the gating of the alleyways at a later date, if felt necessary.

Resolved: That the Executive Member agrees not to seal the Public Spaces Protection Orders to restrict public rights over the alleyways between Knavesmire Crescent /Curzon Terrace and Curzon Terrace/Albemarle Road in the Micklegate Ward.

Reason: The number of objections received would suggest that this scheme would not be appropriate for this area, and the money saved could be better used. Previous schemes had shown that where gates have been installed, without the full support of all residents, it can lead to gates being misused and local tensions between supporters and objectors.

63. Public Rights of Way – Proposal to restrict public rights over the alleyway between Brunswick Street/South Bank Avenue, Micklegate Ward, using Public Spaces Protection Order legislation

Consideration was given to a report which set out details of a request from the Safer York Partnership for a Public Spaces Protection Order to restrict public rights over the alleyway between Brunswick Street and South Bank Avenue in the Micklegate Ward, in view of anti social behaviour in the area. Following statutory consultation 3 formal objections had been received from local residents.

The Executive Member confirmed that, having read the report and he was satisfied that a PSPO would not be appropriate for this area as a number of residents were not in favour of the scheme. He confirmed that again this would not preclude consideration of the gating of the alleyways at a later date, if felt necessary.

Resolved: That the Executive Member agrees not to seal the Public Spaces Protection Order to restrict public rights over the alleyway between Brunswick Street/South Bank Avenue in the Micklegate Ward.

Reason: The nature of the objections received would suggest that this scheme would not be appropriate for this area. Previous consultations for this alleyway have found that residents are not in favour of alley gating, and the results of this consultation reflect this. The complicated layout of this alleyway and the waste collection changes that would be required, lead officers to recommend that this scheme would not be appropriate.

64. Public Rights of Way - Proposal to restrict public rights over the following alleyway using Public Spaces Protection Order legislation: Brownlow Street/Eldon Street (Guildhall Ward)

The Executive Member considered a report which provided details of public consultation undertaken in response to a request from residents, Ward Members and the Safer York Partnership for a Public Spaces Protection Order.

With the purpose of the Order being to restrict public rights over the alleyway between Brownlow Street and Eldon Street in the Guildhall Ward.

Officers confirmed this alley gating scheme was the final location to be considered in the current programme for the delivery of new schemes following the utilisation of the capital funding allocation. It was noted that any future requests would be listed for consideration should a budget be allocated in the future.

In view of the support received from residents and Members for this scheme the Executive Member raised no objection to the sealing of the PSPO.

Resolved: That the Executive Member agrees to:

- (i) Seal and make operative the Public Spaces Protection Order for Brownlow Street/Eldon Street in the Guildhall Ward.
- (ii) Note the completion of the current capital funded alley gating programme.

Reason: No formal objections or representations have arisen as a result of the formal consultation and the scheme appears to have the full support of the community and Ward Councillors.

Cllr I Gillies, Chair

[The meeting started at 2.00 pm and finished at 2.20 pm].