

**Decision Session – Executive Member for  
Transport and Planning**

20 December 2018

Report of the Corporate Director of Economy and Place

**Consideration of objections received to the introduction of Residents’  
Priority Parking on Rosedale Street and Grange Garth (Fishergate Ward)**

**Summary**

1. To report the objections received within the legal consultation period for the consideration of the Executive Member and to request a decision from options given in this report.

**Recommendation**

2. It is recommended that approval be given to implement the advertised proposal to amend the York Parking, Stopping and Waiting Traffic Regulation Order to introduce Residents’ Priority Parking Area for Rosedale Street and Grange Garth as outlined in Option One (Annex A & Annex B refers).

Reason: To progress the majority views of the residents of Grange Garth and Rosedale Street.

**Background**

3. We received a petition with 11 signatures from the 8 properties on Rosedale Street. The petition was reported to the Executive Member for Transport and Planning on the 22 June 2017. The Executive Member gave approval to consult with residents when the area reached the top of the waiting list and to widen the consultation area depending on circumstances at the time.
4. The adjoining streets to Rosedale Street, i.e. Grange Garth, Farndale Street, Hartoft Street, Lastingham Terrace and Levisham Street were included within the consultation area with the agreement of the elected ward members.

5. We hand delivered consultation documentation to all properties on the 29 March 2018 requesting residents return their preferences on the questionnaire sheet in the Freepost envelope provided by Friday 27 April 2018. In addition we wrote to properties on Alma Grove and Fulford Road which had direct vehicle and pedestrian access with the consulted area.

### Consultation Results

6.		<b>From the returns received:</b>
	Rosedale Street: 63% return	100% in favour
	Grange Garth: 67% return	61% in favour, 39% against
	Hartoft Street: 35% return	32% in favour, 68% against
	Farndale Street: 51% return	19% in favour, 81% against
	Lastingham Terrace: 67% return	10% in favour, 90% against
	Levisham Street: 48% return	27% in favour, 73% against
	Total Response: 52% return	37% in favour, 63% against

7. The Executive Member considered the results on the 12 July and took the decision to
  - a) Advertise an amendment to the Traffic Regulation Order to extend the R20 Residents' Priority Parking Area to operate 24 hours, 7 days a week in Rosedale Street, Grange Garth and 154 Fulford Road
  - b) No further action to be taken for Farndale Street, Hartoft Street, Lastingham Terrace and Levisham Street. Officers are authorised to re-consult in this area if further representations are received within 18 months from the implementation of a scheme on the neighbouring streets. This consultation to take place in priority to other areas on the current waiting list.

A plan of the proposal is attached to the report as Annex A and Annex B.

8. We advertised the proposal on the 24 August 2018 in line with this decision. All properties were notified and details of the proposal supplied. A copy of the information delivered to residents is included as Annex C.
9. Existing R20 properties on Grange Street received details of the legal proposal and given the opportunity to raise objections at this time.

## **Précis of Representations in objection and support (full details of all representations are provided at Annex D)**

10. We received 18 objections. There were 4 representations of support, one of which contained 12 signatures from residents of Grange Garth. The most common objections across all residents were centred around the following themes:
  - No evidence of non-resident parking
  - Cost of Permits
  - Displacement Parking
  - Insufficient support on Grange Garth and Rosedale Street
  - Times of Operation (requesting additional consultation on this issue)
11. Other objections included:
  - Objection to the revocation of the 2m of waiting restrictions on Rosedale Street
  - Lack of clarity in documentation
  - A suggestion that the solution would be to remove the long standing Resident Parking scheme on Grange Street

### **Analysis of Objections**

#### **No Evidence of non-resident parking taking place**

12. 3 residents raised objection on the grounds that the level of parking taking place is acceptable and there is no evidence parking is related to non-residential parking
13. Conflicting opinions about the level of parking and whether or not it is acceptable are common and will depend on individual circumstances and parking needs.

#### **Cost of Permits**

14. 4 residents raised objection on the grounds the cost of permits is excessive. The cost of permits is determined annually by Full Council as part of the budget process. We are unable to change the cost of a permit through this process. Details of the existing costs were provided to Residents as part of the consultation documentation.

## **Displacement Parking**

15. 11 residents object on the grounds that we should consider the Rosedale Street and Grange Garth results together with the rest of the consultation area. The results, if taken as a whole, would not have shown sufficient support to implement a scheme. If we continue with the proposal, the displacement parking onto Farndale Street, Hartoft Street and Levisham Street would be of detriment to the resident parking amenity in these areas.
16. The initial petition received in 2017 was signed by all 8 Residents on Rosedale Street. Because the parking issues reported are likely to extend over a wider area and displacement parking can have a detrimental effect on near by streets the Executive Member authorised officers to consult with the neighbouring streets. Only residents of Rosedale Street and Grange Garth returned a majority positive response.
17. Objectors are asking us to refuse to implement Resident Parking on Rosedale Street and Grange Garth because this is likely to increase the pressure for space on nearby streets.
18. It is not current Council policy to refuse a resident parking scheme on one street because of its effect on neighbouring streets.
19. The covering letter sent with the first consultation indicated the results would be considered on a street-by street basis.  
*“Should only one or two streets express interest, the details of a scheme would change.....” and “The Executive Member will consider the results...and...decide which streets are to be included....”*

## **Insufficient Support**

20. Two residents objected on the grounds that 19 properties out of 46 on Grange Garth and 5 out of 8 on Rosedale Street is not evidence of sufficient support to take this forward.
21. We require a 50% return of questionnaire sheets and the majority of those returned in support before we take forward a scheme. These figures were reached for both streets.

## **Times of Operation**

22. Three residents have objected to the proposed 7 day a week, 24 hour

scheme, calling for an additional consultation on this before implementation.

23. All the residents of Rosedale Street expressed a preference for a full time scheme. Grange Street residents were more divided on this issue with a virtual 50/50 split between a full time scheme and Mon-Fri 9am to 5pm. All other resident parking streets (off Fulford Road) are operational full time, with the exception of two marked bays at the north east of Grange Garth which are operational 9am to 5pm, 7 days a week.
24. The proposal brings Grange Garth and Rosedale Street in line with other residential areas in R20.
25. If we did undertake an additional consultation on the times of operation, it would be possible to implement a lesser restriction without having to re-advertise the proposal.

### **Revocation of 2m waiting restrictions**

26. One resident has requested that this part of the proposal is not taken forward and we alternatively extend the double yellow lines further into Rosedale Street.
27. The request for a parking space at this location was specifically requested by a resident at the Executive Member meeting on the 12<sup>th</sup> July. The Executive Member instructed officers to take this forward as long as there were no serious safety implications.
28. The length of restriction at this location is 12m from the junction with Grange Street. It is not thought a 2m reduction to 10m will make a significant change to highway safety. The area is within a 20mph speed limit.
29. This could be reviewed after implementation if necessary.

### **Lack of Clarity**

30. One representation (item 22 within Annex D) expresses dissatisfaction with the information received with the legal notice. All information received by residents has included contact details should further clarification or information be required.
31. Some of the information the resident claims is missing from the legal consultation notice is recorded in the Notice or within the first

consultation documentation. We try to learn from these type of comments in order to improve the information we provide for future consultations.

### **Removal of Resident Parking on Grange Street**

32. Two objections suggested that a proportion of the non-resident parking on Grange Garth and Rosedale Street is the result of residents of Grange Street who do not wish to purchase a permit. If we remove the scheme on Grange Street the issue would be resolved.
33. No resident of Grange Street has requested this action.

### **Options**

#### **34. Option 1 (Recommended Option)**

- a) Overrule the objections and Implement as advertised
- b) Officers are authorised to re-consult in the adjacent areas of Farndale Street, Levisham Street, Hartoft Street and Lastingham Terrace if further representations are received within 18 months from the implementation on Rosedale Street and Grange Garth. This consultation to take place in priority to other areas on any waiting list.

35. This is the recommended option because it progresses the majority of resident's opinions (from the returns received) on Rosedale Street and Grange Garth.
36. If residents of the neighbouring area petition the council for a re-consultation, then this is to be given priority by officers at that time.

#### **Option 2**

37.
  - a) Undertake an additional consultation about the times of operation of the scheme with the residents of Grange Garth and Rosedale Street. Authority to be given to implement a scheme with the times of operation to reflect the results of the consultation.
  - b) Re-consult in the adjacent areas of Farndale Street, Levisham Street, Hartoft Street and Lastingham Terrace if further representations are received within 18 months from the implementation on Rosedale Street and Grange Garth. This

consultation to take place in priority to other areas on any waiting list.

38. This is not the recommended option because it will delay the implementation of a scheme and the recommended times of operation are in line with the other streets in the R20 zone. If the duration of the restriction is raised as a problem once it's in place it can be reviewed at a later date.

### **Option 3:**

39. a) Uphold the objections and take No further action

This is not the recommended Option because it does not reflect the majority of resident's opinions we have received for Rosedale Street and Grange Garth. Because the original petition was raised from residents of Rosedale Street, it was always intended the results would be considered separately for this street.

### **Consultation**

40. Details, including the Notice of Proposals and plans for clarification were delivered to all properties in the original consultation area and Grange Street. Notices were placed on street and in The Press.

### **Council Plan**

41. The recommendations in this report relate to the Council Plan priority "a council that listens to residents". The majority of residents (who responded to our consultation) on Rosedale Street and Grange Garth voted in favour of the full time ResPark scheme to try and reclaim their streets for the local community and the recommendation demonstrates that the Council are supporting this decision.

### **Implications**

42. This report has the following implications:

**Financial** – Residents parking schemes are self financing once in operation. The £5k allocated within the core transport budget will be used to progress the proposed residents parking schemes. The ongoing enforcement and administrative management of the additional residents parking provision will need to be resourced from the income generated by the new measure

**Human Resources** – If implemented, enforcement will fall to the Civil Enforcement Officers necessitating an extra area onto their work load. In addition, there may be some impact on Business Support resources to administer the scheme. Given this is an extension of an existing ResPark area it is considered that this can be absorbed within existing capacity.

**Equalities** – None identified within the consultation process

**Legal** – The proposals require amendments to the York Parking, Stopping and Waiting Traffic Regulation Order 2014: Road Traffic Regulation Act 1984 & the Local Authorities Traffic Orders (procedure) (England & Wales) Regulations 1996 apply

**Crime and Disorder** – None

**Information Technology** – None

**Land** – None

**Other** – None

**Risk Management** - There is an acceptable level of risk associated with the recommended option.

## Contact Details

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**Report Approved:** ✓  
**Date:** 28 November 2018

Specialist Officer:  
Patrick Looker, Finance

**Wards Affected: Fishergate**

**For further information please contact the author of the report.**



**Annexes:**

Annex A: Proposed Extension to R20

Annex B: Detailed proposal for Rosedale Street

Annex C: Legal Consultation documentation delivered to properties

Annex D: Details of Objections received

Annex E: Resident Parking Flow Chart