

Objections received from Private maintainable streets

MAIDA GROVE:

I am replying to your letter dated 15th March, which. I am surprised to note, does not have a reference number for the scheme details you have sent - please see below my reply:

- I attach photos of Maida Grove which shows clearly the layout of this road. It seems that your department has not visited Maida Grove, as otherwise you would have seen that this road is very narrow and does not allow for car parking either for residents or non-residents. As a result, no Parking Permission is needed here as there is no problem from non-residents' parking.
- As a private road, I would question the legality that the Council would have over the jurisdiction over this road to be included in such a scheme without agreement with the residents. Your letter seems to indicate that you have already decided and are advising and asking us to choose the payment choice for the Residents' Permit.

The Council has never adopted this road, nor repaired it – as the photos show very clearly. Whenever I have telephoned the Highways Department about fixing permanently the metal manhole cover (where the cone stands on the photo) because vans use this area near my house to turn round, this department does not want to know. As a result, vans lift this heavy metal cover up and drive off, leaving it sticking up dangerously. I do not have the strength to put it right. The reply from your department has always been that 'it is a private road and we do not repair it nor get involve – you have to do it yourself'. I would question, therefore, now the Council having the legal right to 'get involved' and impose your parking scheme here.

- About 2 years ago in Wilton Rise York, you installed Parking Permit areas near the Spiritual Church Centre but you were unable to do so on the much larger private part of Wilton Rise, despite this road being very wide to have cars parked here. Instead, you supplied the private area of Wilton Rise with 'Private Road – No Parking' metal plaques which were attached to the front garden wall of each individual house. If there was a parking problem from non-residents, this is what would be required in Maida Grove.
- As you can see from the photos, there are no cars parked in Maida Grove because there is simply no room; being narrow nobody (including residents) can park on this road without blocking the road for other users being able to get through. All residents park on their drive (as can be seen from the photos). One photo shows a visitor to one of the houses and it can be seen very clearly that this car visiting has had to park on the pavement with 1/3rd of the car on the road. This is the only way a car can park on this road and even by this method of parking, it is not always easy for another car to get through – it is dependent on the size of the car. Anyone moving house has many problems getting van access for a long period here. The end area (where I live) is for cars and vans to turn round. We have problems when a Sainsbury's food delivery van arrives and there is already a van from a trader

ANNEX H

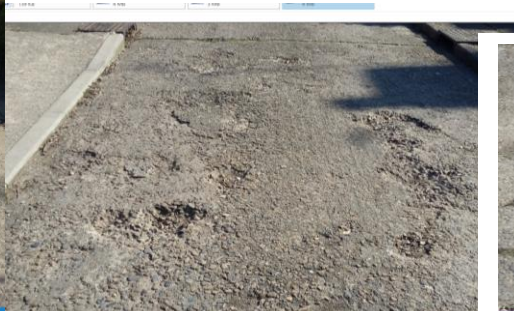
working in one of the houses. The refuse collectors have to guide the lorry driver to ensure it gets through - this lorry takes the entire width of the road. If a car were to be parked on the road, no refuse lorry would be able to get through to collect the rubbish.

- I have no car these days, but in any event 'No Parking Permit' is required by me.

I invite you to pay a visit to this road. What is urgently required is for the Council to adopt this road and repair it. In fact, according to my Title Deeds, it is stated there that it is the responsibility of the Council to carry out any repairs to this road and then collect the cost from the owners. This has never been carried out and the road is very dangerous.

The Council has taken into account the large influx of people moving into this area and have thought of the Parking Permits which would obviously generate badly needed income, but has the Council also put to the Government or Planning Committee that this influx will **also** require extra Doctors Surgeries, extra school places and provide the area with extra fumes and road pollution from numerous more cars? This problem **will really affect** the life of residents.

I hope you find the above informative. I have copied Councillor D'Agorne into this letter sent by email.



ANNEX H

The problem of other people, like the students you mention, would not arise simply because the Police would come and remove the offending car. I know this from the horse's mouth. Last year a trader with a large A4 one day parked outside my house (and the following day he did the same on the neighbour opposite me) and he actually completely blocked my drive. I could only get out of my house by having to walk all over the pebbles and garden area. This car was parked here all day and I was unable to find out whose car it was as he had left no note on his windscreen. By the end of the day I took a photo of his registration plate and walked over to the Police station in Fulford to ascertain whether they could trace the driver and tell him to move his car. As soon as the policewoman heard it was a private road she made a case number and gave me a reference. She said that if the car had not gone by 5 pm to let them know and they would come and remove the car because in a private road nobody can park without the permission of the residents. So if we were to get any students parking here the police would remove the offending cars and would deal with any ongoing situation. However, as I mentioned in my letter, the road is not wide enough for any car to be able to park and nobody from outside this road ever parks on the narrow part of the road because they can see that it would be impossible for anybody else to get through. Any parking from non-residents is from traders working in one of the houses and then they tend to park outside my house (as I live in the square end for turning round) for a few hours at most. I do not mind traders parking outside my house for a short period provided they do so with thoughtfulness. The problem of other non-residents parking on this road has never arisen. The problem I had was from a working thoughtless trader working in one of the houses and the police were very willing to deal with him and remove his car.

I do not agree nor want the Residents Parking Zone introduced in Maida Grove. I fail to see anybody else in this road agreeing to pay to park in their own private space road and even more ridiculous that the Council should charge them for parking on their own privately owned property.

I would agree to have double yellow lines put in Maida Grove as long as this is not the back-door entry to any charging scheme by the Council, loss of our private road rights and usage, or the way into any parking scheme, to which I do not agree. I also think it would be a positive step forward if the Council were to put the 'no parking - private road' signage on the front wall of people's gardens in Maida Grove, the same that has been done in Wilton Drive. Those signs are respected in Wilton Drive as I have observed. Both of these schemes would respect the residents' private no parking zone in Maida Grove.

What **we badly need** is for this road to be adopted by the Council. This road is extremely dangerous, as you can see from the photos, and it is impossible for residents to get together to get it tarmacked properly because some of the owners do not live in this road. As I mentioned in my letter, whilst the Local Search states that the road is private and the responsibility of the residents, the Title Deeds to my property does state that it is the responsibility of the Council to make up the road and then to collect the cost from the owners of the properties. This does make much sense to me. If anyone refuses to pay the Council for repairing the road, all the Council needs to do is collect the cost via the Property Rates Tax by increasing the tax band to the next level. You would get the extra money you are seeking and the residents would get the badly needed tarmac road and pavement. It is the only way to sort this road out.

I am surprised that you being of the Green Party is going along with all this extra traffic and so many extra people, not only in the area but in York, which will only exacerbate the deteriorating situation at York Hospital with yet more people having to go there, local doctors' surgeries appointment delays, Fulford School and generally a deterioration of the services in the area and York, not to mention the bad pollution increase. I exercise in York Cemetery, 5 minute's walk

ANNEX H

from my house and I walk along the road holding my breath as long as I can - even in these days of less traffic. Fulford Road is a nightmare of pollution.

What is also required is for students to start paying up local Council tax. York loses badly needed homes for families because they are full of non-tax paying students and the Council loses vital revenue from so many people living in the City who do not pay local taxes.

I look forward to hearing from you with any positive proposals to sort this road out.

EDGEWARE ROAD

This is feedback on the Residents priority parking consultation for Private Streets for . Edgware Road.

As a household **we do not support** the introduction of the residents parking scheme for Edgware road and if we have to our preferred time of operation would be 7 days a week full time.

We have several concerns on this parking scheme the primary one is that it does not take into account that fact that as residents of a private street we own the road, pavement and grass verge adjacent to our property and are responsible for its maintenance.

Currently we restrict who can park on our property and opening it to residents would increase wear and tear on it, would the council take responsibility for this wear and tear caused by the residents parking and undertake repairs when necessary? Or repay us for any works we had to undertake to maintain the road and kerb?

If this scheme would require us to pay to park on our own property and not repay us the cost of having to maintain the road/Kerb why on earth would we vote for it? , it's nonsensical and looks to have been poorly thought through.

A far better alternative would be to offer a service to remove non-residents vehicles that park on out private street without permission, put up signs that notify anyone that any vehicle parking without permission would be clamped and towed away at the offenders cost and give us the number so we can report these vehicles to the company that would manage it on the councils behalf.

Finally I would also point out that you cannot force this residential parking scheme on a property owner in a private street and any attempt to do so will be met with the appropriate legal action. If you believe the construction of new student flats in our area will cause a problem such as this why was it not stipulate that the flats should have sufficient parking for its residents?

Further comments received from private streets.

Kensal Rise	Against It is unfair to ask residents to pay for permits and it	As Kensal Rise is a private maintainable street the vast majority of residents would need
--------------------	---	---

ANNEX H

	still does not guarantee a space as more permits are sold than spaces on street.	to be in favour for a scheme to be progressed. This is one aspect which residents need to consider before voting.
Edgeware Road	In favour Would like cyc to consider using the revenue to undertake some basic maintenance work to the private street	CYC are unable to maintain private streets
	In favour Voted for part time although full time would also be acceptable	Noted
	In favour Street should be adopted by CYC as they are used by non-residents. A scheme could help the area due to a resident running a car business from home which results in several vehicles parking and leaving rubbish.	CYC could only adopt the street if residents were in favour of bringing the street to an adoptable standard at private expense beforehand.
	In favour Significant number of vehicles that appear to be related to an auto business. There is a covenant for the street which should prevent this and the difficulties vehicles have passing that end of the street.	This may be a planning issue – running a business from home. The property frontage would need to be in favour of double yellow lines being introduced should ResPark not be progressed.
	Against If it is really cyc intention to protect parking then permits should be FOC. If the car trader was not permitted we would not have a problem. Not sure of the legal right to impose	The current cost of permits are agreed at full council each year.

ANNEX H

	restrictions on a private street.	
	Against Developers should have been made to provide parking. If you weren't profiteering you would issue residents with a free permit. Front gardens already being paved. I and many others are against but suspect it will be imposed.	The current cost of permits are agreed at full council each year. As the street is private a vast majority of residents would need to be in favour in order for residents parking to be progressed.
	Against Maybe repair all the potholes instead	This is outside of CYC remit due to the street being private.
	Against By agreeing to the development the council has got into a situation which inconveniences residents, but is trying to charge residents to provide a resolution. Will there be a conflict of interest on unadopted road should a need for maintenance arise.	As the street is privately maintained a vast majority of residents need to be in favour before any scheme can be progressed. This is one aspect which residents would need to consider due to wear and tear to the street.
	Against Fees for residents are extortionate and should consider for the first permit to be free. Edgeware Rd is private how can you propose a scheme. Why should I pay to park on a road that isn't maintained	The current cost of permits are agreed at full council each year. As the street is private a vast majority of residents would need to be in favour in order for residents parking to be progressed.
	Against Some parking issues are due to residents not making use of own driveways. Concerns relating to the	As residents need to vote in favour for a scheme to progress they will know best if the problems are due to existing residents or commuters/non-residents.

ANNEX H

	<p>developments being approved without adequate parking provision. If this had been considered why would any development be a problem for residents? Better if council thought of other ways to help such as reduces parking fees near city centre or free EV parking in York.</p>	<p>Information on charging strategy can be seen as follows https://www.york.gov.uk/EVChargingStrategy</p>
--	--	--