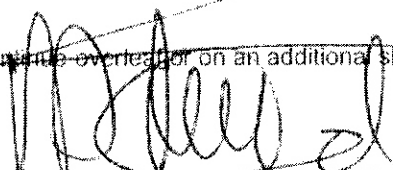


ED2. EXECUTIVE DECISIONS BY A CABINET MEMBER OR AN OFFICER

A. Report Title: Maycroft Gardens - REQUEST FOR PROPOSED RESTRICTIONS TO BE AMENDED	
B. Report Author(s): Sue Duffus	Tel: 01375-413366 E-mail: sduffus@thurrock.gov.uk
C. Decision Maker: Andrew Millard	
D. Position held: Head of Strategic Planning and Delivery	
E. Key decision: YES/NO	F. Delegation ref:
G. Is the decision urgent? YES/NO	
H. If yes, state why.	

I. DECISION (strike out whichever does not apply) :	
1. I agree the recommendations in the attached report for the reasons given in the report: OR	
2. *My decision is:	
*The reason for my decision is:	
* Continue overleaf or on an additional sheet if necessary.	
Signed: 	Date: 14.7.10

URGENCY

Democratic Services will arrange for the completion of the following:	
J. I confirm that in my opinion a decision on this matter is urgent and cannot reasonably be delayed:	
Signed:	Date:

To be completed by Democratic Services

Date decision received by Dem. Services:	Date decision published:
Implementation date:	
Relevant O & S Committee:	

June 2010		ITEM
Delegated Decision Report		
PETITION 339 - MAYCROFT GARDENS – REQUEST FOR PROPOSED RESTRICTIONS TO BE AMENDED		
Portfolio Holder: Councillor Yash Gupta - Environment		
Wards and communities affected: Little Thurrock Rectory Ward	Key Decision: No	
Accountable Head of Service: Andrew Millard, Head of Strategic Planning and Delivery		
Accountable Director: Bill Newman, Corporate Director of Sustainable Communities		
This report is Public		
Purpose of Report: To consider a petition objecting to a proposal to implement parking restrictions in Maycroft Avenue/Maycroft Gardens		

EXECUTIVE SUMMARY

3 objections and a petition have been received to a proposal to implement parking restrictions in Maycroft Gardens.

The proposal was made as a result of a request from the Waste and Recycling Team to assist access for the refuse vehicle.

1. RECOMMENDATIONS:

- 1.1 It is recommended that following consideration of the objections, the proposed parking restrictions are implemented and in force from the hours of 8.00am till 11.0am Monday to Friday.**

2. INTRODUCTION AND BACKGROUND:

- 2.1** Funding was allocated within the 2009/10 Integrated Transport Programme for implementing parking restrictions at various sites around the borough. A request from the Waste & Recycling Department was received for restrictions to be placed in Maycroft Gardens at its junction with Maycroft Avenue due to access problems by the refuse vehicle on bin collection days.

The consultation on the proposal was carried out between 27th November 2009 to 18th December 2009. 3 objections were received. One from a resident of Maycroft Gardens, one from Maycroft Avenue and one from Rosedale Road.

- 2.2 In addition to the objections noted in paragraph 2.1, Petition 339 was presented to the Council on 14th December 2009 by Mrs B McQuade as the Lead Petitioner. The petition holds 20 signatures from residents of Maycroft Avenue and Maycroft Gardens and objects to the proposal due to limited available space on the highway for residents to park and suggests they are relocated to outside No. 49 Maycroft Avenue.

3. ISSUES AND/OR OPTIONS:

- 3.1 Maycroft Gardens is a side road off Maycroft Avenue which forms part of a one-way system with Rosedale Road.
- 3.2 The petition is requesting that the proposed parking restrictions are implemented at an alternative location, from the Boundary wall of No's. 47 and 49 Maycroft Avenue to the northern boundary wall of No. 49 Maycroft Avenue. Another option from a resident was to change the proposed parking restrictions to a daytime restriction as it would cause parking problems in the evening if the restriction was enforceable 24 hours a day.
- 3.3 If the restrictions were to be placed at any other location than that proposed, it would not resolve the access problems being experienced by the Refuse Department.
- 3.4 The refuse vehicle only needs to attend Maycroft Gardens once a week in the AM period. The restrictions could therefore be relaxed to a single line restriction that would be in force from 8.00am to 11.00am Monday – Friday.
- 3.5 The cost of implementing the restrictions as recommended will be £1250 and will be funded from the Capital Project code E1843 9881 T3451.

4. CONSULTATION (including Overview and Scrutiny, if applicable)

Ward Members were consulted between 18/06/2010 and 25/06/2010. No comments were received from Ward Members.

5. IMPACT ON CORPORATE POLICIES, PRIORITIES, PERFORMANCE AND COMMUNITY IMPACT

- 5.1 These actions accord with the Council priorities to create a safer environment.

6. IMPLICATIONS

6.1 Financial

Implications verified by: Meinir Hall

Telephone and email: 01375 652147
 mhall@thurrock.gov.uk

Should parking restrictions be implemented, the cost will be £1250 which will be funded from the Capital Parking Schemes code rolled over from the 2009/2010 Integrated Transport Programme E1843 9881 T3451.

6.2 **Legal**

Implications verified by: Jamie Hollis
 Telephone and email: 01375 652925
jhollis@thurrock.gov.uk

At a general level, it is important to ensure that delegated decisions are taken by the appropriate officer, and that the origin of the delegation can be readily identified in case of future challenge.

In this instance, should parking restrictions be carried forward to implementation, they would be subject to the making of a Traffic Regulation Order (TRO). Under the provision of the Road Traffic Regulation Act 1984, local authorities can implement TROs, designed to regulate, restrict or prohibit the use of a road or any part of the width of a road by vehicular traffic or pedestrians. A TRO may take effect at all times or during specified periods, and certain classes of traffic may be exempted from a TRO.

Permanent TROs are subject to the Local Authorities Traffic Orders (Procedure) (England and Wales) Regulations 1996, which impose various legal requirements prior to the making of an order. These requirements include publishing a notice of the proposals in a local newspaper and allowing potential objectors 21 days to make representations. It is incumbent on the Council to take account of any representations made as a consequence of such an advertisement.

6.3 **Diversity and Equality**

Implications verified by: Samson DeAlyn
 Telephone and email: 01375 652472
sdealyn@thurrock.gov.uk

There are no diversity and equality implications noted in this report.

6.4 **Other implications (where significant) – i.e. Section 17, Risk Assessment, Health Impact Assessment, Sustainability, IT, Environmental**

None

7. CONCLUSION

- 7.1 It is recommended that following consideration of the objections, the proposed parking restrictions are implemented and in force from the hours of 8.00am till 11.00am Monday to Friday.

BACKGROUND PAPERS USED IN PREPARING THIS REPORT:

- Petition
- Objections

APPENDICES TO THIS REPORT:

- None

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