

**REPORT FROM: HOUSING, HEALTH AND ENGINEERING SERVICES
MANAGER**

**TO: BARROWFORD AND WESTERN PARISHES AREA
COMMITTEE**

DATE: 8TH June 2022

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**UPDATE ON REQUEST FOR
RESIDENTS ONLY PARKING
FOREST VIEW, BARROWFORD**

PURPOSE OF REPORT

To advise Members of the latest guidance from Lancashire County Council following a request for residents only parking on Forest View, Barrowford.

RECOMMENDATIONS

- (1) That Members note the guidance received from Lancashire County Council.
- (2) That Members decide whether to pursue this request for residents only parking

REASONS FOR RECOMMENDATIONS

- (1) To show options available for residents on parking on Forest View, Barrowford
- (2) To provide the most suitable option for parking in this area of Barrowford.

BACKGROUND

1. At a previous meeting on 4th July, 2019 it was resolved that the Housing, Health and Engineering Services Manager be asked to request that Lancashire County Council (LCC) undertake the necessary survey for residents only parking on the angled parking spaces behind Forest View, Barrowford following the receipt of a petition from residents.

2. Following this on the 8th September 2021 it was reported that LCC have stated the parking area was not adopted and that it would need the landowners permission to place any Traffic Regulation Orders.
3. LCC have also stated that they would not fund the work as it is not on the public highway network. It was estimated that the costs of the Traffic Regulation Order, the signs and lines would be in the region of £4,000.
4. Further to this at the Traffic Liaison Meeting of the 25th November 2021 LCC's Resident's Parking Engineer advised that

“there is already a non-formalised existing residents only parking scheme to the rear of Forest View Barrowford; LCC have checked the land ownership and will be looking to formalise the residents only parking in this area and will be carrying out consultation shortly”.

5. Officers have now been further contacted by LCC's Resident's Parking Engineer who has provided the following information:

“ regarding the enquiry about the Residents Only Parking request on Forest View, Barrowford. The car park area is not part of the adopted public highway network and is privately owned. The planning approval issued by Pendle Borough Council only stated the parking area was for resident/business users and did not specify which residents or businesses were allowed to use it.

If the land owners wished to pursue and pay for a traffic regulation order to implement a resident only parking scheme then we could consider their request. The owners could also implement their own parking regulations on the car park area.

Both options for residents only parking may require the planning condition in the approval to be amended which would require a further planning application to be made, but Pendle Borough Council Planning Department would be able to advise further. It is on private land but a scheme could be installed if it met the criteria and the land owner agreed. However please be aware that objections may be received due to the stipulations of the original planning decision/condition which falls outside the remit of LCC as we are not the planning authority.

However, it must be noted that any residents parking scheme / purchasing a residents parking permit will not reserve exclusivity to the parking space outside your property nor will it guarantee you a parking space within the residents parking scheme permit area. It will however, due to the need to display a permit, restrict the vehicles allowed to park and therefore should improve the possibility of finding parking spaces within the authorised area.

Residents parking schemes are introduced by Traffic Regulation Orders (TRO), Any requests for an extension to a scheme or a fundamental change to a scheme are not a simple as updating a database, as the legal sealed document (TRO) would need to be amended. The process of which would include the need for those directly and indirectly affected by the introduction of any amendments alterations to be consulted and the process in most cases is both lengthy and costly.

We would also have to demonstrate a need for the restriction and as such we are unable to support any unsubstantiated requests to make minor changes to an existing residents permit parking area. Any substantiated requests for alterations / fundamental changes to an existing permit parking area would be treated as a major review of the whole scheme and as such would be subject to the new criteria and process.

The new Lancashire County Council (LCC) Residents Parking Service has been introduced to provide a consistent and considered approach to requests for new schemes. There will be a limited budget for such work and therefore LCC need to ensure that each request is effectively measured against the criteria approved in January 2021.

Please be aware that all requests for new schemes which meet the criteria are rated and assessed on an annual basis and there is already a permit parking scheme in place at this location, therefore the priority rating would likely to be significantly lower than that for a new scheme. It is also worth noting that the tolerances for new schemes may well be lower than those of historic schemes. The open echelon parking bays to the rear allow for residents parking and the permit bays on Romney Avenue also allow for residents permit parking. There also appear to be a number of public use car parks in the immediate vicinity to facilitate commercial and business purposes

6. Members should therefore consider the points the LCC Officer has made regarding the Planning conditions associated with this development and decide whether the land owner should be asked to apply for and pay for residents only parking, or provide their own formalized parking enforcement.
7. It should be noted that LCC have eluded in their comments above that any further progression with a formal request for residents only parking would not necessarily guarantee a positive outcome.

IMPLICATIONS

Policy:

None arising directly from the report

Financial:

None arising directly from the report

Legal:

None arising directly from the report

Risk Management:

None arising directly from the report

Health and Safety:

None arising directly from this report

Sustainability:

None arising directly from this report.

Community Safety:

None arising directly from this report

Equality and Diversity:

None arising directly from this report

APPENDICES

None

LIST OF BACKGROUND PAPERS

None