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**Service Director – Legal, Governance and
Commissioning**

Julie Muscroft

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Wednesday 25 July 2018

Notice of Meeting

Dear Member

Cabinet Committee - Local Issues

The **Cabinet Committee - Local Issues** will meet in the **Leadership Meeting Room - 1st Floor, Civic Centre 3, Huddersfield, HD1 2TG** at **1.30 pm** on **Thursday 2 August 2018**.

The items which will be discussed are described in the agenda and there are reports attached which give more details.

A handwritten signature in black ink, appearing to read "Julie Muscroft".

Julie Muscroft

Service Director – Legal, Governance and Commissioning

Kirklees Council advocates openness and transparency as part of its democratic processes. Anyone wishing to record (film or audio) the public parts of the meeting should inform the Chair/Clerk of their intentions prior to the meeting.

The Cabinet Committee - Local Issues members are:-

Member

Councillor Peter McBride
Councillor Naheed Mather
Councillor Graham Turner

Agenda

Reports or Explanatory Notes Attached

Pages

1: Appointment of Chair

The Committee will appoint a Chair for the 2018/19 municipal year.

2: Membership of the Committee

This is where councillors who are attending as substitutes will say for whom they are attending.

All Cabinet Members are permitted to act as substitutes in the absence of a Member of the Committee.

3: Minutes of Previous Meeting

1 - 2

To approve the minutes of the meeting held on 28 March 2018.

4: Interests

3 - 4

The Councillors will be asked to say if there are any items on the Agenda in which they have disclosable pecuniary interests, which would prevent them from participating in any discussion of the items or participating in any vote upon the items, or any other interests.

5: Admission of the Public

Most debates take place in public. This only changes when there is a need to consider certain issues, for instance, commercially sensitive information or details concerning an individual. You will be told at this point whether there are any items on the Agenda which are to be discussed in private.

6: Deputations/Petitions

The Committee will receive any petitions and hear any deputations from members of the public. A deputation is where up to five people can attend the meeting and make a presentation on some particular issue of concern. A member of the public can also hand in a petition at the meeting but that petition should relate to something on which the body has powers and responsibilities.

In accordance with Council Procedure Rule 10 (2), Members of the Public should provide at least 24 hours' notice of presenting a deputation.

7: Public Question Time

The Committee will hear any questions from the general public.

8: Member Question Time

To consider questions from Councillors.

9: Traffic Regulation (No 12) Order 2017 - Proposed Waiting Restrictions, Lydgate and York Rd, Batley

5 - 12

To consider objections received in response to the public advertisement of parking restrictions on two of the roads proposed in Kirklees (TR) (No 12) Order 2017

Contact: Karen North, Senior Technical Officer, Tel:01484 221000

Contact Officer: Jenny Bryce-Chan

KIRKLEES COUNCIL

CABINET COMMITTEE - LOCAL ISSUES

Wednesday 28th March 2018

Present: Councillor Peter McBride (Chair)
Councillor Naheed Mather

Apologies: Councillor Musarrat Khan

1 Membership of the Committee

Apologies from Cllr Musarrat Khan.

2 Minutes of Previous Meeting

The minutes of the meetings held on the 24 January 2018 be agreed as a correct record.

3 Interests

No Interests were declared.

4 Admission of the Public

All agenda items were considered in public session.

5 Deputations/Petitions

No deputations or petitions received.

6 Naming of new street - Land Adjacent, Grange Road, Golcar, Huddersfield. HD7 4QZ

The Committee considered a report which outlined plans for the naming of a new street which formed part of a new development at Grange Road in Golcar.

Following initial consultation, suggestions for naming the new street were received and this included Graham Shaw Way. Committee was informed that Graham Shaw was a Lance Corporal who lived in Golcar and had died in February 2010 while in active service. There has been support for the suggestion from the developer and family members.

RESOLVED:- That approval be given to naming one of the new streets at the development in Golcar 'Graham Shaw Way'.

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KIRKLEES COUNCIL			
COUNCIL/CABINET/COMMITTEE MEETINGS ETC			
DECLARATION OF INTERESTS			
Name of Councillor			
Item in which you have an interest	Type of interest (eg a disclosable pecuniary interest or an "Other Interest")	Does the nature of the interest require you to withdraw from the meeting while the item in which you have an interest is under consideration? [Y/N]	Brief description of your interest

Signed: Dated:

NOTES

Disclosable Pecuniary Interests

If you have any of the following pecuniary interests, they are your disclosable pecuniary interests under the new national rules. Any reference to spouse or civil partner includes any person with whom you are living as husband or wife, or as if they were your civil partner.

Any employment, office, trade, profession or vocation carried on for profit or gain, which you, or your spouse or civil partner, undertakes.

Any payment or provision of any other financial benefit (other than from your council or authority) made or provided within the relevant period in respect of any expenses incurred by you in carrying out duties as a member, or towards your election expenses.

Any contract which is made between you, or your spouse or your civil partner (or a body in which you, or your spouse or your civil partner, has a beneficial interest) and your council or authority -

- under which goods or services are to be provided or works are to be executed; and
- which has not been fully discharged.

Any beneficial interest in land which you, or your spouse or your civil partner, have and which is within the area of your council or authority.

Any licence (alone or jointly with others) which you, or your spouse or your civil partner, holds to occupy land in the area of your council or authority for a month or longer.

Any tenancy where (to your knowledge) - the landlord is your council or authority; and the tenant is a body in which you, or your spouse or your civil partner, has a beneficial interest.

Any beneficial interest which you, or your spouse or your civil partner has in securities of a body where -

- (a) that body (to your knowledge) has a place of business or land in the area of your council or authority; and
- (b) either -

the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or

if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you, or your spouse or your civil partner, has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

Name of meeting: Cabinet Committee Local Issues

Date: 2 August 2018

Title of report: Traffic Regulation (No 12) Order 2017 – Proposed Waiting Restrictions, Lydgate and York Rd, Batley

Purpose of report

To consider objections received in response to the public advertisement of parking restrictions on two of the roads proposed in Kirklees (TR) (No 12) Order 2017.

Key Decision - Is it likely to result in spending or saving £250k or more, or to have a significant effect on two or more electoral wards?	No
Key Decision - Is it in the Council's Forward Plan (key decisions and private reports?)	No
The Decision - Is it eligible for call in by Scrutiny?	Yes
Date signed off by <u>Strategic Director</u> & name	Joanne Bartholomew – 23/07/18
Is it also signed off by the Service Director for Finance IT and Transactional Services?	Eammon Croston – 24/07/18
Is it also signed off by the Service Director for Legal Governance and Commissioning Support?	Julie Muscroft – 25/07/18
Cabinet member Communities and Environment	Give name of Portfolio Holder Cllr Naheed Mather

Electoral wards affected: Batley East

Ward councillors consulted: Cllrs Mahmood Akhtar, Fazila Loonat, Habiban Zaman

Public or private: Public

1. Summary

1.1 A number of complaints had been received about obstructive parking and access issues at school opening and closing time on both York Road and Lydgate Road, Batley. Site visits have shown that parking in these locations have resulted in access issues for drivers and road safety issues for both local residents and pedestrians.

1.2 To resolve these problems:

- 'No Waiting Mon-Fri 8am-9.30am & 2.30pm – 4pm' restrictions were proposed along the full length of one side of Lydgate Road.
- 'No Waiting At Any Time' were proposed on York Road.

Both schemes are intended to alleviate congestion, maintain access and improve road safety for all road users.

To keep costs to a minimum 2 schemes were advertised together as Kirklees (TR) (No 12) Order 2017

2. Information required to take a decision

The schemes were formerly advertised 09 February to 9 March 2018 during which time one objection was received to each scheme

- Mr Malcolm Charlesworth, 7 Lydgate Road, Batley
Mr Charlesworth objects to the proposed 'No Waiting Mon-Fri 8am-9.30am & 2.30pm – 4pm' restrictions on the evens (Nos 2-18) side of Lydgate Road. The grounds for his objection is that the problem should be resolved by other methods. He believes the solution would be to introduce additional parking spaces so parents have somewhere to park up and take their younger children to school. He also believes that if the original proposals do go ahead then additional road safety measures will be necessary including; improving pedestrian access to the school, encouraging walking to school, a road safety campaign for parents and consideration of speed restrictions. Mr Charlesworth also suggests the provision of white 'Keep Clear' lines in front driveway accesses (Nos 1 – 17). He also asks that we investigate any opportunity to create a better traffic solution as part of the recent nearby planning proposal.

In response –

- Although on-street parking on Lydgate Road is limited, site visits have shown there are many available parking spaces available on Soothill Lane. These provide space for parents to park up and walk the short distance to the school. If the proposed Waiting Restrictions are implemented the school will be asked to make parents aware of their driving responsibilities. As with all new parking restrictions around school, enforcement will be undertaken on a rolling programme as available.

White 'Keep Clear' markings are likely to be ineffective because of the short term nature of the parking at school opening and closing times, however, if implemented the scheme will be monitored and its impacts assessed.

In order to make a difference to school parking Officers needs the help and support of the school to work with them and parents. It is important that all schools encourage sustainable travel to school and safe parking, so Officers have contacted the school about the issues reported. They have agreed to pass this information to the parents/carers if the scheme goes ahead, and to work with officers with the aim of reducing the amount of vehicular traffic associated with the school.

Highway Safety has commented on the recent planning application and a number of planning conditions have been included as a result.

(ii) Mr John Broadhead, 1 York Court, Batley

Mr Broadhead believes that although the proposed 'No Waiting at Any Time' restrictions on York Road will go some way to alleviate the dangers at this location he thinks the scheme does not go far enough. He has requested that the restrictions are provided on both sides of York Road from its junction with Batley Field Hill to its junction of York Grove.

In response -

When schemes are designed, proposals have to balance the needs of residents and access along a route. Site visits have shown that residents and their visitors regularly park on the north-east side of York Road in front of No 2 and 4 York Road. If we were to provide additional parking restrictions here it is likely they would strongly object. The scheme is designed to allow access along the road whilst maintaining an opportunity for additional on-street parking near their home.

3. Implications for the Council

3.1 Early Intervention and Prevention (EIP)

The aim of introducing these restrictions is to reduce the risk of manoeuvring cars creating or being involved in a collision

3.2 Improving Outcomes for Children

The Council is aiming to improve the environment along these routes which are used by large numbers of children on their journey to school

3.4 Reducing demand of services

If the proposals are not progressed, it is likely that the reported problems will continue, and residents will continue to contact officers requesting action be taken.

3.5 Other (eg Legal/Financial or Human Resources)

The funding for the implementation of these restrictions is from existing revenue budgets

4. Consultees and their opinions

Under the formal Traffic Regulation Process, consultation with statutory bodies and local Cllrs has been undertaken and no objections were received.

The 3 Local Ward Cllrs have been further consulted on this report:

Cllr Loonat -

"I appreciate all the hard work gone in to these schemes but I am unable to support the Lydgate Road officer recommendations and believe an alternative to this scheme should be sought for as the impact of the scheme on this road is negative to the users that drop the children off for school and no safe alternative is provided at the moment.

You did mention that officers are looking to make a crossing on Soothill lane but as nothing is available at the moment this should not be taken in to consideration. Parents are there to drop/ pick junior school children and would be there no longer than a few minutes and that's all. The issue around parking near schools is an age old problem and is everywhere and I believe this is an age old issue cannot be resolved with threat of ticketing parents. So I am unable to support the scheme at Lydgate Road.

However on the York Road recommendations I support the officer recommendations and believe the plans for this are robust."

Cllr Akhtar

I agree with the officer's recommendations for York Road plans. As far as Lydgate Road is concerned it is an ongoing issue which will take time to resolve, I do not want parents to face further difficulties, so at this stage I am not going to support this.

Cllr Zaman

The scheme at Lydgate Road needs to be looked at again and we need a solution before we agree on any restrictions on Lydgate Road. This is not a unique issues to this school, ticketing parents is not an option in my view. Parking on this road is only for a very short time at pick up and drop off. We need a safer solution before I can agree to supporting this scheme.

I support your recommendations for York Road.

5. **Next steps**

If the objections are over-ruled the restrictions will be provided as soon as the TRO is sealed.

If the objection is upheld, the schemes will be abandoned, but congestion, pedestrian safety and access issues will remain.

6. **Officer recommendations and reasons**

That the objections to the waiting restrictions at both locations are over-ruled and the schemes implemented as advertised. It is considered that these proposals will alleviate congestion and maintain access and improve road safety for all road users at this location.

7. **Cabinet portfolio holder's recommendations:**

That the Officer recommendations be approved as they suggest a balanced approach to meeting the residents and parents needs.

8. **Contact officer**

Contact Officer :Karen North

Tel: (01484) 221000

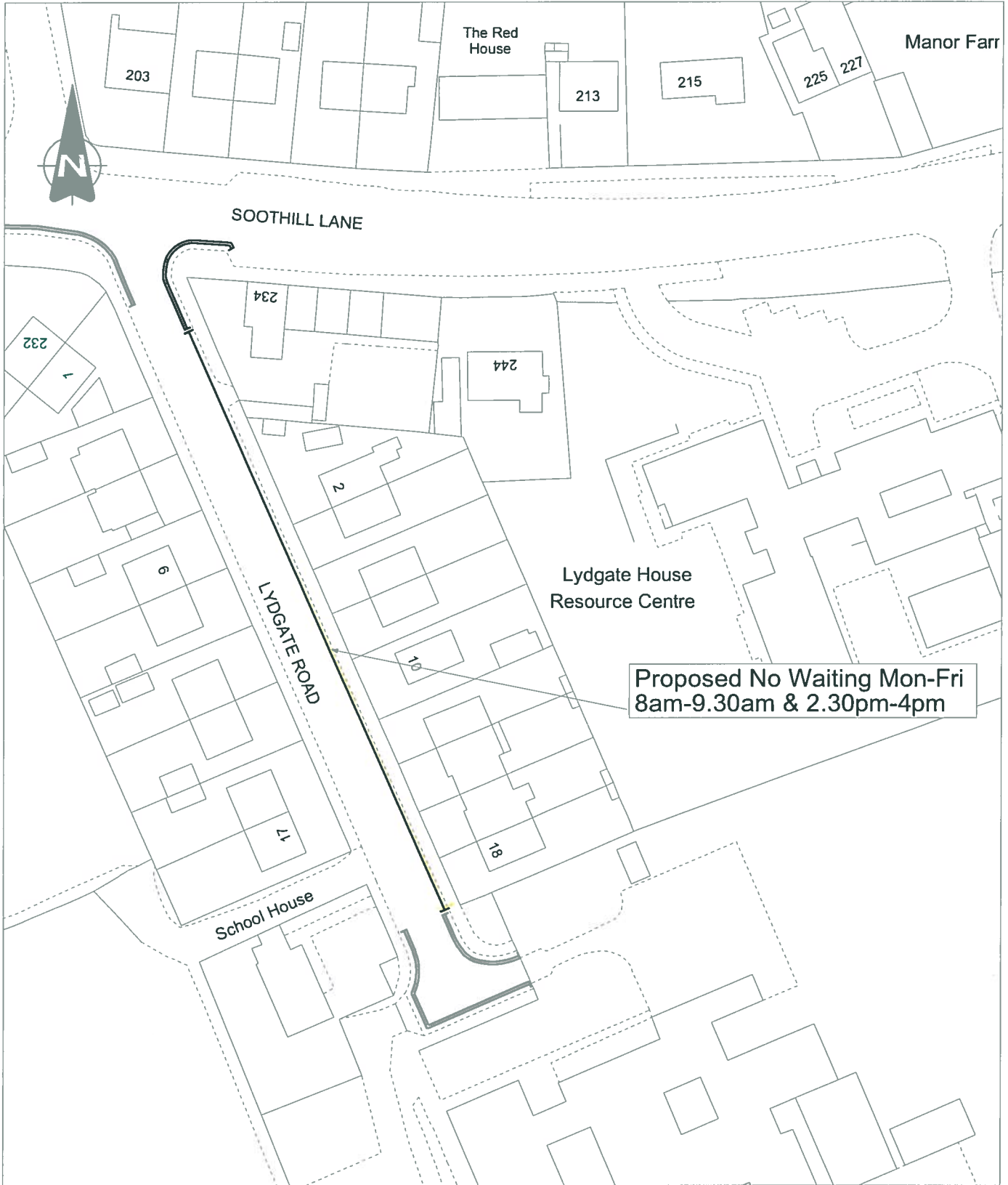
Email: karen.north@kirklees.gov.uk

9. **Background Papers and History of Decisions**

10. **Service Director responsible**

Joanne Bartholomew

Commercial, Regulatory and Operational Service.



**Proposed No Waiting Mon-Fri
8am-9.30am & 2.30pm-4pm**

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Ordnance Survey 100019241



Streetscene & Housing
Flint Street, Fartown
Huddersfield, HD1 6LG

PROPOSED NO WAITING
MON-FRI
8am-9.30am & 2.30pm-4pm

LYDGATE ROAD
BATLEY

Scale

NTS

Drawn

KN

Checked

Section

TRF

Date

APR 2014

Drawing No. TRF 03 200 276

RECEIVED
27 FEB 2018

7, Lydgate Road,
Batley,
WF17 6EY
22/2/2018

Dear M's Muscroft,

I refer to your notice DEV/JE/D116-1712

Karen North on 5/04/2017 wrote to residents of Lydgate Road requesting views on her suggestions for alleviating traffic problems on this road. I duly responded, whilst appreciating any effort to resolve the difficult situation, I pointed out my concerns with these proposals. I am uncertain whether there has been genuine consultation or this has been a "fait accompli" however I will restate my concerns; based on my experience as a resident on the road prior to the building of the school (50 years), as a teacher at Lydgate school and as headteacher of a large J.M.I&N with similar parking problems.

The current difficulties have been acknowledged. Historically, year by year they have increased due to ,

1. a rise in pupil numbers.
2. a wider pupil age range, to include nursery and pre-school children.
3. an increase in pupils delivered by car/taxis.
4. a marked lack of consideration for residents &/or other motorists
5. an absence of basic/fundamental awareness of road safety/child protection

Clearly the intended outcome of the proposals is to establish a free-flowing access to the school to enable parents to drop-off children, turn and promptly depart. Any observation of what currently happens indicates that what the majority of parents with infants require is available parking space to enable them to escort their children into school and pass them onto a responsible adult. No additional parking space has been created, quite the opposite, existing parking opportunity will be halved on the road. Parking across drives is likely to increase on the South side of the road.

If the proposals are to improve on the current situation I suggest certain steps need to be taken.

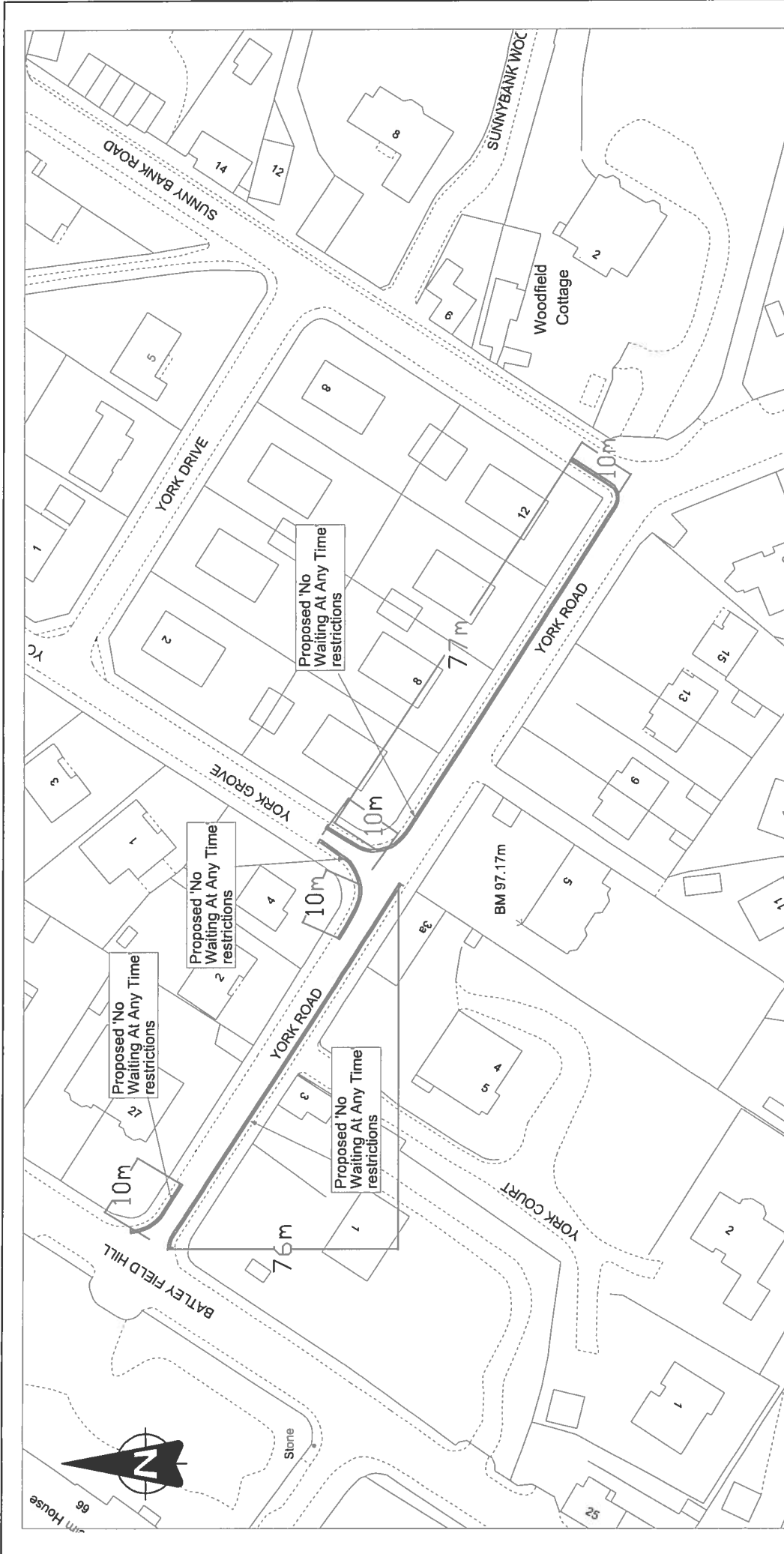
1. A concerted road safety campaign aimed at motorists using the road and distribution of literature informing parents of their legal responsibilities with respect to the proposed traffic changes. (in the appropriate languages)
2. Consideration of traffic speed restrictions along this cul-de-sac
3. Regular monitoring/policing of this traffic management system.
4. White line protection across the drives & property access of residences to the South of Lydgate Road.
5. Encouragement of parents to walk children to school, the few hundred metres.
6. Improve pedestrian access to school (all weather pathway) from Centenary Way estate.
7. Investigate any opportunity to create a better traffic solution as part of recent planning proposals to massively increase pressure on the numbers at the school.

This school was not built to accommodate the present & projected numbers nor was an appropriate vehicular access created. I feel some real "out of the box" planning is required if the school and area is to avoid future saturation.


I hope my comments prove useful.

Regards,


Malcolm Charlesworth.



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Ordnance Survey 100019241

 <p>Kirklees COUNCIL</p>	<p>Project</p> <p>PROPOSED NO WAITING AT ANY TIME PARKING RESTRICTIONS</p>		<p>Scale</p> <p>1:1000</p>
	<p>Title</p> <p>Streetscene & Housing Flint Street, Fartown Huddersfield, HD1 6LG</p>		<p>Drawn</p> <p>KN</p>
		<p>Section</p> <p>TRF</p>	<p>Checked</p> <p>JGW</p>
		<p>Date</p> <p>MAY 2017</p>	<p>Drawing No</p> <p>TF.03.200.277</p>

RECEIVED
12 FEB 2018

1 York Court
Batley
WF170RW

Tel: 01924 472482
jandj.broadhead@btinternet.com

8 February 2018

Julie Muscroft
Service Director Legal, Governance and Commissioning
Kirklees Council Legal Services
2nd Floor High Street Building
High Street
Huddersfield
HD1 2ND

Dear Julie Muscroft

TRAFFIC REGULATION (No 15) ORDER 2017

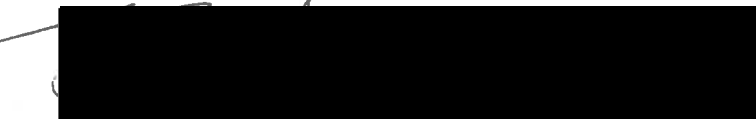
Batley East, Batley West, Birstall & Birkenshaw - Number 12 Order 2017

I am writing in connection with the proposal to place no waiting restrictions along York Road.

The junction of York Road with Batley Field Hill is extremely dangerous, particularly during school drop off and collect times when it is congested with traffic and Upper Batley High School pupils on foot leaving or seeking their lift. The proposal in the order moves some way towards alleviating the danger but does not go far enough. I propose that the no waiting restriction should extend along both sides of York Road from its junction with Batley Field Hill to beyond its junction with York Grove. In this way the most dangerous part of York Road would be entirely free of parked vehicles waiting to pick up or drop off their passengers and the junction with Batley Field Hill could be negotiated safely.

I should be grateful if consideration could be given to my proposal.

Yours sincerely,



John Broadhead