

# Public Document Pack



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Tuesday 16 March 2021

## Notice of Meeting

Dear Member

### **Cabinet Committee - Local Issues**

The **Cabinet Committee - Local Issues** will hold a **Virtual Meeting - online** at **1.30 pm** on **Wednesday 24 March 2021**.

This meeting will be live webcast. To access the webcast please go to the Council's website at the time of the meeting and follow the instructions on the page.

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', on a light-colored background.

**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

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**Pages**

**1: Membership of the Committee**

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

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**2: Minutes of Previous Meeting**

1 - 4

To approve the minutes of the meeting of the Committee held on 15 December 2020.

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**3: Interests**

5 - 6

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.

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**4: 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

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**5: 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.

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## **6: Questions by members of the Public (Written Questions)**

Due to current Covid-19 restrictions, Elected Members and members of the public may submit written questions to members of Cabinet Committee Local Issues. Any questions should be emailed to [executive.governance@kirklees.gov.uk](mailto:executive.governance@kirklees.gov.uk) no later than 5pm on Monday 22 March 2021. In accordance with Council Procedure Rule 51(10) each person may submit a maximum of 4 written questions.

In accordance with Council Procedure Rule 11(5), the period allowed for the asking and answering of public questions will not exceed 15 minutes.

Members of the Committee will provide an oral response to any questions received, or if they are not able to do so, a written response will be provided.

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## **7: Member Question Time**

Cabinet Committee Local Issues will receive any questions from Elected Members (via remote access).

In accordance with Executive Procedure Rule 2.3 (2.3.1.6) a period of up to 30 minutes will be allocated.

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## **8: Objection to Traffic Regulation No 30 Order 2020, Proposed "School Keep Clear" markings, South Parade, Cleckheaton**

7 - 12

To consider an objection received to - Kirklees TRO No 30 Order 2020 - Proposed "School Keep Clear" markings, South Parade, Cleckheaton

**Contact:** Karen North, Senior Technical Officer (01484) 221000

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Contact Officer: Jenny Bryce-Chan

## KIRKLEES COUNCIL

### CABINET COMMITTEE - LOCAL ISSUES

**Tuesday 15th December 2020**

Present:

Councillor Peter McBride  
Councillor Naheed Mather  
Councillor Graham Turner

In attendance:

Ken Major, Principal Engineer  
Councillor Nigel Patrick

- 1 Membership of the Committee**  
All Committee members were present.
- 2 Minutes of Previous Meeting**  
That the minutes of the meeting held on the 12 October 2020 be approved 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 were received.
- 6 Questions by members of the Public (Written Questions)**  
No written questions were received.
- 7 Member Question Time**  
No member questions were asked.
- 8 Objection to Traffic Regulation Orders for Hightown Lane, Holmfirth**  
The Committee considered a report that outlined an objection received to Traffic Regulation Orders for Hightown Lane, Holmfirth.

The Committee was informed that the residents of Hightown Lane, an unadopted road in Holmfirth, approached Kirklees Council as a group and asked if the Council could help them in dealing with a regular problem of people parking in Hightown Lane in order to attend to daily activities in Holmfirth.

## Cabinet Committee - Local Issues - 15 December 2020

This ranged from local shop staff parking for the length of their shift to visitors parking in the road while going around Holmfirth. This was having a significant impact on the residents' day to day lives and meant they were usually unable to park near their property when they returned during the day.

In June 2011, Cabinet approved a "Permit Parking Policy" which could be applied under certain circumstances and it was considered that this request had met the criteria. This would allow the development of a traffic regulation order for Hightown Lane and two adjacent roads namely, Town Hall Street and part of Wood Lane.

The traffic regulation order was advertised between 21 August 2020 and 21 September 2020 and during that time one objection was received. The Committee noted the concerns raised by the objector and the response given.

Officers were recommending that the objection be overruled on the basis that Hightown Lane is a private street and parking should be limited to residents

Cllr Nigel Patrick local ward councillor made representations in support of the officer recommendations.

### **RESOLVED**

That the Objection to Traffic Regulation order for Hightown Lane, Holmfirth be overruled.

### **9 Objections to Traffic Regulation Orders for New Road, Netherthong**

The Committee considered a report which outlined objections received to Traffic Regulation Orders for New Road, Netherthong.

The Committee was informed that in March 2017, planning permission was granted for the erection of two detached dwellings (within a Conservation Area) adjacent to 141, Church Street, Netherthong, Holmfirth.

The planning condition stipulated that *"the development shall not commence until a scheme detailing measures to manage parking on Church Street from its junction with New Road to the full frontage of the application site and all associated works, together with appropriate Safety Audits has been submitted to and approved in writing by The Local Planning Authority. Unless otherwise agreed in writing no part of the development shall be brought into use until the approved scheme has been implemented."*

To ensure the safety of vehicles emerging from this access, waiting restrictions were proposed to that ensure the required visibility splays, coming out of this new access were free from parked cars, and a Traffic Regulation Order has been promoted to implement these restrictions.

The Traffic Regulation Order was advertised between 21 August 2020 to 21 September 2020 and during that time four objections were received.

## **Cabinet Committee - Local Issues - 15 December 2020**

The Committee considered the representations made by the objectors and noted the response provided.

Cllr Nigel Patrick, local ward councillor advised the Committee that while he is in support of the officer recommendations, he stated that there are issues in the area, particularly the old part of the centre of Netherthong and asked that the highways department look at how the wider area can be improved.

### **RESOLVED**

That objections to the proposed waiting restriction for New Road, Netherthong, be overruled and the Traffic Regulation Order be implemented as advertised.

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<b>KIRKLEES COUNCIL</b>			
<b>COUNCIL/CABINET/COMMITTEE MEETINGS ETC</b>			
<b>DECLARATION OF INTERESTS</b>			
<b>Name of Councillor</b>			
<b>Item in which you have an interest</b>	<b>Type of interest (eg a disclosable pecuniary interest or an "Other Interest")</b>	<b>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]</b>	<b>Brief description of your interest</b>

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:** 24 March 2021

**Title of report:** Objection to Traffic Regulation No 30 Order 2020, Proposed “School Keep Clear” markings, South Parade, Cleckheaton

**Purpose of report:** To consider an objection received to - Kirklees TRO No 30 Order 2020 - Proposed “School Keep Clear” markings, South Parade, Cleckheaton

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 <a href="#">Council’s Forward Plan (key decisions and private reports?)</a>	No
The Decision - Is it eligible for call in by Scrutiny?	Yes
Date signed off by <u>Strategic Director</u> & name	Colin Parr - 16.02.21
Is it also signed off by the Service Director Finance?	Eamonn Croston - 16.02.21
Is it also signed off by the Service Director for Legal Governance and Commissioning?	Julie Muscroft - 18.02.21
Cabinet member <a href="#">portfolio</a>	Cllr Naheed Mather

**Electoral wards affected:** Cleckheaton

**Ward councillors consulted:** No

**Public or private:** Public

**Has GDPR been considered:** Yes

## 1. Summary

- 1.1 South Parade is a residential distributor road in Cleckheaton, with residential properties, to both sides, for the majority of its length. Most of the properties in this area do not have off street parking facilities, so park on the road. Heaton Primary school is located on the middle of South Parade, with industrial premises on the opposite side of the road.
- 1.2 Because parking is at a premium in this area there are currently “School Keep Clear” markings in operation, governed by an existing Traffic Regulation Order, which restricts parking on the school side of South Parade, and on Highfields Road 8 am 9:30 am and 2:30 - 4 pm to reduce the risk, from parked cars, for children walking to school.
- 1.3 Due to the current Covid restrictions, traffic movements and parking patterns are not, at present, representative of those evident when the school is fully operational and National Lockdown restrictions are not in place. However, under normal conditions, at school opening and closing times parking now takes place on South Parade, on the opposite side of the road to the school. This parking blocks visibility on oncoming vehicles for pedestrians wanting to cross the road towards the school, particularly those approaching along the well-used footpath from Heaton Avenue, between the houses and impacts on visibility for vehicles entering and leaving the industrial premises, which includes a children’s play gym.
- 1.4 To try to improve visibility and access for both pedestrians and drivers, particularly at school opening and closing times, a section of informal “Keep Clear” markings were put down; however, this has had little impact. As a result, more, formal “School Keep Clear” markings have now been proposed, as close to the desired pedestrian crossing line as possible for pedestrians approaching and leaving the school using the footpath link from Heaton Avenue.
- 1.5 The proposed “School Keep Clears” have been kept to a minimum, to reduce the impact on the surrounding roads, but maximise safety. The proposed length covers the footpath link from Heaton Ave, to a safe distance beyond the concealed entrance, to maintain visibility when vehicles are emerging.
- 1.6 The Traffic Regulation Order for the installation of these markings was advertised between 26 November 2020 to 28 December 2020 and during that time one objection was received.

## 2. Information required to take a decision

The ‘School Keep Clear” markings have been proposed opposite the existing school “Keep Clear” markings outside the school. The scheme is designed to improve visibility of oncoming traffic for pedestrians trying to cross the road at this location and to ensure drivers travelling up and down the road can clearly see the pedestrians waiting to cross, and vehicles emerging from the concealed entrance.

### **Objection 1 - Kirklees Council Traffic Regulation (No 30) Order 2020 (Appendix 2)**

- An objection has been received from a resident of Highfield Terrace. They are objecting to the proposed parking restrictions on the grounds that they believe the proposals will only displace more parking along Highfield Terrace and further inconvenience the residents around the school. They state drivers often park directly in front of vehicular accesses on to Highfield Terrace and preventing other drivers from using the gaps to wait to let other drivers pass.

This results in drivers having to reverse back out onto South Parade to let other drivers pass.

**In response:**

There are existing "School Keep Clear" markings on the full length of one side of Highfield Terrace and three existing "Keep Clear" line markings on the opposite side of the road directly in front of vehicular accesses here. If drivers park so as to block these accesses, then our Civil Enforcement Team have the necessary enforcement powers to deal with these obstructions. We do however accept that these problems take place around schools throughout the district and with limited resources to tackle these issues, our Civil Enforcement Team can only visit these sites on a rolling programme. To try to resolve these issues, the Council are currently working with the school to engage them in the Modeshift Stars initiative. This initiative is designed to encourage sustainable travel to school and reduce the numbers of pupils travelling to school by car. When implemented successfully these schemes lessen the impact that school parking has on local residents and the Highway network and improve parking and road safety around the school.

### **3. Implications for the Council**

**3.1 Working with people** - The proposed works are considered necessary to try to improve visibility and access for all road users at school opening and closing times.

**3.2 Working with Partners** - Working with the School on the impact of home to school travel, with the aim of reducing the reliance on travel by car.

**3.3 Place based Working** - The Traffic Regulation Order is intended to prevent parking at a desired crossing point. The aim of the proposal is to improve road safety in this vicinity including improving vehicular, cyclist and pedestrian access across South Parade for all road users.

**3.4 Climate Change and Air Quality** - The improvement in a safer location for pedestrians to cross this busy road is aimed at encouraging greater access to the school by pedestrians and promoting sustainable travel modes to school, which will in turn, help improve Air Quality and Climate Change.

**3.5 Improving outcomes for children** - These proposals are aimed at controlling parking, in order to make the roads a safer place to cycle and walk for all users, including children.

**3.6 Other implications (HR/Legal/Financial etc)** - There is a current cost to the Council of £5472.00 to process the necessary legal order needed to enforce any lines on site, along with the cost of installing the lines and signs and any future maintenance. This cost will be covered by existing Highways Revenue budgets.

### **4. Consultees and their opinions**

Statutory consultees have been consulted on these proposals.

Councillor Kath Pinnock supports the proposals and hopes they will improve safety for all pedestrians but especially for school children, who must cross the road, at this point.

The other Cleckheaton Ward Councillors were consulted and have not raised any objections.

## **5. Next steps and timelines**

Cabinet Committee Local Issues to consider the objection raised during the formal advertising period for the installation of proposed “School Keep Clear” markings and reach a decision on whether the Traffic Regulation Order is to be implemented as advertised.

If Cabinet Committee Local Issues chooses to overrule the objection received, the scheme, will be implemented as advertised.

If Cabinet Committee Local Issues choose to uphold the objection, the proposals to introduce “School Keep Clear” markings at this location will not go ahead and parking will still be allowed in this vicinity and the proposed benefits for improved visibility and road safety will not be realised.

## **6. Officer recommendations and reasons**

The proposed “School Keep Clear” markings at this location are aimed at helping to improve visibility and safety for all road users and in particular, young pedestrians.

For these reasons, the Officer recommendation is that the objections to the proposed restrictions be overruled and the Traffic Regulation Order be implemented as advertised, to allow the road safety expected benefits to be realised.

## **7. Cabinet portfolio holder’s recommendations**

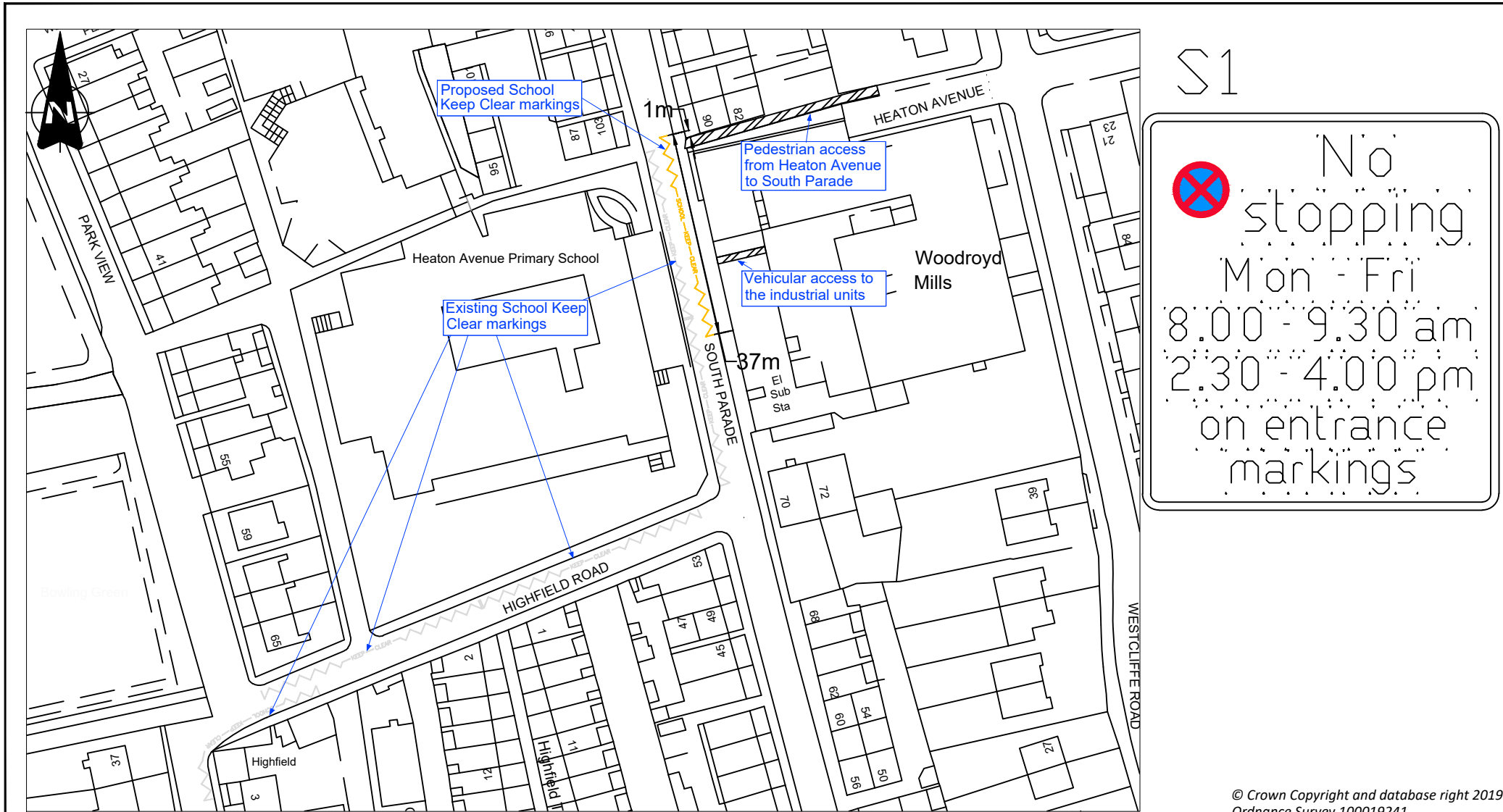
The Cabinet Portfolio Holder supports the officer recommendation to overrule the objection and implement the Traffic Regulation Order as advertised. The Cabinet Portfolio Holder believes these measures will not only help improve access and visibility at school opening and closing times but also be of benefit to all other road users at this location at all other times.

## **8. Contact officer**

Karen North  
Senior Technical Officer  
(01484) 221000  
[karen.north@kirklees.gov.uk](mailto:karen.north@kirklees.gov.uk)

## **9. Service Director responsible**

Sue Procter  
Service Director - Environment  
(01484) 221000  
[sue.procter@kirklees.gov.uk](mailto:sue.procter@kirklees.gov.uk)



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	Project	PROPOSED SCHOOL KEEP CLEAR MARKINGS		Scale	NTS	
		MON-FRI 8.00 - 9.30am 2.30 - 4.00 pm		Drawn	Checked	
				KN	JGW	
	Title	SOUTH PARADE		Section	Date	
	CLECKHEATON		TRF	SEPT 2020		
			Drawing No. TF.06.200.217			

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