

WAVERLEY BOROUGH COUNCIL

COUNCIL

20 OCTOBER 2020

Title:

Amendments to Waverley Borough Council's Off-Street Parking Order

Portfolio Holder: Cllr. Nick Palmer Portfolio Holder for Operational and Enforcement Services

Head of Service: Richard Homewood, Head of Environmental & Regulatory Services

Key decision: Yes

Access: Public

1. Purpose and summary

1.1 This report provides feedback from the consultation process to make amendments to The Waverley Borough Council (Off-Street Parking Places) Order 2017 and the proposed timetable for the making of the Waverley Borough Council (Off-Street Parking Places) Order 2020.

2. Recommendation

2.1 **Having considered the report at its meeting on 6 October 2020, the Executive recommend that Council approves the making of the Waverley Borough Council (Off-Street Parking Places) Order 2020.**

3. Reason for the recommendation

3.1 To enable the effective management of Waverley Borough Council's off-street car parks.

4. Background

4.1 The Waverley Borough Council (Off-Street Parking Places) Order outlines the regulations for all Off-Street parking places in the Borough. This is so that customers understand how to use the car parks, and so that any breaches in usage can be penalised fairly and robustly.

4.2 Officers had identified that there are several amendments required to the text and grammar of the Off-Street Parking Places Order to provide greater clarity of meaning. The plans setting out the extent of coverage of the Order in certain car parks also require amendment to deal with issues of indiscriminate parking and obstruction. This review is solely related to rules of usage in the car parks.

4.3 The purpose of the review was to introduce amendments to the Order as follows:

- Various amendments to the text and grammar of the order to provide greater clarity of the requirements of the Order.
- The consolidation of the Waverley Borough Council (Off Street Parking Places) Amendment Order No 1, 2017 into the main Order.
- Amendments to the plan for Snoxhall Fields to include the access road in order to prevent indiscriminate parking and obstruction.
- Amendments to the plan for the Haslemere Leisure Centre, King's Road Haslemere (formerly known as The Herons) to include the access road in the Order to prevent indiscriminate parking and obstruction.
- The inclusion of the parking areas at Frensham Great Pond in the Order
- The introduction of additional requirements in respect of the use of designated electric vehicle charging bays.

4.4 This review did not propose any changes to the current car park tariffs.

4.5 The proposal to amend the Order was advertised as required in the local press on 6 August and published on our website along with a full copy of the draft Waverley Borough Council (Off-Street Parking Places) Order 2020.
<https://www.waverley.gov.uk/parkingorder>

4.6 The advertisement and the website invited any comments and advised that any objections to the proposals should be submitted no later than 18 September 2020. At the time of writing no objections or comments had been received. Any objections or comments subsequently received will be reported verbally at the Executive briefing meeting.

4.7 In view of the fact that there have been no formal objections to the proposed Order during the consultation period it is therefore recommended that the Executive recommend Council to make the Waverley Borough Council (Off-Street Parking Places) Order 2020 as proposed and advertised.

4.5 The following milestones outline the statutory process the Council is required to follow from this point, and corresponding dates:

- Report to Executive with feedback on consultation and final recommendations- 6 October
- Call-in period
- Full Council approval 20 October
- Publish notice of intention to make the Order 29 October - 21 days

4.5 Therefore, based on this timetable it would be expected that amendments to the Parking Order will come into effect from approximately 20 November 2020

5. Relationship to the Corporate Strategy and Service Plan

5.1 The recommendations of this report will help support the Corporate Strategy's aims to 'provide high quality public services accessible to all' and 'a sense of responsibility for our environment'.

6. Implications of decision

6.1 Resource (Finance, procurement, staffing, IT)

6.1.1 The cost of advertising the amendments is around £2,500 and it is proposed that this will be met from existing advertising budgets.

6.2 Risk management

6.2.1 The amendments to the wording being made will help to ensure effective management of Waverley Borough Council's off-street car parks and regulate their use.

6.3 Legal

6.3.1 An Off-Street Parking Place Order is the legal basis for providing parking spaces, setting appropriate charges and enforcing restrictions. The relevant powers to make any type of parking order are set out within the Road Traffic Regulation Act 1984 supplemented by regulations. The legal framework provides greater consistency and allowing for parking policies to suit local circumstances, aiming to make the system fair as well as effective. The set process involves a consultation and notification process, including the Police and Surrey County Council Highways.

6.4 Equality, diversity and inclusion

6.4.1 There are no direct equality, diversity or inclusion implications in this report. Equality impact assessments are carried out when necessary across the council to ensure service delivery meets the requirements of the Public Sector Equality Duty under the Equality Act 2010.

6.5 Climate emergency declaration

6.5.1 Effective control of off-street parking will assist in mitigating the impact of motor vehicles on the local environment and the community.

7. Consultation and engagement

Consultation with the public, elected Members and Town and Parish Councils has been carried out and no objections to the proposed amendments have been received.

8. Other options considered

8.1 None because there is a prescribed process for the review and making of Parking Place Order which must be followed.

9. Governance journey

9.1 Report to Executive – 6 October 2020
Report to Council – 20 October 2020
Order made – 20 November 2020

Attachments

Annexe A The Waverley Borough Council (Off-Street Parking Places) Order 2020
Annexe B WBC (Off-Street Parking Places) Order 2020 Maps

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Agreed and signed off by:
Legal Services: date 17 September 2020
Head of Finance: date
Strategic Director: date
Portfolio Holder: date 17 September 2020