

OFFICER DECISION REPORT - TRAFFIC REGULATION ORDER (TRO)

3

APPROVAL TO PUBLICLY ADVERTISE THE TRO

PREPARED BY: Traffic Management Team, Highways and Traffic Group

TITLE OF REPORT:	The Hollow, Bath
PROPOSAL:	No Waiting At Any Time (Double Yellow Lines)
SCHEME REF No:	23-017
REPORT AUTHOR:	Sadie Cox-Alcuaz

1. DELEGATION

The delegation to be exercised in this report is contained within **Part 3, Section 4** of the Constitution under the **Delegation of Functions to Officers**, as follows:

Section A	The Chief Executive, Strategic Directors, Divisional Directors and Heads of Service have delegated power to take any decision falling within their area of responsibility....”
Section B	Without prejudice to the generality of this, Officers are authorised to: serve any notices and make, amend or revoke any orders falling within his/her area of responsibility.
Section D9	An Officer to whom a power, duty or function is delegated may nominate or authorise another Officer to exercise that power, duty or function, provided that Officer reports to or is responsible to the delegator.

For the purposes of this report, the Director of Place Management holds the delegated power to make, amend or revoke any Orders.

2. LEGAL AUTHORITY

This proposal is made in accordance with the Road Traffic Regulation Act 1984, which under Section 1 provides, generally, for Orders to be made for the following reasons, and in the case of this report specifically for the reason(s) shown below:

(a)	for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or	X
(b)	for preventing damage to the road or to any building on or near the road, or	
(c)	for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or	X
(d)	for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property,	

(e)	(without prejudice to the generality of paragraph (d) above) for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot, or	
(f)	for preserving or improving the amenities of the area through which the road runs, or	
(g)	for any of the purposes specified in paragraphs (a) to (c) of subsection (1) of section 87 of the Environment Act 1995 (air quality)	

3. **PROPOSAL**

The Proposal is to undertake a variation of the existing Traffic Regulation Order (TRO). This is to implement a No Waiting At Any Time (double yellow lines) parking restriction from the existing restriction on Kelston view junction, along The Hollow to the junction with Cotswold View and as shown on the attached plan on page 5.

This will enable all vehicles to enter and exit the site via the new widened access on Livingstone Road as consulted and approved in the Planning application 2104049/FUL and in accordance with signed Section 106 Agreement and as shown in the drawing at the end of this report.

4. **BACKGROUND**

The local highway authority requires the developer to enter into legally binding Section 278 Agreement covering the construction of the new vehicular access to the development site, the revisions of the current traffic calming scheme on The Hollow, including the associated highway signage and carriageway markings, and the cost of the required Traffic Regulation Order (TRO) together with implementation costs in relation to Planning application 21/01588/FUL.

5. **SOURCE OF FINANCE**

Developer funded TRO by Freemantle Capital Partners (Hollow) Ltd.

6. **INFORMAL CONSULTATION REQUIREMENT**

The proposal requires informal consultation with the Chief Constable, Ward Members, and the Cabinet Member for Highways.

7. **INFORMAL CONSULTATION FEEDBACK**

Chief Constable

Thank you for your email and attached Report regarding the proposed introduction of waiting restrictions in The Hollow, Bath as shown in the appendices to the attached, associated with an adjacent housing development –

It is understood that the developer was required to “*enter into legally binding Section 278 Agreement covering the construction of the new vehicular access to the development site, the revisions of the current traffic calming scheme on The Hollow, including the associated highway signage and carriageway markings, and the cost of the required Traffic Regulation Order (TRO) together with implementation costs in relation to Planning application 21/01588/FUL.*” and that the proposal is “*to undertake a variation of the existing Traffic Regulation Order (TRO). This is to implement a No Waiting At Any Time (DYLs) parking restrictions from the existing restriction on Kelston View junction, along The Hollow to the junction with Cotswold View and as shown on the attached plan on page 3.*

This will enable all vehicles to enter and exit the site via the new widened access on Livingstone Road as consulted and approved in the Planning application 2104049/FUL and in accordance with the signed Section 106 Agreement and as shown in the drawing at the end of this report.” (report as attached)

Enforcement of waiting restrictions within the Bath and North East Somerset Council area rests with Bath and North East Somerset Council Parking Services.

Consideration regarding the potential displacement of existing parking, and the enforcement needs of these restrictions should be of importance.

The proposals should meet the aspirations behind their introduction.

Parking Services

No Comment

Ward Members

Twerton

Cllr Sarah Moore - No Comment

Cllr Tim Ball - No Comment

Southdown

Cllr Paul Crossley – No Comment

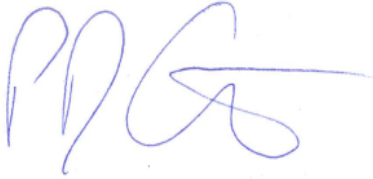
Cllr Dine Romero - Happy with this

Cabinet Member for Highways:

Cllr Manda Rigby – No Comment

8. **RECOMMENDATION**

As no significant objections and/or comments have been received following the informal consultation described above, the public advertisement of the Traffic Regulation Order should progress.



Paul Garrod
Traffic Management & Network Manager

Date: 20th June 2024

9. **DECISION**

As the officer holding the above delegation, I
approve the progression of this Traffic Regulation Order.

Or

agree that this Traffic Regulation Order should not be progressed at this time.

In taking this decision, I confirm that due regard has been given to the Council's public sector equality duty, which requires it to consider and think about how its policies or decisions may affect people who are protected under the Equality Act.



Gary Peacock
Head of Service, Highways Delivery

Date: 24th June 2024

The Hollow/ Cotswold View, Bath
Proposed NWAAT

Bath and North East Somerset

Author:

Date: 11/04/2024

Bath & North East
Somerset Council

Improving People's Lives

