

## Appeals & Complaints Committee

A meeting of Appeals & Complaints Committee was held on Monday, 8th August, 2016.

**Present:** Cllr David Wilburn(Chairman), Cllr Tracey Stott (Vice-Chairman), Cllr Derrick Brown, Cllr Philip Dennis, Cllr Ross Patterson, Cllr Norma Stephenson (Sub for Evaline Cunningham)

**Officers:** Julie Butcher ( HR, L and C); Gillian Spence, Mark Gillson (EGD), Michael Henderson (DCEO)

**Also in attendance:** Dr Jyoti Krishna plus a representative, Nigel Beaumont, Richard Lindsay, plus other residents of Goose Pasture  
Malcolm Leach (resident of The Pines)

**Apologies:** Cllr Evaline Cunningham, Cllr Elsi Hampton,

### **ACC Evacuation Procedure**

**1/16**

The Evacuation Procedure was noted.

### **ACC Declarations of Interest**

**2/16**

There were no declarations of interest.

### **ACC Minutes from the meeting which was held on the 2nd December 2015.**

**3/16**

The minutes of the meeting held on 2nd December were confirmed as a correct record and were signed by the Chairman.

### **ACC Procedure**

**4/16**

The Committee considered a proposed procedure for the meeting.

RESOLVED that the procedure be agreed.

### **ACC Proposed Traffic Regulation Order - Goose Pasture.Yarm**

**5/16**

Members were provided with a report relating to outstanding objections received, following statutory advertising of a proposal to amend the existing traffic Order on Goose Pasture, Yarm.

It was explained that, under the proposals, the single yellow line restrictions were to be replaced with no waiting at anytime restrictions and to also include a new loading prohibition applicable Monday to Friday 8.30 to 9.30am and 2.30 to 4.30pm. These restrictions would also be extended to cover the bend at the fork in the road plus both sides of the southern fork leading to Rookery Woods, with the exception of the frontage of number 49 where the driveway was not fit for purpose.

The advertised Traffic Order was progressed at the request of local residents, following on-going concerns relating to legitimate parking on the existing single yellow lining and in locations where parking was not currently restricted on the incline and the bend, which resulted in road safety and traffic management issues.

It was explained that eleven of the representations received during statutory advertising represented number 49 Goose Pasture and were in regard to the proposed restrictions on both sides of the southern fork, leading to Rookery Woods (only) not the proposals to amend the restrictions and to extend them to cover the bend. The twelfth objection was associated with concerns relating to parking on another side road off The Spital – The Pines.

Officers from Economic Growth and Development Services presented the report to members. The report included the representations received from members of the public in response to the statutory consultation process in full, together with a summary within the report.

Members, objectors and supporters were given the opportunity of asking questions of the officers.

It was confirmed that there were no objections to the extent of the proposed no waiting at any time restrictions proposed for the entrance to Goose Pasture up to and including the road outside numbers 45 and 47 Goose Pasture. The extent of the proposed restrictions that were the subject of the objections were on both sides of Goose Pasture on the southern leg from number 47 onwards (but with a gap in proposed restrictions to the frontage of number 49).

Dr Krishna made representations to the Committee. She explained that the southern fork of Goose Pasture was a wide road with a turning area and there were no issues with traffic passing along the road. Dr Krishna's indicated that, in her opinion it was residents themselves that parked on the road and that no resident had difficulty leaving their driveway due to obstructive parking. Dr Krishna was concerned that the only remaining parking area on the southern fork of Goose Pasture would be outside her property at number 49 as the proposed restrictions had been removed from this area to address Dr Krishna's concerns about lack of parking for her property.

Members, objectors and supporters were given the opportunity of asking questions of Dr Krishna.

Members then heard from residents of Goose Pasture who supported the proposals. Supporters confirmed that obstructive parking did occur and reiterated their support for the proposals.

Members, objectors and supporters were given the opportunity of asking questions of the supporters.

Objectors, supporters and officers from Economic Growth and Development then left the meeting room whilst the Committee considered the information it had received.

Members noted, from the report and representations made at the meeting, that the majority of residents of the southern fork of Goose Pasture were in favour of the proposed restrictions advertised, having in fact instigated the request for action due to concerns about obstructive parking. Members were mindful that Dr Krishna's property had sufficient off-street parking, including a garage and driveway for at least three cars, and Dr Krishna and her visitors could park

across the dropped kerb, which no other vehicle could do. The additional parking spaces along the frontage of number 49, being 24 metres in length, gave sufficient parking for one property, although not all of it would be protected for the use of number 49. Members did agree that although the driveway was steep it was useable and parking could be achieved at the top of the driveway. If Dr Krishna had visitors who were disabled they could park for longer than 3 hours on the drive or across the dropped crossing to number 49 where there would be no time limits on length of stay. The order complied with legislation for blue badge holders.

A resident of The Pines attended the Committee and addressed the meeting. It was noted that the concerns raised by the objector had also been counter-signed by other residents of The Pines but did not directly relate to the order for Goose Pasture and could not be considered at the committee. Members had been advised that officers had not been made aware of the issues at The Pines previously but could consider adding the request for waiting restrictions to the Traffic Order request list awaiting priority and investigation in the future. As an interim arrangement, consideration could be given to implementing keep clear markings around The Spital / The Pines junction and residents could be consulted regarding provision of the marking across their driveway.

Members unanimously agreed that the objections did not outweigh the reasons for making the order and would recommend to the Director of Economic Growth and Development that the order proceed as advertised.

RESOLVED that the Director of Economic Growth and Development be recommended:

1. not to uphold the objection.
2. to proceed with the order as advertised.