

**PORTFOLIO HOLDER
ENVIRONMENT, TRANSPORT AND ENERGY
DECISION NOTICE**

Publication Date: 10th September 2018

At the meeting of the Portfolio Holder – Environment, Transport and Energy, held on the 3rd September 2018 the following matters were discussed. The decisions of the Portfolio Holder are set out below in each item along with reasons for the decision and other options considered.

DNPH.ETE.09 DECLARATIONS OF INTEREST

There were no declarations of interest made in regards to any items on the agenda.

DNPH.ETE.10 SUSTAINABLE TRAVEL ACCESS FUND PROGRAMME – 2017/2018 OUTPUTS

The Portfolio Holder considered a report that set out a summary of the schemes delivered during the first year of the Department for Transport funded Sustainable Travel Access Fund Programme.

RESOLVED – That the report be noted and circulated to all Members for information.

REASONS FOR DECISION – To ensure transparency in the delivery of the programme and comply with the governance arrangements.

OTHER OPTIONS CONSIDERED – Do nothing – This would reduce the transparency and accountability for the project and may put at risk future funding bids if the Council was not able to demonstrate robust programme management processes to the Department for Transport and other external funding bodies.

DNPH.ETE.11 HIGHWAYS AND TRANSPORT SCHEME UPDATE – QUARTER 4 2017/18

The Portfolio Holder considered a report which set out a summary of the progress made in delivering significant Highways and Transport schemes to the end of 2017/18.

RESOLVED – That the Highways and Transport update (July 2018) report be noted and circulated to all Members for information.

REASONS FOR DECISION – To ensure transparency in the delivery of the Council's Capital Programme and provide an opportunity for formal challenge of the programmes.

OTHER OPTIONS CONSIDERED – Do nothing, and do not deliver significant (Non-LTP) Highways and Transport schemes. As a result, opportunities to support the Council's outcome framework priorities could be missed.

DNPH.ETE.12 HIGHWAYS AND TRANSPORT SCHEME UPDATE – QUARTER 1 2018/19

The Portfolio Holder considered a report which set out a summary of the progress made in delivering significant Highways and Transport schemes to the end of Quarter 1 of 2018/19.

RESOLVED – That the Highways and Transport update (End of Q1 2018/19) report be noted and circulated to all Members for information.

REASONS FOR DECISION – To ensure transparency in the delivery of the Council's Capital Programme and provide an opportunity for formal challenge of the programmes.

OTHER OPTIONS CONSIDERED – The purpose of this report is to provide an overview of the existing and emerging schemes. These schemes are all individually assessed in terms of the range of options available, including 'do nothing' prior to a decision being made to proceed. In general terms, doing nothing may mean the Council misses out on

opportunities to secure external funding which may in turn put additional pressure on budgets to deliver the appropriate highway infrastructure to support economic growth and our local communities.

DNPH.ETE.13 LOCAL TRANSPORT PLAN UPDATE – QUARTER 4 2017/18

The Portfolio Holder considered a report that set out a summary of the progress during Quarter 4 of the Council's Local Transport Plan Capital Programme 2017/18.

RESOLVED – That the Local Transport Plan Quarter 4 report be noted and circulated to all Members for information.

REASONS FOR DECISION – To ensure transparency in the delivery of the Council's Local Transport Plan and provide an opportunity for formal challenge of the programme.

OTHER OPTIONS CONSIDERED – Do nothing, and not amend the LTP programme: Opportunities to minimise disruption and improve safety would be missed resulting in increased levels of disruption for residents and possible higher scheme costs.

DNPH.ETE.14 LOCAL TRANSPORT PLAN UPDATE – QUARTER 1 2018/19

The Portfolio Holder considered a report that set out a summary of the progress during Quarter 1 of the Council's Local Transport Plan Capital Programme 2018/19.

RESOLVED – That the Local Transport Plan Quarterly Update (End of Q1 2018/19 – September 2018) report be noted and circulated to all Members for information.

REASONS FOR DECISION – To ensure transparency in the delivery of the Council's Local Transport Plan and provide an opportunity for formal challenge of the programme.

OTHER OPTIONS CONSIDERED – Do nothing, and not amend the LTP programme: Opportunities to minimise disruption and improve road safety, would be missed resulting in increased levels of disruption for residents and possible higher future scheme costs.

DNPH.ETE.15 TRAFFIC REGULATION ORDER – CORONATION ROAD, WHITES ROAD, QUEENS PARADE AND NICHOLSON STREET, CLEETHORPES

The Portfolio Holder considered a report which set out an amended proposal involving the extension to the originally proposed Traffic Regulation Order for 'No Waiting at Any Time' restrictions on the north-western kerbline of Coronation Road and the inclusion of 'No Waiting at any Time' restrictions at the Whites Road/ Queen's Parade junction.

RESOLVED – That the revised proposals be implemented and the Traffic Regulation Order be made as advertised.

REASONS FOR DECISION – The proposed locations for the 24 hour Prohibition of Waiting restrictions are predominantly at the key junctions with, and the narrow sections of Coronation Road where it is vital, in the interest of safety, that visibility and the free flow of traffic is maintained.

OTHER OPTIONS CONSIDERED –

Do Nothing – The Portfolio Holder could uphold the objections to the TROs. However, if this decision is taken it is likely that vehicles will continue to park on the junction corners and create a danger to the safety of all road users.

Reduce the extent of the proposed double yellow lines – Alternatively in light of the objection comments received the Portfolio Holder could request that the lengths of the proposed restrictions be reduced; although this would be against professional advice offered by Highways Officers and contrary to the Highway Code. The affected locations have been assessed and the measures detailed in the current proposal are considered to be the most effective in addressing the issues currently experienced.

DNPH.ETE.16 TRAFFIC REGULATION ORDER – NORTH STREET, CLEETHORPES

The Portfolio Holder considered a report which set out an amended proposal involving the introduction of a Traffic Regulation Order for 'No Waiting at Any Time' restrictions along the extent of the north-eastern kerblines of North Street, in addition to extending the current 'No Waiting at Any Time' on the south western kerblines of North Street at its junction with Humber Street

RESOLVED – That the revised proposals be implemented and the Traffic Regulation Order be made as advertised.

REASONS FOR DECISION – The proposed 24 hour Prohibition of Waiting restrictions (double yellow lines), the advisory parking bays and the one-way traffic restrictions on North Street are vital, in the interest of safety, to ensure that visibility, property access/egress and free flow of traffic is maintained at all times.

OTHER OPTIONS CONSIDERED –

Do Nothing – The Portfolio Holder could uphold the objections to the TROs and retain the existing provisions for parking and traffic movements on North Street. However, this would not address any of

the existing road safety issues on North Street. Without the proposed restrictions, there is the potential for conflict between vehicles parking fully or partially on the footway and residents that live in North Street.

Remove all on street parking provision from North Street –The introduction of double yellow lines along the full extent of both kerblines of North Street would further reduce the risk of vehicles parking partially on the footway. However, this would necessitate the removal of all existing on street parking provision which would be detrimental to the residents of North Street who do not have access to off-street parking.

DNPH.ETE.17 PUBLIC SPACES PROTECTION ORDER (HIGHWAY) – CORMORANT DRIVE, GRIMSBY - 2018

The Portfolio Holder considered a report which detailed a proposal to make a Public Spaces Protection Order (Highways) for the section of highway to the rear of Nos. 44 – 74 Cormorant Drive, Grimsby.

RESOLVED –

- 1) That authorisation be granted to publicise and distribute notices in accordance with sections 64(2) and 72 of the Anti-Social Behaviour, Crime and Policing Act 2014 of the intention to restrict access to the section of public highway to the rear of Nos. 44 – 74 Cormorant Drive, Grimsby (the ‘restricted area’) AND if no objections are received within a period of no less than 28 days of the publication of the notices, to authorise;**
- 2) The making of a Public Spaces Protection Order under sections 59; 64 & 65 of the Anti-Social Behaviour, Crime and Policing Act 2014. Restricting all persons from accessing the restricted area at all times for a period not exceeding 3 years and as per the draft shown at Appendix 1 of the report now submitted.**
- 3) That if any unresolved objections remain after a period of 28 days the matter to be referred back to the Portfolio Holder Environment, Transport and Energy for consideration of those outstanding objections.**

REASONS FOR DECISION – The making of a Public Spaces Protection Order is anticipated to have a positive impact on the levels of crime and anti-social behaviour in the locality and improve the quality of life and wellbeing of the local residents.

OTHER OPTIONS CONSIDERED –

A process could be followed to close the footpath permanently although as referred to above, this would not be supported by the Rights of Way Mapping Officer and would likely be objected to by the

landowners. It would also close the option of reinstating a potentially useful public right of way at some point in the future.

The Council could do nothing but this would not address the anti-social behaviour issues being experienced and likely see the matter escalate.

DNPH.ETE.18 LINCOLNSHIRE WOLDS AREA OF OUTSTANDING NATURAL BEAUTY (AONB) MANAGEMENT PLAN 2018-2023

The Portfolio Holder considered a report which sought to adopt the Lincolnshire Wolds AONB Management Plan 2018 – 2023.

RESOLVED – That the Lincolnshire Wolds Area of Outstanding Natural Beauty Management Plan 2018 – 2023 be adopted.

REASONS FOR DECISION – Nationally, individual AONB's are managed as a partnership between DEFRA, Unitary Authorities, County Councils and District Councils where appropriate. The Countryside Rights of Way Act 2000 (CRoW Act) placed a statutory duty on local authorities to publish and review AONB Management plans to help protect and enhance these important landscapes.

Adoption of the AONB Management Plan discharges North East Lincolnshire Council's statutory responsibility under the Countryside Rights of Way Act 2000 (CRoW Act).

OTHER OPTIONS CONSIDERED – The Council could determine not to adopt the AONB Management Plan. This would require the Council to produce a separate management plan for the comparatively small area of the Borough within the designated AONB, and to secure additional resources to implement the plan in agreement with DeFRA. This option is not recommended.

DNPH.ETE.19 TRACKING REPORT

The Portfolio Holder received the tracking report tracking the recommendations of this Portfolio Holder and to agree any items for sign off.

RESOLVED -

- (1) That in relation to DNPH.ET.16 (Petition for pedestrian crossing, Station Road, Stallingborough), it had been agreed that the scheme will be implemented during the 2019/2020 financial year; and should remain on tracking until the Delivery programme was approved.**

- (2) That in relation to DPH.EE.6 (Petition for the maintenance schedule for public grassed areas in Cleethorpes) that the petition be considered as part of the upcoming Smarter Neighbourhoods Select Committee, and the lead petitioner be invited to address the Committee.**
- (3) That in relation to DNPH.EE.23 (Petition for parking conditions on Bolingbroke Road, Cleethorpes) it had been agreed that the TRO scheme would be implemented during the 2019/2020 financial year; and should remain on tracking until the Delivery programme was approved.**
- (4) That in relation to DNPH.EE.29 (Petition for parking restrictions, Anderson Street, Grimsby) it had been agreed that the TRO scheme would be implemented during the 2019/2020 financial year; and should remain on tracking until the Delivery programme was approved.**
- (5) That in relation to DNPH.EE.30 (Petition for parking restrictions, Earl Street, Grimsby) it had been agreed that the TRO scheme would be implemented during the 2019/2020 financial year; and should remain on tracking until the Delivery programme was approved.**