

PLANNING AND INFRASTRUCTURE PORTFOLIO HOLDER DECISION – 4 DECEMBER 2020

DISTRICT OF NEW FOREST (OFF-STREET PARKING PLACES) (AMENDMENT) ORDER 2020, AMENDMENT No. 3 –

CHANGES TO SHORT AND LONG STAY SPACES IN WINSOR ROAD, CIVIC CENTRE AND WESTFIELD ROAD CAR PARKS, TOTTON AND THE INTRODUCTION OF CHARGES IN CIVIC CENTRE AND WESTFIELD ROAD CAR PARKS, TOTTON

1. BACKGROUND

- 1.1. The Council's car parks are subject to the District of New Forest (Off-Street Car Parking Places) Order 2005 ('the Order') which sets out the regulations under which car parks in the District can be used. From time to time it becomes necessary to make an Amendment Order so that alterations to the Order can be made to reflect changing circumstances. An Amendment Order is subject to a legal process which includes a statutory consultation process.
- 1.2. This process is set out in the Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996 ('the Regulations').
- 1.3. The Council proposes to introduce changes to the short stay and long stay spaces at the car parks at Winsor Road, Civil Centre and Westfield Road, Totton with parking charges being introduced in Civic Centre and Westfield Road car parks. Therefore, an amendment is required to the Order.

2. PUBLICATION OF PROPOSALS

- 2.1. Following the Portfolio Holder's Decision dated 11 September 2020 (**Appendix 1**) which agreed to the proposed amendments, the draft Amendment Order (**Appendix 2**) was advertised in accordance with the Regulations and the Road Traffic Regulation Act 1984 ('the Act').
- 2.2. This involved consulting with statutory consultees, the erection of site notices, publication of the notice of proposals in a newspaper circulating in the area and having prescribed deposit documents available at the Council's offices. In addition, 21 local business premises were written to advising them of the proposed changes.
- 2.3. Consent to the making of the proposed Amendment Order was also sought from Hampshire County Council ('HCC') in accordance with section 39(3) of the Act.

3. ITEM FOR DECISION

- 3.1. To consider the representations received as a result of the statutory advertisement and consultation process.
- 3.2. In the light of those considerations, to determine whether or not the Amendment Order should be made.
- 3.3. If the decision is made to make the Amendment Order, in accordance with the Regulations, following the publication of proposals stage of the Order making process, further advertisements, including a 'notice of making' are required.

4. REPRESENTATIONS RECEIVED

- 4.1. A total of 5 e-mailed responses and 2 handwritten letters were received. In addition, a site meeting was held at Westfield Road car park with a local business owner at their request. This was attended by Cllr Edward Heron, Cllr Neville Penman and David Hurd, NFDC Enforcement Manager.

5. REPRESENTATION FROM PUBLIC - RESPONSES

- 5.1. Of the 7 public responses, 4 were specifically against introducing charges in Westfield Road and Civic Centre car parks and 3 were against changing the long stay spaces to short stay in Winsor Road car park.
- 5.2. Totton and Eling Town Council have been consulted and object to the plan to introduce charges in the 2 car parks at Westfield Road and Civic Centre. They have not commented on the proposed changes in Winsor Road car park.

6. COMMENT ON OBJECTIONS RECEIVED

- 6.1. Some of the local businesses stated that the introduction of charges would have a negative impact on their business and would lead to staff having to park on-street as they would not be able to afford to pay to park. NFDC operate a parking clock scheme and annual long stay parking is available at less than 50 pence/day and 3-hours short stay parking is available at less than 10 pence/day.
- 6.2. It is also suggested that a significant number of people in Totton already own an NFDC parking clock which is valid in all pay and display car parks so there would be no additional cost to them.
- 6.3. Other areas of the forest do not provide free car parking and it is inequitable and unfair that other areas should subsidise those car parks in Totton which are currently free. Changing Winsor Road long stay spaces to short stay will encourage greater turnover of vehicles and thus create more parking opportunities in support of local businesses in the town. There is long stay parking available close to Winsor Road car park at Elingfield (70 spaces) and Rumbridge Street (132 spaces) car parks. The closest, Elingfield, is only 50 metres away from Winsor Road car park.

7. OPERATIONAL IMPLICATIONS

7.1. The proposals will not be detrimental to highway safety and the proposals have the support of HCC officers. There are not expected to be any operational implications arising directly as a result of this decision.

8. STATUTORY CONSULTEES

8.1. No objection has been received from the statutory consultees and Hampshire County Council have given their consent.

9. FINANCIAL IMPLICATIONS

9.1. This proposal would bring Totton in line with all other Towns and Parishes where charging for car parking has been working well for many years, with residents very satisfied with the value and flexibility of the Council's Parking Clock Scheme, where for £25 a year you can park for up to 3 hours, 365 days of the year in town centre car parks.

10. ENVIRONMENTAL, CRIME & DISORDER AND EQUALITY & DIVERSITY IMPLICATIONS

10.1. All ticket machines operating in the car parks will be solar powered. The other environmental implications are outlined in the Portfolio Holder decision dated 11 September 2020.

10.2. The Council is subject to the public sector equality duty, as set out in section 149 of the Equality Act 2010. The duty covers defined protected characteristics comprising age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex; and sexual orientation. The Council must have due regard to the requirements of the public sector equality duty in the exercise of its functions.

10.3. It is not considered that the introduction of the proposed changes will have an adverse equality impact. The ticket machines are wheelchair accessible. There will be designated disabled parking bays in all of the car parks affected by the proposed changes, including in all short stay and long stay areas. In addition, in accordance with the Order, those displaying a blue badge can park in the Council's car parks (whether or not in a designated disabled bay) free of charge.

11. CONCLUSION

11.1. The representations have been reviewed and careful consideration has been given to the concerns of those objecting to the proposal.

11.2. However, it has been concluded that it is appropriate to make the changes as proposed in the draft Amendment Order.

11.3 The Amendment Order, as advertised, should therefore be made.

12. RECOMMENDATIONS

12.1. That the Amendment Order attached as **Appendix 2** be made to come into force no earlier than 1 January 2021 and further advertisements should take place as required by the Regulations.

13. PORTFOLIO HOLDER ENDORSEMENT

13.1. I have agreed to the recommendation of this report.

Sign: Cllr Edward J Heron

Date: 4 December 2020

For Further Information Please Contact:

David Hurd
Enforcement Manager
Tel (023 8028 5322)
e-mail: david.hurd@nfdc.gov.uk

Date on which notice given of this decision – 4 December 2020

Last date for call-in – 11 December 2020

**PLANNING AND INFRASTRUCTURE PORTFOLIO HOLDER DECISION –
11 SEPTEMBER 2020**

CHANGES TO SHORT AND LONG STAY SPACES IN WINSOR ROAD, CIVIC CENTRE AND WESTFIELD ROAD CAR PARKS AND THE INTRODUCTION OF CHARGES IN CIVIC CENTRE AND WESTFIELD ROAD CAR PARKS, TOTTON

1. ITEM FOR DECISION

- 1.1 That an amendment to the District of New Forest (Off-Street Car Parking Places) Order 2005 be advertised to the effect that:
- 1.2 Civic Centre car park: All Long Stay spaces (20 hours) be changed to Short Stay spaces (3 hours no return within 2 hours) and charges apply as follows:
- | | |
|---------|-------|
| 1 hour | £1.00 |
| 2 hours | £2.00 |
| 3 hours | £2.50 |
- 1.3 Westfield Road car park: 40 Long Stay spaces (20 hours) be changed to Short Stay spaces (3 hours no return within 2 hours). All other Long Stay spaces remain and charges apply as follows:
- | | |
|----------|----------------------|
| 1 hour | £1.00 |
| 2 hours | £2.00 |
| 3 hours | £2.50 |
| 4 hours | £3.00 Long stay only |
| 5 hours | £4.00 Long stay only |
| 20 hours | £5.00 Long stay only |
- 1.4 Winsor Road car park: All spaces changed to Short Stay spaces (3 hours no return within 2 hours) and charges apply as follows:
- | | |
|---------|-------|
| 1 hour | £1.00 |
| 2 hours | £2.00 |
| 3 hours | £2.50 |

2. CURRENT ARRANGEMENTS

- 2.1 Totton and Eling Town Council have paid NFDC an annual sum to keep the NFDC owned Civic Centre and Westfield Road car parks in Totton town centre free for around 18 years. This amount covered the business rates on these 2 car parks but did not cover maintenance, administration or enforcement costs associated with their operation.
- 2.2 The Town Council pay a sum of £28,000 which is equivalent to the Business Rate charges paid out by New Forest District Council for these two car parks annually, no financial reimbursement has been received for the loss of parking income which would have been received by the District Council since car park charges were introduced district wide in 2003.
- 2.3 The effect of this is that the District Council have been subsidising these two car parks in Totton to enable that town to have free parking in the town centre. This arrangement is not available to other Towns or Parishes.

- 2.4 This inequality needs to be addressed and as Totton and Eling Town Council have stated their intention to withdraw from this annual payment it is now right and proper that the town centre car parks in Totton fit into the charging regime in force throughout the district. To date no payment has been received for 2020/21.
- 2.5 In 2018 a parking survey was carried out by Alpha Parking, an independent Parking Specialist. The conclusions from this survey revealed that:
- The results do not indicate overall capacity issues in the car parks, but several of them (Civic Centre, Elingfield, War Memorial and Winsor) come under sustained pressure on weekdays, others such as Rumbridge Street are underutilised.
 - There were no capacity issues in the car parks identified from the Saturday survey.
 - Some of the car parks, particularly Elingfield and Rumbridge Street are significantly affected by commuter parking but, overall, commuters only account for 13.3% of those interviewed in the car parks, compared with 26.8% who were shoppers.
 - Commuters are likely to stay for two to three times as long as shoppers and may for that reason make a greater contribution to the overall demand for parking.
- 2.6 It is clear from the parking survey that overall capacity is not an issue in Totton. What needs to be addressed is the balance between short and long-term parking and making all our district town and village car parks equitable in their contribution to managing these assets for the future.

3. BENEFITS OF THE PROPOSED CHANGES.

- 3.1 Changing spaces from Long Stay to Short Stay will encourage greater turnover of vehicles and thus create more parking opportunities in support of local businesses in the centre of town.
- 3.2 Those wishing to park for longer periods of time will continue to be able to use Long Stay spaces that are currently available at other car parks within Totton.
- 3.3 This proposal would bring Totton in line with all other Towns and Parishes where charging for car parking has been working well for many years, with residents very satisfied with the value and flexibility of the Councils Parking Clock Scheme, where for £25 a year you can park for up to 3 hours, 365 days of the year in town centre car parks.

4. CONSULTATION

- 4.1 Prior to the proposed Amendment Order coming into force a statutory consultation process will be undertaken and the consent of the Highway Authority (HCC) sought.
- 4.2 This consultation process will take the form of an advertisement in the local press, the Council's Web Site and with targeted correspondence with nominated consultees.
- 4.3 Notices will also be placed in those car parks affected by the proposed changes.
- 4.4 It is proposed that the parking charges at the Civic Centre and Westfield Road car park would commence from 1 January 2021.

5. FINANCIAL IMPLICATIONS

- 5.1 It is estimated that making these two car parks pay and display will produce enough revenue to cover business rates, maintenance and enforcement costs.
- 5.2 It is expected that there would be a high proportion of locals using the parking clocks to pay to park with 80% parking clock usage, this would leave a ticket machine income of around £75,000 with additional parking clock income (based on 200 short stay clocks at £25.00 each) added this would leave a predicted total income of circa £80,000 per year.

6. ENVIRONMENTAL, CRIME & DISORDER AND EQUALITY & DIVERSITY IMPLICATIONS

- 6.1 It is expected that the proposal will continue to support the town centre economy by providing enough short stay parking in the centre of the town whilst maintaining the provision of Long Stay spaces which will encourage commuter parking thus reducing emissions in the Totton area.

7. RECOMMENDATION

- 7.1 That a draft amendment to the District of New Forest (Off-Street Parking Places) Order 2005, be advertised to the effect that the spaces in the car parks detailed at paragraphs 1.2 to 1.4 of this report, be designated for short stay (maximum waiting period 3 hours no return within 2 hours) and that charges be introduced as per paragraphs 1.2 and 1.3 in Civic centre and Westfield Road car parks.

8. PORTFOLIO HOLDER ENDORSEMENT

I have agreed to the recommendation of this report.

CLLR E J HERON

Sign:

Date: 11 September 2020

For Further Information Please Contact:

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Date on which notice given of this decision – 11 September 2020

Last date for call-in – 18 September 2020

NEW FOREST DISTRICT COUNCIL

**DISTRICT OF NEW FOREST (OFF STREET PARKING PLACES)
(AMENDMENT) (NO. 3) ORDER 2020**

DRAFT

DISTRICT COUNCIL OF NEW FOREST

DISTRICT OF NEW FOREST (OFF STREET PARKING PLACES) (AMENDMENT) (NO 3)

ORDER 2020

The District Council of New Forest, in exercise of its powers under Sections 32 and 35 and Part IV of the Road Traffic Regulation Act 1984 (“the Act”) and all other enabling powers, and with the consent of the County Council of Hampshire in accordance with s.39(3) of the Act, and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act, hereby makes the following Order:

1. Commencement and Citation

This Order will come into effect on the [] day of [] 20[], and may be cited as the District of New Forest (Off Street parking Places) Amendment (No 2) Order 2020.

2. Interpretation

Interpretation of this Order shall be provided in Article 3 of the District of New Forest (Off Street Parking Places) Order 2005 (“the Principal Order”).

3. Amendments

The Principal Order shall be amended as follows:

- (i) In the Schedule, Part II by deletion of the entry relating to ‘Winsor Road (part) – that area of the parking place shown as long stay on Drawing No. 11695/1A’.
- (ii) In the Schedule, Part II by amending the entry relating to ‘Winsor Road (part) – that area of the parking place shown as short stay on Drawing No. 11695/1A’ so that it states:

Situation of Parking Places	Classes of Vehicle	Position in which Vehicles Must Wait	Prescribed Hours of Operation	Charge		Maximum Period for Which Vehicles May Wait
				Price	Period	
Winsor Road, as shown on Drawing No. 11695/61	All vehicles except:- (a) goods vehicles of gross vehicle weight exceeding	Wholly within a parking bay where marked out or where parking bays are not marked out in straight lines so as not to impede access to or	All hours	£1.00 up to 1 hour £2.00 up to 2 hours	Between the hours of 8.00 a.m and 6.00 p.m every day	Between the hours of 8.00 a.m and 6.00 p.m maximum stay 3 hours

	3.5 tonnes and (b) passenger vehicles adapted to carry more than 12 passengers exclusive of the driver	departure from other parts of the parking place		£2.50 up to 3 hours		No return within 2 hours
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(iii) In the Drawings contained in the Car Park Plans in the Principle Order, by replacing drawing 11695/1A with drawing 11695/61.

(iv) In the Schedule, Part II after the entry relating to 'Rumbridge (part) – that area of the parking place shown as 20 hour maximum waiting period on Drawing No. 11655/26' by inserting:

Situation of Parking Places	Classes of Vehicle	Position in which Vehicles Must Wait	Prescribed Hours of Operation	Charge		Maximum Period for Which Vehicles May Wait
				Price	Period	
Civic Centre, as shown on Drawing No. 11695/62	All vehicles except:- (a) goods vehicles of gross weight exceeding 3.5 tonnes and (b) passenger vehicles adapted to carry more than 12 passengers exclusive of the driver	Wholly within a parking bay where marked out or where parking bays are not marked out in straight lines so as not to impede access to or departure from other parts of the parking place	All hours	£1.00 up to 1 hour £2.00 up to 2 hours £2.50 up to 3 hours	Between the hours of 8.00 a.m and 6.00 p.m every day	Between the hours of 8.00 a.m and 6.00 p.m maximum stay 3 hours No return within 2 hours
Westfield Road (part) - that area of the parking place shown as short stay on Drawing	All vehicles except:- (a) goods vehicles of gross weight exceeding	Wholly within a parking bay where marked out or where parking bays are not marked out in straight lines so as not to impede access to or departure from other	All hours	£1.00 up to 1 hour £2.00 up to 2 hours £2.50 up to	Between the hours of 8.00 a.m and 6.00 p.m every day	Between the hours of 8.00 a.m and 6.00 p.m maximum stay 3 hours

No.11695/6 3 Rev.1	3.5 tonnes and (b) passenger vehicles adapted to carry more than 12 passengers exclusive of the driver	parts of the parking place		3 hours		No return within 2 hours
Westfield Road (part) - that area of the parking place shown as long stay on Drawing No.11695/6 3 Rev.1	All vehicles except:- (a) goods vehicles of gross vehicle weight exceeding 3.5 tonnes and (b) passenger vehicles adapted to carry more than 12 passengers exclusive of the driver	Wholly within a parking bay where marked out or where parking bays are not marked out in straight lines so as not to impede access to or departure from other parts of the parking place	All hours	£1.00 up to 1 hour £2.00 up to 2 hours £2.50 up to 3 hours £3.00 up to 4 hours £4.00 up to 5 hours £5.00 up to 20 hours	Between the hours of 8.00 a.m and 6.00 p.m every day	20 hours

- (v) In the Schedule, Part III by the deletion of the entries relating to 'Westfield – as shown on Drawing No. 11655/21' and 'Civic Centre – as shown on Drawing No. 11655/42'.
- (vi) In the Drawings contained in the Car Park Plans in the Principle Order, by replacing drawing 11655/42 with drawing 11695/62 and by replacing drawing 11655/21 with drawing 11695/63 Rev.1

Dated:

Authorised signatory.....