

Minutes of the Transport and Parking Working Party

5 May 2022

-: Present :-

Councillor Nicole Amil, Councillor Hazel Foster, Councillor Ray Hill, Councillor Chris Lewis, Councillor Swithin Long, Councillor Robert Loxton, Councillor Judith Mills and Councillor Mike Morey, Kevin Mowat, Susie Hayman, Adam Luscombe and Ian Jones

(Also in attendance: Councillor Andrew Barrand, Councillor Anne Brooks, Councillor Cecilia Brown, Councillor Nick Bye, Councillor Christine Carter, Alan Denby, Councillor Margaret Douglas-Dunbar, Councillor James O'Dwyer, Dave Parsons and Lorraine Stewart)

38. Minutes of the last meeting held on 10th February 2022

NB advised that for the last meeting, his attendance was not noted. LS advised that she would amend the minutes to show he was in attendance. ACTION - LS

All agreed that the minutes were an accurate record of the meeting.

39. Action Tracker/Matters arising from the last meeting

KM ran through the actions recorded at the last meeting.

KM reminded all members to report any problematic roads to himself, MM or Officers to review any solutions that may be able to be considered.

40. Motor Homes/Camper Vans Parking issue at Ilsham Marine Drive

KM advised that the proposal within the agenda pack is being brought to this meeting as it has been discussed at previous meetings to resolve the ongoing issue at Ilsham Marine Drive.

CL raised that there are other areas in the Bay that have issues and believes that there needs to be a bay wide approach and not just a solution found for this one area.

KM is aware that there are other areas with issues similar to this and solutions will be looked to be found to be introduced into all areas within the Bay but this is the first area to be looked at.

IJ gave an update of the proposals for implementing to look to resolve the parking issue at Ilsham Marine Drive. All options will result in displacement of vehicles to

other areas. The officer recommendation is to implement pay and display parking into the area.

SH advised the options for any enforcement overnight would be very limited especially when they are resources issues. NB gave his feedback on all options that are being proposed. NB advised that the main complaint being received from residents is the fact that the campervans are parking in the area for months at a time and no action is being taken.

NB believes option 2 would be the best option to be implemented with alteration made to the suggested hours from 9 pm until 7 am and JO'D agreed with this. AB commented that she believes it could be an idea to alter the hours to 10 pm until 7 am.

KM reminded all that the working party does not make decisions, but the feedback understood from today is that option 2 is the favourable option with alterations made to the proposed hours.

This decision will be discussed further between KM, AD and MM as cabinet member and will then be processed via the correct governance process.

IJ advised that the normal timeframe is considered as around 17 weeks but this can be longer if there are objections to the order, or if there is a delay with the supply of signs and carriageway marking works. However if the proposal can be advertised in conjunction with other work that will be taking place in nearby areas, this may help to speed up the process.

KM updated that there has been email correspondence received from a member of the public regarding this ongoing situation and using section 77 legislation. Dave Parsons has joined the meeting and provided an update on work that is carried out by the Community Protection team and the relevant legislation that they use in certain situations.

DP advised that he is happy to investigate the reports of criminal activity being carried out by the campervan to see if any evidence can be found to use relevant legislation if the details can be sent to him. ACTION – NB/JO'D to send details to DP to investigate

NB commented that the resident in question has spent money on getting legal advice on this issue and has been advised that this legislation can be used in this situation given the anti-social behaviour issues that are being experienced by this individual. DP commented that there is a difference in opinion in legal advice that has been received from Torbay Council legal team with regards to this legislation. NB asked for further information as to what the specific issues need to be carried out and reported for this section 77 legislation to be used.

NB asked if it is possible for the same proposal that has been written up for Ilsham Marine Drive to be implemented at Meadfoot Sea Road to try to resolve this issue. KM commented that he believes the area in question is not classed as a public highway. IJ commented that there is a procedure where land, which is deemed to be in the public interest, can be adopted as public highway. IJ considered that this

would not be the case with this section of land, as it is unsuitable for use as highway, and has had issues with falling rocks from the adjacent cliffs.

KM advised that he would discuss this issue further with regards to section 77 legislation with DP, legal colleagues and Anne-Marie Bond and will ask officers to contact other local authorities to see if they use this legislation. ACTION – KM/SH/IJ