

Subj: Dangerous Parking - Edginswell Lane

Dear Alison and Mark, there has been considerable parking on double yellow lines in the Business Park for several weeks which, while no doubt technically illegal, has caused no problem at all to residents or anyone else as far as I am aware. In the last few days that has completely stopped, presumably because of some enforcement.

Since then several cars have been parked, all day long, in the short stretch of Edginswell Lane from Orchard Way to Collaton Road. This is on a bend and forces traffic into the middle of the road where it meets oncoming traffic head on and unseen, on the bend opposite Ivy Cottage. I narrowly avoided an accident yesterday as did my neighbour, , who would also be happy to speak to you. This concern is shared by many residents and is a major safety hazard, especially for pedestrians, not least the many schoolchildren who use this stretch of the lane. There is no footpath so they are forced into the line of traffic.

Before there is a serious accident I should be most grateful if you would share this concern with the police - I don't have an email contact for our neighbourhood officer - , the Highways' Department and whoever you know would be able to promptly solve this potentially lethal situation.

When we expressed concern , at the planning stage, regarding the potential for dangerous parking in the vicinity as a spin off of the number of parking spaces allocated by the developer we were assured that safety issues would be rigorously enforced. We look forward to that reassurance being urgently met by the Local Authority.

Kind regards,

From: [REDACTED]
Sent: 12 December 2012 17:13
To: Kingscote, Mark; alison.hernandez@torbay.gov.uk;

Cc: [REDACTED]
Subject: Fwd: FW: Dangerous Parking - Edginswell Lane NOT PROTECTIVELY MARKED

Dear Alison and Mark, as you can see from the following Zoe has got on with things, for which we are appreciative.

However, not with any effect on the danger which looks like now becoming an everyday state of affairs until there is a serious accident or casualty, at which point things may happen. I feel sure that you will both share the frustration of residents as a whole that this clear danger will, as far as the police are concerned, in the short term remain. In the longer term we clearly need to request, as a matter of great urgency the provision of double yellow lines and a formal parking restriction on that short but lethal stretch of the lane or this situation will become permanent. The residents of Edginswell Close were taking their life in their hands before this every time they left the Close, due to the configuration of the junction following the construction of Orchard Way. Cutting off vision now to the direction of Collaton Road literally doubles the risk and is too hazardous to be allowed to continue.

Will you now, as our Ward Councillors, please now take up this matter with Highways on our behalf as a matter of great urgency before a serious accident happens?

Kind regards, [REDACTED]

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 12/12/2012 14:11:12

Subject: For the attention of Andy Hooper

Dear Andy

With reference to our telephone conversation earlier today in respect of the "dangerous inconsiderate parking" at the beginning of Edginswell Lane (Edginswell Park end) I would like it noted that I think the cars parking on this entrance are making it very dangerous for traffic turning into the lane.

On entering the lane you have to drive in the path of oncoming traffic that are coming from Edginswell Lane from a blind bend and I am sure it will not be long before a nasty accident happens on this part of the lane.

The lanes are narrow enough as the bushes have not been cut back this year and to have parking on the entrance does not help the matter plus drivers do not drive slowly down the lanes.

I have been a resident of Ganders Park for [redacted] and the traffic is getting worse as the lanes are used as a cut through to Newton Abbot.

Lets hope something is done to alleviate the problem before lives are lost.

Yours sincerely
'

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 13/12/2012 09:56:13

Subject: Dangerous Parking - Edginswell

Dear Sir, there is now a regular row of cars parked all day in the section of Edginswell Lane from Edginswell Close to Collaton Road. These parked cars mean that all other traffic has to pull out and runs the risk of meeting an oncoming vehicle in the middle of the road, head on. This section of the Lane is a blind bend. There have already been a number of near misses, including myself. The danger speaks for itself and a site visit between 8.30 and 5.30 on any working day will confirm this potentially lethal situation.

There is no footpath in this section and the Lane is regularly used by both schoolchildren and adults, all of whom now have to step into the middle of the road on the bend.

Ironically this dangerous parking follows the enforcement of no parking on the double yellow lines in the Edginswell Business park where this is ample, safe on road parking space but parking restrictions are in place.

The local police have been informed of residents' concerns but say that they are unable to act since there are no road markings to restrict parking.

I therefore ask you to consider the placement of parking restrictions in the very dangerous section of road as a matter of very great urgency before a serious accident occurs.

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 13/12/2012 11:13:13

Subject: Dangerous Parking

Dear sirs

I would like to complain about the number of cars parked in a dangerous position in Edginswell Lane junction with Collaton Road Torquay.

It is not fair that users of the business park are using this section of road to park in a dangerous manner and put other road users and pedestrians at risk.

Surely there can be no further development permitted on this site if they cannot cope with the amount of parking required now...!!!

These vehicles are parked in such a manner ... Normally at least four cars, that it forces vehicles into the centre of the road when approaching the blind bend opposite Ivy Cottage.

At best people tend to negotiate this bend like idiots and it is only a matter of time before a serious accident occurs.

I don't feel that double yellow lines are necessary, but some sort of enforcement is required.

If just one vehicle is parked at this location or maybe two towards the junction of Edginswell Close it doesn't cause a problem but they are squeezing as many cars as they can in right up to the junction at Collaton Road.

I will be grateful for an urgent reply as soon as possible.

I live at Ivy Cottage and have just stood and watched several near misses and have captured some on film which makes interesting watching.

Yours sincerely

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 13/12/2012 19:20:13

Subject: Junction of Edginswell Close and Edginswell Lane

Sir

The ability to exit Edginswell Close has become both intolerable and dangerous.

Twice in the past week I have nearly been hit by vehicles moving too fast for the environment. The so called traffic calming that was put in place is smoother than the rest of Edginswell Lane and has no effect whatsoever. This is now compounded by the fact that we now have vehicles parking all day at the entrance to the Close, seriously impairing visibility. Visibility is so poor that you cannot see vehicles from the left until they are within one to two car lengths away.

Vehicles coming from the right were bad enough to deal with as they come around the corner from Orchard Way. These now have to go onto the wrong side of the road as they come around the corner to avoid parked cars.

We are stuck in the middle of all of this. Coupled with the fact that children and others walk this route to the bus stop it is only a matter of time before there is a serious vehicle or pedestrian accident. I do not wish this to be myself or anyone else.

It is imperative that this problem is addressed with the utmost priority. You are advised of this matter as of December 14th 2012 and a copy for retention is being passed to Kitson's Solicitors for their retention.

I trust that you will treat this matter with the seriousness with which I send you this information.

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 13/12/2012 11:14:13

Subject: Edginswell Lane

Dear Sirs,

I am writing of my concerns of the potentially dangerous situation caused by cars parked by users of Edginswell Business Park in the section of Edginswell Lane between the Edginswell Close and Collaton Road. The parked cars reduce the width of the lane to single vehicle access forcing traffic to the wrong side of the road whilst approaching a blind bend, I and other neighbours have had to take avoiding action because of this situation.

Apart from the danger to motorist the parked vehicles are placed too close to the side of the lane to allow pedestrian access without forcing them to take to the centre of the road. When faced with goods vehicles using the lane pedestrians are at extremely grave risk but more over this lane is used daily by school children and it is only a matter of time before a potentially lethal accident will occur.

I am aware that the local authority is restricted on budget for road markings.

We were assured by the developer of Edginswell Business Park that sufficient parking would be provided on site and there would not be any over spill into the adjacent roads, this clearly is not the case, having funded the enabling roadworks for the development of the site surely the cost of the appropriate road markings to avoid the problem we are now encountering should be born by them.

Regardless of the cost and who pays for them the authorities are responsible for the safety of the public especially the school children, therefore I beg you to take the appropriate action before it is too late.

Regards

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 13/12/2012 10:47:13

Subject: Edginswell Lane Dangerous Parking

Dear Sirs,

DANGEROUS PARKING IN EDGINSWELL LANE

I am writing to you as a concerned resident and also very upset parent as our children and ourselves are being put at risk everytime we leave our property at Edginswell Lane, Torquay.

There is now rows of cars parked all day in the section of Edginswell Lane from Edginswell Close to Collaton Road. These parked cars mean that all other traffic has to pull out and runs the risk of meeting an oncoming vehicle in the middle of the road, head on. This section of the Lane is a blind bend. There have already been a number of near misses, including myself. The danger speaks for itself and a site visit between 8.30 and 5.30 on any working day will confirm this potentially lethal situation. There is no footpath in this section and the Lane is regularly used by both schoolchildren and adults, all of whom now have to step into the middle of the road.

This morning there was a 5 cars parked there including a large lorry with a trailer. This is a ridiculous situation and I can not believe that it can not be yellowed lined due to budget. Is it going to take the death of a child or a fatal accident for you to take action. I HOPE NOT.

Ironically this dangerous parking follows the enforcement of no parking on the double yellow lines in the Edginswell Business park where this is ample, safe on road parking space but parking restrictions are in place.

The local police have been informed of residents' concerns but say that they are unable to act since there are no road markings to restrict parking.

I therefore ask you to consider the placement of parking restrictions in the VERY VERY dangerous section of road as a matter of very great urgency before a serious accident occurs.

I have been informed that I am not allowed to put my bins on the highway and on the curtilage of my property the night before collection due to this causing a hazard and dangerous. However, you are allowing 5-7 vehicles to park on this road everyday and causing danger to all road users and will not do anything about it.

I request a response to this email at your earliest convenience.

Yours faithfully,

Clewer, John

From: Alison Hernandez
Sent: 14 December 2012 12:49
To: Hannah, Beverley; Clewer, John
Cc: ;
Subject: Parking on/near Edginswell Close

Hi Bev/John

We have some organised residents in Edginswell who have been complaining to the police about poor parking near a junction. A photo is attached.

The PCSO has visited on numerous occasions and thinks they have been parked appropriately. Those that have been too near a junction can only be given advice under the law and not a ticket, although she hasn't had to give any.

Any thoughts about how to deal? Basically the residents are ringing into the police regularly about this but are limited to what they can do.

You have probably seen this before many times

All advice gratefully received!

Many thanks
Alison

Councillor for Shiphay with the Willows
Executive Lead for Involved and Healthy Communities
Torbay Council

Mob: 07708 767603
www.facebook.com/Alison.her
www.twitter.com/AlisonHernandez
www.linkedin.com/in/AlisonHer

Awarded 'Online Councillor of the Year' 2012 by the LGiU

This email and any attachments are intended solely for the use of the intended recipient(s) and may contain confidential information and/or may be legally privileged. If you have received this email in error, please notify the sender immediately and delete this email.

Begin forwarded message:

From: [redacted]
Date: 14 December 2012 10:28:21 GMT
To: [redacted]
Cc: mark.kingscote@torbay.gov.uk, alison.hernandez@torbay.gov.uk,
alison.hernandez@btinternet.com
Subject: Fwd: (no subject)

From:
To:

Sent: 14/12/2012 09:33:08 GMT Standard Time
Subj: (no subject)



Sent from my iPhone

INCOMING EMAIL

From: }

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>

Date: 14/12/2012 11:11:14

Subject: Edginswell Lane, Dangerous parking.

Dear Sirs, Recently there has regularly been a row of 4 or 5 cars parked between Edginswell Close and Collaton Road on Edginswell Lane. They are there during working hours and I assume they are from the Edginswell Business Park. There are sharp, blind bends at each end of this row of cars and Edginswell Lane at this position is not wide enough for 3 cars abreast. There is the serious likelihood of a head on collision in the lane as a result of this thoughtless parking. There is no footpath so pedestrians have to walk in the centre of the road. I would respectfully request that you take action and restrict this parking before there is a serious accident.

Yours faithfully,

INCOMING EMAIL

From:

To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>;
alison.hernandez@btinternet.com;

Date: 17/12/2012 19:44:17

Subject: Dangerous parking in Edginswell Close

Dear Sir/Madam,

Recently cars have started to park in Edginswell Lane just to the left of the exit from Edginswell Close. This creates a very dangerous situation as the traffic coming from Edginswell Lane to Orchard Way cannot be seen by coming out with a car, traffic turning into Edginswell Lane from Orchard Way are likely to crash into any vehicle trying to turn right. Vehicles turning into Edginswell Lane from Orchard Way also, having to drive around these parked cars are in danger of a head on collision. Many vehicles now use this route as a RAT RUN. This puts pedestrians mainly children at huge risk as there is no pavement and also it is a LANE. I hope this can be resolved before someone is hurt.

The business park are the persons who need to provide parking for their employees.

Yours Faithfully,

Resident Edginswell Close

To the above named.... Good morning....

The below is a mail I have sent to the local Police about the dangerous parking in Edginswell Lane. I believe it is basically a Police problem in the first instant but for other interested parties may I draw your attention to the suggestion of making Edginswell Lane a Clearway from the bottom where the main problem exists to the very top of the village as other parking issues are becoming more and more prominent. This could be a total clearway for 24 hours or just at certain times to frustrate the parkers as it has been achieved around the hospital in Cadewell Lane.

I make these suggestions as a concerned resident before a tragedy occurs. It should be remembered that the planners approved the business park and under assessed the parking requirements, so there seems to be a responsibility for them now to correct it.

Best regards

-----Copy of email sent to
Police on 11th. January. 2013

Good Morning Officer, I am yet another resident living and regularly using Edginswell Lane and equally concerned as everyone else about the parking situation. For a variety of reasons cars are appearing all up the lane making the area more and more dangerous. I say this because the road is a only a Lane and there are no footpaths. The lack of footpaths doubles the dangers to pedestrians but I dont expect you to fix that particular aspect and in any case we like our rural feeling.

As a retired for my I do understand the problems about parking issues but the offence of wilful obstruction is clearly on the statute books and is there to be used. Seems purpose written for this situation. (Section 137 of the Highways Act 1980 (as amended by sections 38 and 46 of the Criminal Justice Act 1982 and the Police and Criminal Evidence Act 1984, Schedule 7) provides an offence of wilful obstruction of the highway. 137(1) An offence is committed if a person, without lawful authority or excuse, in any way wilfully obstructs the free passage along a highway.) It used to be that the prosecution make a prima facie case and the courts

decide at the end of the day.... if challenged by a n NG plea. Difficult to prove sometimes I know but the threat of prosecution is usually enough to solve these problems AFTER a few have been booked, even if they get away with it.... The offenders all work on the same business park and the word will soon go around if positive action is taken promptly. If the courts dont support the action then only they can be blamed in the event of a nasty accident....

Nothing works like a few parking tickets... you know that.....

In the long term why not make the area a 'clearway' between certain hours like Cadewell Lane around the hospital. That will do it.... Recommend it to the Council. Whilst I am sending this to other authorities I believe this to be a Police matter and easily resolved by grasping the nettle and taking firm and positive action along the above lines.

INCOMING EMAIL

From: .
To: Highways <EX:/O=TORBAY COUNCIL/OU=CIVIC OFFICES
SERVER/CN=ENVIRONMENT/CN=HIGHWAYS/CN=HIGHWAYS.>
Date: 14/01/2013 16:06:14
Subject: Parking in Edginswell Lane

Hi John

Following a telephone call to your office, I wish to express our concern regarding parked cars in Edginswell Lane.

We are guessing it is due to insufficient parking on the new Edginswell Park estate. Vehicles are parked up on the left as you enter Edginswell Lane and they also park in the vehicle passing area just round the bend. This makes it extremely difficult to see oncoming traffic and often results in either party having to reverse to a wider section of road. This can be a problem if the oncoming vehicle is larger than that of a standard car.

Is there any way of preventing these cars being parked there ?

Many thanks for your time, I look forward to hearing from you.

Regards

Our Ref:

17th January 2012

Dear Sirs

Parking: Edginswell Lane, Torquay

Please find enclosed correspondence to and from Mr John Clewer (local highways division) regarding the above.

Together with the issue raised in my letter of cars parked dangerously, I wish to also point out that children use this route twice daily, five days a week while walking to and from school and as I'm typing this letter, a mobility scooter has just gone passed, not to mention a road sweeping TOR2 vehicle (there is no way that could reverse round a blind corner, meaning other road users having to reverse back onto a busy road which they can't if they have traffic queued up behind them) and the same issues with the refuse collection services.

It's all very well filling up minor pot holes or sitting in warm offices scratching heads and discussing 'the flyover' for years on end with tax payer's money but as soon as a potential fatality could be on the cards, suddenly there's no money to make safer driving environments.

Should an accident take place, I'm sure a copy of this correspondence could find its way to the local papers.

Yours faithfully

Disgruntled Taxpayer Road User.

Encs

From:
Sent: 25 February 2013 15:33
To: Carney, Patrick
Subject: Fwd: Dangerous parking

Edginswell Residents' Association

Dear Mr. Carney,

I continue to receive comments of concern regarding the dangerous situation caused by cars parking In Edginswell Lane between Edginswell Close and Collaton Road. I feel sure that having seen the situation for yourself you will recall the details and will not need me to go over yet again all those concerns by residents in previous correspondence to the Highways department. The police have left advisory notes on cars parked inappropriately but they are now ignored, presumably because there is no evidence of any action being taken.

Whilst the provision of additional parking space in the Business Park may alleviate the situation it does not deal directly with the problem which could potentially continue even if alternative space is provided. The following e mail and pictures from a concerned resident are an indication of the ongoing anxiety caused by this problem and the seriousness with which we as a community view it. Might this creative suggestion be of help?

1

May I ask you, in preparing your paper for the Transport Committee meeting in March to include reference to this problem so that members are aware of the very real concerns regarding this danger and the police frustration that whilst acknowledging the danger involved they might not be successful in bringing a case of deliberate obstruction, whereas a prohibition notice would be readily enforceable and eliminate this particular danger on this blind bend with no footpaths.

If there is anything we , as a community, can do to help facilitate this process I should be grateful if you would let me know. The seriousness with which we view this situation means that we are very happy to be involved in any way which results in prohibiting parking on this very short but very dangerous stretch of road.

Kind regards,

From:
To:
Sent: 22/02/2013 16:12:34 GMT Standard Time
Subj: Dangerous parking

Dear,

I hope all is well with you.

As our Council has refused to spend money on double yellow lines in Edginswell Lane I wonder if they might stretch their budget to a sign, similar to the ones in Cockington Lane where there are several? Have attached photos of a couple of them.

Kind regards,