

Date Not Specified

## **TRANSPORT AND PARKING WORKING PARTY**

A meeting of **Transport and Parking Working Party** will be held on  
**Thursday, 5 May 2022** commencing at **4.00 pm**

The meeting will be held via Zoom (the links to the meeting are set out below)

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### **Members of the Committee**

Councillor Amil	Councillor Long
Councillor Atiya-Alla	Councillor Loxton
Councillor Foster	Councillor Mills
Councillor Hill	Councillor Morey
Councillor Chris Lewis	

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## **Together Torbay will thrive**

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# **TRANSPORT AND PARKING WORKING PARTY AGENDA**

- 1. Minutes of the last meeting held on 10th February 2022** (Pages 4 - 7)  
To agree the minutes from the last meeting held on 10<sup>th</sup> February 2022
- 2. Action Tracker/Matters arising from the last meeting** (Page 8)
- 3. Motor Homes/Camper Vans Parking issue at Ilisham Marine Drive** (Pages 9 - 14)

## **Minutes of the Transport and Parking Working Party**

**10 February 2022**

**-: Present :-**

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

(Also in attendance: Councillor Jane Barnby, Councillor Andrew Barrand, Councillor Anne Brooks, Councillor Christine Carter, Alan Denby, Councillor Margaret Douglas-Dunbar, Andrew Gunther, Councillor Cat Johns, Councillor Barbara Lewis, Councillor James O'Dwyer, Lorraine Stewart, Councillor David Thomas and Councillor Jacqueline Thomas)

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**32. Minutes of the last meeting held on 25th August 2021**

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

**33. Action Tracker/Matters arising from the last meeting.**

HF asked for an update on the issues with the collections in various roads - KM updated that with the current issues with the collections/driver shortages, the data information has not been able to be collected ready in time for this meeting. This will be added to the agenda for discussion at a future meeting.

**34. Wellswood parking restriction - Asheldon/Daddyhole Road**

NB asked for an update as he has not seen any consultation process as was advised last year that this would start in January.

IJ confirmed that the request was on the priority list, agreed with the Cabinet Lead to be taken forward as part of the 'one off' funding from Torbay Council, however it has not progressed further due to staff resources.

KM updated that there is £150k available this year that has been allocated to fund the staff resource for this and for completing the process of implementing the restrictions requests by councillors and members of the public. Unfortunately it has not been possible to recruit an officer resource to process this work and the use of consultancy service has also proved challenging due to capacity issues.

**35. Motor homes/Camper vans parking issue**

KM advised that one of the potential solutions that could be implemented to help resolve the issues with motor homes/camper vans parking in certain areas, is to implement new parking charges in the roads concerned where the vehicles would be required to pay for parking.

KM confirmed to all for information that it is not an offence to sleep in a vehicle, however it is an offence to deposit any waste onto the highway.

KM advised that he is aware of a Traffic Regulation Order (TRO) that was implemented in Battery Gardens which prohibited the parking of motorhomes in this area, which can be introduced into the problematic areas. This would also require enforcement to be carried out in the areas during the prohibited times. However, the TRO will need to be specific about the classification of vehicles that are prohibited from parking i.e. motorhomes, so issues will still arise with vehicles that have a different classification and have been converted into camper vans/motorhomes.

KM asked all for their views on the way forward that officers can take away for progressing to see what can be agreed.

NB provided an update on issues that were experienced in Wellswood last summer with someone who had parked in a motorhome for 5 weeks and was carrying out activities that were upsetting residents in the area. NB is asking on behalf of residents for a parking ban to be introduced from 10 pm to 8 am for vehicles in the area. A resident has carried out some investigations into available parking legislation and has found that there is parking legislation that can be enforced.

IJ advised that he is taking legal advice on this suggested legislation as it is not something that has been used by the authority previously. ACTION – IJ to update NB.

JO'D asked if it was possible to introduce restrictions by vehicle size and IJ advised no that it is not possible to do so.

AB asked for an update on the issues that were experienced last summer of the travellers on Paignton Green/Corbyn Head and how this is going to be resolved for this year. KM advised that it is not possible to provide a 100% guarantee that TC can stop illegal encampments. KM advised that one issue experienced last year was where third parties who were allowed access to these areas left the gates unlocked which allowed the illegal encampment. New improved padlocks have been purchased and will be introduced next month, along with a new padlocked gate onto Paignton green, but these will be of no help if the gate is left open.

CL commented that he believes that the implementation of the TRO's would be the best idea and ward councillors can be contacted to provide the lists of road names where there are particular problems.

It was agreed an email will be sent to all members to request that an email is sent to KM with a list of problematic roads that he and MM will review to look to implement TRO's – ACTION – KM/LS

NB raised that he and the residents in Wellswood would like to see a TRO to provide restriction on overnight parking of any vehicles due to the issues that have been experienced. IJ confirmed that yes this type of order can be implemented. NB will write to MM/KM/IJ with this request in writing. ACTION - NB

DT updated that he has searched on the internet and found that Council's in Scarborough and Whitby have introduced policies to resolve similar issues. ACTION -IJ/SH to review these policies.

### **36. Active travel/LCWIP update - verbal update**

Andrew Gunther (AG) attended to provide an update on active travel/LCWIP. AG displayed presentation on the screen and provide some highlights of the report.

£107k of active travel funding is going to be received from the Department of Transport and a plan is going to be worked on, on how this is going to be spent throughout this year. AG advised that Torbay Council is working with Sustrans to help to promote active travel.

Mike Elm from Sustrans attended the meeting and he provided an update on the Liveable Town Scheme that Sustrans is promoting for Torbay in conjunction with Torbay Council.

CL commented that the feedback that he has received from residents in his ward is that they would like signage to be introduced and enforcement to be carried out in the areas.

NA updated that the concerns from residents within her ward is loss of parking spaces at Hollicombe and cycle paths being introduced.

JO'D asked for information with regards to cyclists who would be using the road around the Redcliffe Hotel with the changes of the highway code. AG commented that pedestrians and cyclists have greater priority on the road and that Torbay Council are looking at widening the pathway within this area.

JO'D asked if there are any improved changes for pedestrians and cyclists over the new railway bridge on Torbay Road. IJ advised that the size and the width is the same as before so unfortunately the scheme will be unable to improve access.

AG advised that he would send out the slides to all for their information. ACTION – AG

### **37. Electric Vehicle charging - verbal update - Adam Luscombe/John Clewer**

AL provided an update on EV charging. AL displayed a report showing the number of electric vehicles being used within Torbay. Torbay's figures are currently below other neighbouring areas.

AL showed a location map of the current charging points that are available to residents to use when out and about. There are plans for 12 additional sites to be introduced within Torbay. Torbay Council is working with other local authorities and have successfully applied for funding to introduce new EV Charging points. A tender process has started to appoint the successful contractor for this scheme.

AL advised that he is working with the ERBID to enquire as to how many tourists visiting the area are using electric vehicles.

CJ asked if there will be a charge within Torbay Council car parks to use the charging facility and who will maintain the facility. AL commented that the charge will be applied by the contractor and the details of how this will work will be agreed with the successful contractor.

CL asked if AL is aware if it is cheaper to charge vehicles at home or at a public charging location. AL commented at present it is cheaper to charge at home but with the rise in electricity costs, it is difficult to say how this will continue. SL asked if there is any legislation on cables being left on the public highway by people charging their cars as this may cause accidents. IJ commented that it is an offence to trail cables on the public highway so there could be more examples of this happening in the future and may have to look at how this can be enforced.

JO'D asked if it is stated within the contract that the electric for the charging points is going to be green electric and not coal powered. AL advised that he will look at the paperwork and then can provide an update – ACTION – AL

CL asked with the change of the Highway code, if it is an offence to park a car on part of the pavement. IJ advised that it is an offence but can only be enforced by the police and will only be enforced by the police if it is found to be an obstruction.

## Transport and Parking Working Party Action Tracker

DESCRIPTION	BY WHO	COMPLETION DATE	UPDATES/NOTES
<b>Meeting Date - 10th February 2022</b>			
An email to be sent to all members to request that they email KM with any problematic roads to be reviewed for implementing TRO's	KM/LS		
NB to put his request in writing for a TRO to be implemented in Wellswood and sent to to KM/MM/IJ	NB		
Active Travel slides from the presentation to be sent out to all members	AG		
AL to review the contract paper work for installing electric charging points with regards to the type of electric used	AL		

## Briefing for Transport, Parking Working Party

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**Subject: Parking at Ilsham Marine Drive, Torquay**

**Date:** 5 May 2022

**Lead Cabinet Member:** Mike Morey      **Lead Director:** Kevin Mowat

**Report Authors:**

**Name:** Ian Jones and Susie Hayman

**Telephone:** 01803 207835

01803 207690

### **What is the proposal and its benefits?**

To discourage campervans and other adapted vehicles from parking overnight and for a number of days at Ilsham Marine Drive, Torquay.

To ensure the fair turnover of bays at the location for all to take advantage of this high natural amenity location.

### **What is required?**

The Transport and Parking Working Party considers the options and recommendations from officers in Appendix A to this Briefing Note and provide a recommendation to the Director of Place on a preferred option to progress in this location.– please see Appendix A report.

### **What are the financial opportunities/implications?**

Extra Funding will be required as follows:-

1. To advertise any proposed change.
2. If a change is agreed to implement, maintain and enforce any changes to the current parking restrictions

### **Will there be any spend with organisations outside of the council, if so please include brief details?**

No, as any works required will be actioned by SWISCo a solely owned company of Torbay Council.

**How does this link to the delivery of the Community and Corporate Plan?** This proposal addresses concerns raised by local residents in the area and therefore supports the principles of 'Thriving People'

**Will the proposal help deliver the Council's Housing Strategy e.g. will it aid housing delivery?**

No

**Will the proposal help Tackle Climate Change, help us become a Carbon Neutral Council and/or work with others to create a carbon neutral Torbay?**

No

**Will other Council services or partners be affected?**

No, any changes to the parking restrictions are not likely to affect any services or partners who will have an exemption to park in liveried vehicles whilst carrying out their duties

**Will there be any positive or negative impacts on those with protected characteristics (age; disability; gender reassignment; marriage and civil partnership; pregnancy and maternity; race; religion or belief; sex; and sexual orientation)?**

The only negative impact will be the cessation of overnight parking for all users.

**Who needs to be engaged/consulted as this proposal is progressed, including any formal consultation for implementation?**

Any change to the current parking arrangement will require the writing and advertising of a new Traffic Regulation Order to reflect the new parking scheme. This legal process allows for objections and full consideration of these objections before the final decision is made.

**What external communications are needed?**

See above there is a requirement to advertise any change to the current parking restrictions.

**What is the proposed timetable for progression? How can Overview and Scrutiny contribute?**

The statutory timescales for the implementation of Traffic Regulation Orders will mean that implementation is unlikely to be achieved before the Autumn 2022

Appendix A – Report.

Appendix B – Map of area

### Appendix A

#### Recommendations

##### Issue

The Transport Parking Working Party have asked officers in Highways and Parking to find a resolution to reports from the ward councillors and residents of Wellswood of a high level of camper vans parking overnight and for a number of days at Ilsham Marine Drive. At the present time officers do not have evidence via monitoring of the issue, the level and the frequency of this parking issue.

It is not illegal for a person to camp on the highway in a vehicle. It is however illegal to discharge waste from a vehicle onto the highway or highway drainage or to cause a hazard to other highway users.

The act of illegal disposal must be seen and evidenced before any action can be taken. At the present time due to the surveillance and resources required from the Environmental Protection and legal teams, there has not been any enforcement action taken for such violations.

On looking at the issue raised, officers have taken into account the area, which is a high natural amenity location and assessed the highway/parking legislation which is available to ensure there is a fair turnover of bays at the location for all to enjoy this area of natural beauty and to stop the issue of overnight or long stay camping.

Below there are six options to consider as follows:-

##### Option 1

**Implement a restricted parking zone for the length of Ilsham Marine Drive. This would stop all parking within the area.**

**Advantage** – this is a clear restriction. Compliance to the restriction will stop the issue, which has been reported, of a considerable amount of overnight parking and continual camper vans parking for several days/weeks and will apply to all vehicles.

**Disadvantage** – this will stop all parking for those who wish to visit this area of natural beauty and is likely to displace the parking of visiting vehicles and camper vans to surrounding areas. This may also result in an increase in vehicle speeds in the location

##### Option 2

**Implement a 18:00 – 10:00 no parking in designated areas. This would be a restriction to areas that are currently available for parking. Double yellow lines will remain in existing locations.**

**Advantage** – compliance to the restriction will stop the reported issue of overnight camper van parking and camper vans parking for several days/weeks, whilst allowing the area to be used by all visiting vehicles during the daytime.

**Disadvantage** – there may be a lack of compliance to the timed restriction and it would limit all users to be able to park and enjoy this area during the restricted hours. Drivers with Disabled badges may still park in the restricted locations

### Option 3

#### **Implement Pay and Display and double yellow lines. Maximum period to be set**

**Advantage** – with compliance this would allow for a fair turnover of bays for all to enjoy with the relevant payment the natural beauty of the area. Blue Badge holders will not be disadvantaged as they are allowed to park 24 hours a day in on street pay and display locations

**Disadvantage** – campervan occupants who hold a valid Blue Badge will be able to park in the location for as long as they require. There would however be additional signage, carriageway markings and pay and display machines required to enable the operation of this restriction.

### Option 4

#### **Limited waiting and double yellow lines**

**Advantage** – this would provide a fair turnover of bays.

**Disadvantage** – camper van occupants who hold a valid blue badge will be able to park in the location for as long as they require. Enforcement of this restriction is difficult as there is a requirement for a two observation process. There would be a requirement for additional signs and carriageway markings.

### Option 5

#### **A restriction for 'no camper van' parking – This may be time limited or 24 hours**

**Advantage** – if compliance is gained this will stop the reported issue for camper vans, but will allow unrestricted parking to all other vehicles. The restriction only requires additional signage in the areas affected.

**Disadvantage** – this will stop campervan users, who use the vehicle for normal transport purposes and who wishes to visit and enjoy the natural beauty of the environment. It will only facilitate the stopping of the larger vehicles over 3 tonnes and will not stop the small campervan or converted van or camping in any other type of vehicle. The restriction may displace camper vans to other nearby locations or displace disabled camper van drivers to locations with double yellow lines.

### Option 6

#### **Do nothing.**

**Advantage** – this would allow the existing parking regime to stay in place

**Disadvantages** – there are times when there is not a fair turnover of bays and will continue to allow the overnight or long stay parking of camper vans etc. in this area.

## **Recommendation**

Of the 6 options listed in the report above, there is no single option which will entirely solve the current problem with long stay encampments on this section of highway, whilst allowing legitimate visitor parking for all vehicles. It is also the case that any additional restrictions will result in the displacement of parked vehicles to other nearby locations and therefore there is a likelihood of actions resulting in further issues in other areas, thus 'moving the problem'.

Of the 6 options listed, officers recommend that Option 3, 'Pay and Display' would provide the most effective benefit, whilst providing some additional financial resource to fund the additional enforcement required.



1:500 scale  
Illsham Marine Drive  
Parking restrictions proposal

Area considered for  
new restrictions

Coastal Slopes

Coastal Slopes

Coastal Slopes

KEY

Existing no waiting restrictions

