

STATEMENT OF THE COUNCIL'S REASONS FOR PROPOSING TO MAKE THE ORDER	
LEGAL POWERS AND DUTIES:	Under Section 1(1) of the Road Traffic Regulation Act 1984 the Council, as traffic authority for North Yorkshire, has powers to make a Traffic Regulation Order (TRO) where it appears expedient to make it on one or more of the following grounds:- (a) for avoiding danger to persons or other traffic using the road or any other road or for preventing the likelihood of any such danger arising, or (b) for preventing damage to the road or to any building on or near the road, or (c) for facilitating the passage on the road or any other road of any class of traffic (including pedestrians), or (d) for preventing the use of the road by vehicular traffic of a kind which, or its use by vehicular traffic in a manner which, is unsuitable having regard to the existing character of the road or adjoining property, or (e) (without prejudice to the generality of paragraph (d) above) for preserving the character of the road in a case where it is specially suitable for use by persons on horseback or on foot, or (f) for preserving or improving the amenities of the area through which the road runs; or (g) for any of the purposes specified in paragraphs (a) to (c) of subsection (1) of Section 87 of the Environment Act 1995 (air quality). Section 122(1) of the Road Traffic Regulation Act 1984 also provides that it shall be the duty of every local authority upon whom functions are conferred by or under the 1984 Act so to exercise those functions as to secure the expeditious, convenient and safe movement of vehicular and other traffic (including pedestrians) and the provision of suitable and adequate parking facilities on and off the highway.
REASONS FOR MAKING THE ORDER	The Council considers that it is expedient to make this TRO on grounds (a), (c) and (f) above, having taken into account its duty under Section 122(1) of the 1984 Act, for the following reasons:- Residential Disabled Parking Bays provide on street parking for Blue Badge holders who do not have access to off street parking facilities such as a drive or garage outside or near to their home.
LOCATIONS(S) OF PROPOSED ORDER/ OTHER COMMENTS:	North Yorkshire Council introduced a new protocol for the introduction of designated disabled parking bays in residential areas in November 2011. In certain circumstances, 'on-street' parking bays can be implemented in residential areas for the use of disabled people who are Blue Badge holders. These bays provide on street parking for

	Blue Badge holders who do not have access to off street parking facilities such as a drive or garage outside or near to their home. Residential disabled parking bays: • Are provided solely to address access issues • Provide on-street parking for eligible disabled people near to their home subject to meeting specific highway conditions • Are not person specific and may be used by any blue badge holder regardless of where they live. • Require a Traffic Regulation Order to be created before they can be installed • Are outlined on the road with white lines and a traffic sign A number of applications have been received from residents across the Harrogate District at the following locations; 1 Dene Park, Harrogate 8 Station Road, Pannal, Harrogate 54 Dene Park, Harrogate A number of residential disabled parking bays previously provided under the aforementioned protocol are no longer required and are therefore being revoked at the following locations; 11 Electric Avenue, Harrogate, 22 Dene Park, Harrogate 28 Dene Park, Harrogate 56 Dene Park, Harrogate 7 Dene Park, Harrogate 2 Park Avenue, Harrogate 28 Devonshire Place, Harrogate 19 Albany Avenue, Harrogate 39 Dene Park, Harrogate 59 Eleanor Drive, Harrogate 94 Wedderburn Road, Harrogate 11 Lime Grove, Harrogate
CONSIDERATION OF OBJECTIONS	Under the Council's Constitution, the consideration of objections to a proposed TRO is delegated to the Corporate Director of Environment in consultation with the Environment Executive Members. For each TRO where there are objections, it will be necessary to bring a report to the Corporate Director and Executive Members seeking a decision on the consideration of the objections. The report will include the views of the relevant local member who will also be invited to the meeting that considers the report. The Corporate Director of Environment may wish to refer the matter to the Council's Executive for a final decision. A report to the relevant Area Committee will only be necessary when there are objections to a wide area impact TRO. A wide area impact TRO is defined as a proposal satisfying <u>all</u> of the three criteria set out below: • The proposal affects more than one street or road and, • The proposal affects more than one community and, • The proposal is located within the ward of more than one Councillor

	The report will seek the views of the Area Committee and these views will then be included in a report to the Corporate Director of Environment and the Environment Executive Members seeking a decision on the consideration of the objections. The Corporate Director of Environment may wish to refer the matter to the Executive for a final decision. The existing arrangements for members of the public wishing to attend or speak at committee meetings will apply and it may be appropriate for the Corporate Director of Environment to have his decision making meetings open to the public, so that the public and in particular those with objections, have the opportunity to put their views across directly. N.B. The Corporate Director of Environment has delegated powers to make decisions on TROs where there are no objections.
--	--

SCHEDULE 1

WAITING PROHIBITED AT ANY TIME EXCEPT FOR DISABLED BADGE HOLDERS

<u>Column 1</u> <u>Item</u>	<u>Column 2</u> <u>Road</u>	<u>Column 3</u> <u>Side</u>	<u>Column 4</u> <u>Length</u>
1	Dene Park (U215), Harrogate	North east	From a point 3.3 metres north west of its intersection point with the projected building line of Nos. 1/ 3 Dene Park for a distance of 6.6 metres in a north westerly direction. (No. 1 Dene Park)
2	Dene Park (U215), Harrogate	South east	From a point 2 metres south west of its intersection point with the projected building line of Nos. 54/ 56 Dene Park for a distance of 6.6 metres in a south westerly direction. (No. 54 Dene Park)
3	Station Road (U694), Pannal	North east	From a point 55 metres south east of its junction with Pannal Bank for a distance of 6.6 metres in a south easterly direction. (No. 8 Station Road)

SCHEDULE 2

REVOCATIONS

<u>Column 1</u> <u>Title of Order</u>	<u>Column 2</u> <u>Extent of Revocation</u>
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) (No.1) Order 2013	In so far as it relates to Schedule 1, item; • 6, Dene Park (No.22); • 11, Lime Grove (No.11).
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) (No.2) Order 2013	In so far as it relates to Schedule 1, item; • 7, Dene Park (No.56); • 11, Lime Grove (No.11); • 14, Park Avenue (No.2).
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) (No.3) Order 2016	In so far as it relates to Schedule 1, item; • 5, Dene Park (No.28).
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) (No.4) Order 2016	In so far as it relates to Schedule 1, item; • 2, Dene Park (No.7); • 5, Devonshire Place (No.28).
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) (No.5) Order 2017	In so far as it relates to Schedule 1, item; • 3, Albany Avenue (No.19).
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) (No.11) Order 2022	In so far as it relates to Schedule 1, item; • 3, Eleanor Road (No.59); • 4, Wedderburn Road (No.94).
North Yorkshire Council (Various Roads, Borough of Harrogate) (Disabled Person's Parking Bays) No.12 Order 2024	In so far as it relates to Schedule 1, item; • 2, Dene Park (No.39); • 5, Electric Avenue (No. 11).