

CORPORATE SERVICES DEPARTMENT
Director – Caroline Holland



**Democracy Services
London Borough of Merton
Merton Civic Centre
London Road
Morden SM4 5DX**

**Direct Line: 0208 545 3357
Email: democratic.services@merton.gov.uk**

Date: 13 March 2020

Dear Councillor

**Notification of a Decision taken by the Cabinet Member for
Regeneration, Housing and Transport**

The attached non-key decision has been taken by the Cabinet Member for Regeneration, Housing and Transport with regards to:

- **Proposed CW3 CPZ Crusoe Road – parking amendment**

and will be implemented at **noon on Wednesday 18 March 2020** unless a call-in request is received.

The [call-in](#) form is attached for your use if needed and refers to the relevant sections of the constitution.

Yours sincerely

**Amy Dumitrescu
Democracy Services**

NON-KEY DECISION TAKEN BY A CABINET MEMBER UNDER DELEGATED AUTHORITY

See over for instructions on how to use this form – all parts of this form must be completed. Type all information in the boxes. The boxes will expand to accommodate extra lines where needed.

1. Title of report

Proposed CW3 CPZ Crusoe Road – parking amendment

2. Reason for exemption (if any)

3. Decision maker

Councillor Martin Whelton, Cabinet Member for Regeneration, Housing and Transport

4. Date of Decision

13 March 2020

5. Date report made available to decision maker

13 March 2020

6. Decision

- A) Notes the results of the statutory consultation carried out between 16 January and 15 February 2020 on the proposals to amend some parking spaces to better serve the business community.
- B) Notes that no representation was received during the statutory consultation.
- C) Agrees to proceed with the making of the relevant Traffic Management Orders (TMO) and the implementation of a proposed parking amendments to the following parking spaces:
 - 1. To convert the existing loading bay outside 45c Crusoe Road to pay and display shared use bays, to operate with a maximum stay of 2 hours with no return within 1 hour. Permit holders would be allowed unlimited use. Please see drawing No. Z78-354-02 and attached in Appendix 1.
 - 2. To convert some existing permit holder bays outside Havefield Court in Crusoe Road and those on the opposite side of the road, to pay and display shared use bays, to operate with a maximum stay of 2 hours and no return within 1 hour. Permit holders would be allowed unlimited use as they are now. Please see drawing No. Z78-354-02 and attached in Appendix 1.
 - 3. To convert some existing under-used Permit Holder only bays opposite No 80 Crusoe Road to pay and display shared use bays, to operate with a maximum stay of 2 hours and no return within 1 hour. Permit holders would be allowed unlimited use as they are now.
- D) Agrees to exercise his discretion not to hold a public inquiry on the consultation process.

7. Reason for decision

- 1) To provide more pay and display bays on Crusoe Road to provide for local demand from businesses

8. Alternative options considered and why rejected

- 8.1 Do nothing. This would not address the current parking demands of the local business community.



Councillor Martin Whelton

Cabinet Member for regeneration, housing and transport

13 March, 2020

Cabinet Member Report

Date: 12 March 2020

Agenda item: N/A

Wards: Colliers Wood

Subject: CW3 CPZ Crusoe Road parking amendment – statutory consultation

Lead officer: Chris Lee, Director of Environment & Regeneration

Lead member: Councillor Martin Whelton, Cabinet Member for Regeneration, Housing and Transport

Forward Plan reference number: N/A

Contact Officer: Paul Atie; Tel 020 8545 3840

Email: paul.atie@merton.gov.uk

Recommendations:

That the Cabinet Member considers the issues detailed in this report and

- A) Notes the results of the statutory consultation carried out between 16 January and 15 February 2020 on the proposals to amend some parking spaces to better serve the business community.
 - B) Notes that no representation was received during the statutory consultation.
 - C) Agrees to proceed with the making of the relevant Traffic Management Orders (TMO) and the implementation of a proposed parking amendments to the following parking spaces:
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 - D) Agrees to exercise his discretion not to hold a public inquiry on the consultation process.
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1 PURPOSE OF REPORT AND EXECUTIVE SUMMARY

1.1 This report presents the results of the statutory consultation carried out on the Councils' proposals to amend some parking spaces in Crusoe Road as detailed above.

1.2 It seeks approval to implement the above recommendations.

2 DETAILS

2.1 The key objectives of parking management include;

- tackling of congestion by reducing the level and impact of traffic in town centres and residential areas
- making the borough's streets safer and more secure, particularly for pedestrians and other vulnerable road users through traffic management measures
- managing better use of street spaces for people, goods and services, ensuring that priority is allocated to meet the objectives of the strategy
- improving the attractiveness and amenity of the borough's streets, particularly in town centres and residential areas
- encouraging the use of sustainable modes of transport.

2.2 Controlled parking zones, aim to provide safe parking arrangements, whilst giving residents and businesses priority access to available kerbside parking space. It is a way of controlling the parking whilst improving and maintaining access and safety for all road users. A CPZ comprises of yellow line waiting restrictions and various types of parking bays operational during the controlled times. These types of bays include the following:

Permit holder bays: - For use by resident permit holders, business permit holders and those with visitor permits.

Pay and display shared use/permit holder bays: - For use by pay and display customers and permit holders.

2.3 A CPZ includes double yellow lines (no waiting 'at any time') restrictions at key locations such as at junctions, bends and along certain lengths of roads (passing gaps) where parking impedes the flow of traffic or would create an unacceptable safety risk e.g. obstructive sightlines or unsafe areas where pedestrians cross. These restrictions will improve access for emergency services; refuse vehicles and the overall safety for all road users, especially those pedestrians with disabilities and parents with prams. Any existing double yellow lines at junctions will remain unchanged.

2.4 Within any proposed CPZ or review, the Council aims to reach a balance between the needs of the residents, businesses, visitors and all other users of the highway. It is normal practice to introduce appropriate measures if and when there is a sufficient majority of support or there is an overriding need to ensure access and safety. In addition the Council would also take into account the impact of introducing the proposed changes in assessing the extent of those controls and whether or not they should be implemented.

- 2.5 The CPZ design comprises mainly of permit holder bays to be used by residents, their visitors or business permit holders and a limited number of pay and display shared use bays, which are mainly located near businesses. The layout of the parking bays are arranged in a manner that provides the maximum number of suitable parking spaces without jeopardising road safety and the free movement of traffic.
- 2.6 CW3 CPZ Pitcairn road area was implemented in April 2017. Following the implementation Island Road which was excluded from the scheme petitioned the Council for inclusion. A consultation was carried out and the CPZ was extended to include Island Road.
- 2.7 During this period some residents and business in Crusoe Road asked for some pay and display shared use bays for residents and business visitors. At the same time there was a planning application to redevelop property 45c business unit to residential units. It was decided that after the completion of the development the loading bay outside the property and some other parking spaces previously identified could be converted to shared use parking bays.

3 Statutory consultation

3.1 The statutory consultation on the Council's intention to amend some parking spaces to better serve the community was carried out between 16 January and 15 February 2020. The consultation included the erection of street Notices on lamp columns in the vicinity of the proposals and the publication of the Council's intentions in the Local Wimbledon Times and the London Gazette. Consultation documents were available at the Link, Merton Civic Centre and on the Council's website. A newsletter with a plan, attached as Appendix 2, was also distributed to all those properties included within the consultation area.

3.2 The statutory consultation resulted in no representations received.

3.3 Ward Councillor Comment

The Ward Councillors have been engaged throughout the consultation process. Following the conclusion of the consultation, they are supportive of the recommendations made and have no further comments to make.

4. RECOMMENDATIONS

4.1 Based on the result of the statutory consultation, it is recommended that the TMO is made to implement the proposed changes to the existing parking and loading arrangements.

4.2 The proposal comprises of mostly shared use bays that can be used by residents, businesses and their visitors. The layout of the parking bays are arranged in a manner that provides the maximum number of suitable parking spaces without jeopardising road safety and the free movement of traffic.

4.3 Pay and display parking

To provide parking availability for visitors to the local amenities pay and display are proposed with a tariff of £1.50p per hour, with a minimum payment of 50p for 20 minutes. Maximum stay for pay by phone parking will be 2 hours with a no return within 2 hours. This facility will be in designated shared use parking bays that can be used by permit holders and pay by phone users.

5. TIMETABLE

- 5.1 If agreed the TMO will be made soon after a decision is made and the measures will be implemented six weeks after the publication of the Made Order.

6. ALTERNATIVE OPTIONS

- 6.1 Do nothing. This would not address the current parking demands of the local business community.

7 FINANCIAL RESOURCE AND PROPERTY IMPLICATIONS

- 7.1 The cost of implementing the proposed measures is estimated at £5k. This includes the publication of the made Traffic Management Orders and the appropriate road markings and signage. This will be met by S106 contribution from the redevelopment unit 45c Crusoe Road.

8 LEGAL AND STATUTORY IMPLICATIONS

- 8.1 The Traffic Management Orders would be made under Section 6 and Section 45 of the Road Traffic Regulation Act 1984 (as amended). The Council is required by the Local Authorities Traffic Order (Procedure) (England and Wales) Regulations 1996 to give notice of its intention to make a Traffic Order (by publishing a draft traffic order). These regulations also require the Council to consider any representations received as a result of publishing the draft order.
- 8.2 The Council has discretion as to whether or not to hold a public inquiry before deciding whether or not to make a traffic management order or to modify the published draft order. A public inquiry should be held where it would provide further information, which would assist the Council in reaching a decision.
- 8.3 The Council's powers to make Traffic Management Orders arise mainly under sections 6, 45, 46, 122 and 124 and schedules 1 and 9 of the RTRA 1984.

9 HUMAN RIGHTS & EQUALITIES AND COMMUNITY COHENSION IMPLICATIONS

- 9.1 The implementation of new CPZs and the subsequent changes to the original design affects all sections of the community especially the young and the elderly and assists in improving safety for all road users and achieves the transport planning policies of the government, the Mayor for London and the borough.
- 9.2 By maintaining clear junctions, access and sightlines will improve, thereby improving the safety at junctions by reducing potential accidents.

- 9.3 The Council carries out careful consultation to ensure that all road users are given a fair opportunity to air their views and express their needs. The design of the scheme includes special consideration for the needs of people with blue badges, local residents, businesses as well as charitable and religious facilities. The needs of commuters are also given consideration but generally carry less weight than those of residents and local businesses.
- 9.4 Bodies representing motorists, including commuters are included in the statutory consultation required for draft traffic management and similar orders published in the local paper and London Gazette.

10 CRIME AND DISORDER IMPLICATIONS

N/A

11 RISK MANAGEMENT IMPLICATIONS

- 11.1 The risk of not introducing the proposed parking arrangements is that the existing parking difficulties would continue and it would do nothing to maximise the use of existing provisions.

12 ENVIRONMENTAL IMPLICATIONS

- 12.1 When determining the type of parking places are to be designated on the highway, section 45(3) requires the Council to consider both the interests of traffic and those of the owners and occupiers of adjoining properties. In particular, the Council must have regard to: (a) the need for maintaining the free movement of traffic, (b) the need for maintaining reasonable access to premises, and (c) the extent to which off-street parking is available in the neighbourhood or if the provision of such parking is likely to be encouraged by designating paying parking places on the highway.
- 12.2 By virtue of section 122, the Council must exercise its powers under the RTRA 1984 so 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. These powers must be exercised so far as practicable having regard to the following matters;
1. The desirability of securing and maintaining reasonable access to premises,
 2. The effect on the amenities of any locality affected including the regulation and restriction of heavy commercial traffic so as to preserve or improve amenity,
 3. The national air quality strategy,
 4. Facilitating the passage of public service vehicles and securing the safety and convenience of their passengers,
 5. Any other matters appearing to the Council to be relevant.

13 APPENDICES

- a. The following documents are to be published with this report and form part of the report.
1. Appendix 1 – Drawing No.Z78-231-01 Rev

2. Appendix 2 – Statutory consultation document

Proposed Parking Amendments

CW3 CPZ - Crusoe Road



ISSUE DATE : 16 JANUARY 2020

Dear Resident / Business,

The purpose of this leaflet is to advise you that following representations made to the Council by some local residents regarding parking difficulties for their visitors and in consultation with your local Ward Councillors, the Council is proposing to make some changes to parking controls in Crusoe Road. These particular proposals are to assist both residents and businesses in the vicinity with their parking needs.

PROPOSED CHANGES

The proposed changes are detailed below and shown on the enclosed drawing (Z78-231-01D).

1. To convert the existing loading bay outside 45c Crusoe Road to pay and display shared use bays, to operate with a maximum stay of 2 hours and no return within 1 hour. (Permit holders would be allowed unlimited use).
2. To convert some existing permit bays outside Havefield Court, Crusoe Road and opposite side to pay and display shared use bays, to operate with a maximum stay of 2 hours and no return within 1 hour. (Permit holders would be allowed unlimited use as they are now).
3. To convert some existing under-used permit holder only bays opposite 80 Crusoe Road to pay and display shared use bays, to operate with a maximum stay of 2 hours and no return within 1 hour. (Permit holders would be allowed unlimited use as they are now).

WHAT HAPPENS NEXT

A Notice of the Council's intention to introduce the above measures will be published in a local newspaper (Wimbledon Times), London Gazette and posted on lamp columns in the vicinity. Representations against the proposals described in this Notice must be made in writing or email trafficandhighways@merton.gov.uk by no later than **15 February 2020** quoting reference ES/ Crusoe. Objections must relate only to the elements of the scheme that are subject to this statutory consultation.

All representations along with Officers' comments and recommendations will be presented in a report to the Cabinet Member for Regeneration, Housing and Transport. Please note that responses to any

decision is made by the Cabinet Member.

The Council is required to give weight to the nature and content of your representation and not necessarily the quantity. Your reasons are, therefore, important to us.

A copy of the proposed Traffic Management Order (TMOs), a plan identifying the areas affected by the proposals and the Council's Statement of Reasons can be inspected at Merton Link, Merton Civic Centre London Road, Morden, Surrey, SM4 5DX during the Council's normal office hours Monday to Friday, 9am to 5pm. This information is also available on Merton Council's website www.merton.gov.uk/cpzcw3

COLLIERS WOOD WARD COUNCILLORS

Laxmi Attawar

Tel - 07818 062647

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Cllr Caroline Cooper-Marbiah

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Cllr Dave Ward

Tel - 07952 789 040

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Cabinet Member for Regeneration, Housing and Transport.

Cllr Martin Whelton

Phone: 020 8545 3425

Email: martin.whelton@merton.gov.uk

(The contact details of ward councillors are provided for information purposes only)

Merton Council - call-in request form

1. Decision to be called in: (required)

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2. Which of the principles of decision making in Article 13 of the constitution has not been applied? (required)

Required by part 4E Section 16(c)(a)(ii) of the constitution - tick all that apply:

(a) proportionality (i.e. the action must be proportionate to the desired outcome);	
(b) due consultation and the taking of professional advice from officers;	
(c) respect for human rights and equalities;	
(d) a presumption in favour of openness;	
(e) clarity of aims and desired outcomes;	
(f) consideration and evaluation of alternatives;	
(g) irrelevant matters must be ignored.	

3. Desired outcome

Part 4E Section 16(f) of the constitution- select one:

(a) The Panel/Commission to refer the decision back to the decision making person or body for reconsideration, setting out in writing the nature of its concerns.	
(b) To refer the matter to full Council where the Commission/Panel determines that the decision is contrary to the Policy and/or Budget Framework	
(c) The Panel/Commission to decide not to refer the matter back to the decision making person or body *	
* If you select (c) please explain the purpose of calling in the decision.	

4. Evidence which demonstrates the alleged breach(es) indicated in 2 above (required)

Required by part 4E Section 16(c)(a)(ii) of the constitution:

5. Documents requested

6. Witnesses requested

7. Signed (not required if sent by email):

8. Notes – see part 4E section 16 of the constitution

Call-ins must be supported by at least three members of the Council.

The call in form and supporting requests must be received by 12 Noon on the third working day following the publication of the decision.

The form and/or supporting requests must be sent:

- **EITHER** by email from a Councillor’s email account (no signature required) to democratic.services@merton.gov.uk
- **OR** as a signed paper copy to the Head of Democracy Services, 7th floor, Civic Centre, London Road, Morden SM4 5DX.

For further information or advice contact the Head of Democracy Services on

020 8545 3864