

STATEMENT OF REASONS

THE BOROUGH OF DACORUM (CONTROLLED PARKING ZONES) ORDER 2020 (AMENDMENT NO.1) (ELM GROVE, BERKHAMSTED) ORDER 2023

Proposals

It is proposed to implement changes to the existing waiting restrictions on Elm Grove, Berkhamsted. The proposed changes consist of the following:

- Introduction of No Waiting at Any Time (Double Yellow Line) Restrictions on the Western side of Elm Grove
- Introduction of a Permit Parking Area Monday to Sunday inclusive, 8am to 8pm.

The effect of the order is also to update the enforcement legislation quoted in Article 29 of the 2020 Order to reflect recently updated enforcement legislation and as such update the definitions quoted in Article 2 of the 2020 Order.

Reasons

The proposals have been formulated in response to concerns being raised with regards to non-resident vehicles (consisting of shoppers and commuters) parking on Elm Grove meaning residents are unable to park near to their properties.

These measures are also being proposed for the following reasons:

- To prevent double parking on Elm Grove
- To enable residents to park close to their homes by preventing commuters/shoppers parking on the road (whom would not be eligible for a permit).
- To generally improve the safety and navigability of Elm Grove for road users

To ensure that all recently introduced restrictions at Elm Grove are covered by the most up to date and current enforcement legislation.

Road Traffic Regulation Act 1984

The specific grounds with which the Council are using for the implementation of the proposed scheme as above are encompassed in the following sections of the Road Traffic Regulation Act 1984 for making a Traffic Regulation Order:

- Section 1 (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.
- Section 1 (c) For facilitating the passage on the road or any other road of any class of traffic (including pedestrians).
- Section 1 (f) for preserving or improving the amenities of the area through which the road runs.

Thorough consideration was also given to the factors set out in Section 122 of the Road Traffic Regulation Act 1984 in proposing this Traffic Regulation Order which include:

- Section 122(2)(a) Securing and maintaining reasonable access to premises
- Section 122(2)(c) Facilitating the passage of public service vehicles

Traffic Signs Regulations and General Directions 2016 and Traffic Signs Manual Chapter 3

All of the associated signing and lining will be in accordance with the Traffic Signs Regulations and General Directions 2016 and Traffic Signs Manual Chapter 3.

Equality Act 2010

Thorough consideration has been given to the equalities duty of the Council under Section 149 of the Equality Act 2010.

Residents and Statutory Consultations

Residents of Elm Grove have been consulted on the proposals in August/September 2022. 1 Objection was received from a total of 30 consultees which represents just 3% in objection to the proposals. The consultation process and objections were summarised in a report which was subsequently reviewed by the Portfolio Holder and Local Councillors and the decision was made to continue with the proposals.

Consultation for Elm Grove has also previously been carried out with Statutory Consultees, including The Police, Emergency Services, Freight Transport Association, Road Haulage Association, and the local stakeholders in August/September 2022. No objections were raised.

A Public Consultation (Notice of Proposal) process is now due to take place, hence the publication of these documents.

Dan Rodger,
Parking Services Team Leader, Dacorum Borough Council

Wednesday 1st March 2023