

## ABERDEEN CITY COUNCIL

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<b>COMMITTEE</b>	Operational Delivery
<b>DATE</b>	17 September 2019
<b>EXMEPT</b>	No
<b>CONFIDENTIAL</b>	No
<b>REPORT TITLE</b>	Various Small-Scale Traffic Management and Development Associated Proposals (Stage 3 – Public Advert)
<b>REPORT NUMBER</b>	OPE/19/335
<b>DIRECTOR</b>	Rob Polkinghorne
<b>CHIEF OFFICER</b>	Mark Reilly
<b>REPORT AUTHOR</b>	Tolu Olowoleru
<b>TERMS OF REFERENCE</b>	5

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### 1. PURPOSE OF REPORT

Following completion of the statutory consultation process, this report considers objections that have been lodged with respect to proposed Traffic Regulation Orders (TROs) at the public advertisement stage.

### 2. RECOMMENDATION

It is recommended this Committee: -

- 2.1 Acknowledge the objections received as a result of the statutory consultation.
- 2.2 Overrule the objections received and approve the order "The Aberdeen City Council (Malcolm Road, Bucksburn, Aberdeen) (Prohibition of Waiting) Order 201X" as originally envisaged.

### 3. BACKGROUND

This report deals with proposed TROs which, at the public advertisement stage, have received statutory objections from members of the public.

This report presents the objections received and provides responses to any issues raised. Plans detailing each of the schemes in question are included within the first appendix to this report. Redacted copies of the letters of objection received (Appendix 2) and the public notice for each of the proposed orders (Appendix 3) are also included.

### 3.1 **The Aberdeen City Council (Malcolm Road, Bucksburn, Aberdeen) (Prohibition of Waiting) Order 201X**

#### 3.1.1 Proposal

Concerns were raised by residents over vehicles being parked in close proximity to the junction of Malcolm Road and Oldmeldrum Road, Bucksburn. Vehicles parked in such a manner cause difficulty for all road users by limiting visibility and obstructing safe pedestrian/vehicular movements at this junction. Officers have frequently observed vehicles parking at this location, which is contrary to guidance in the highway code. It was therefore proposed to introduce certain lengths of 'at any time' waiting restrictions to ensure the junction is kept clear, at all times.

#### 3.1.2 Objections

A statutory objection was received from a resident of Malcolm Road and another from a resident of Oldmeldrum Road. The resident of Malcolm Road is worried about the impact this restriction will have on the available parking space in their street. Whilst they understand the reason for introducing the restriction, they suggest the length of the proposed "at any time" restriction be reduced to 8 metres on Malcolm Road to minimise its impact on parking spaces on the street.

An objection was also received from a resident of Oldmeldrum Road. They agree there is reduced visibility at this junction due to driver's parking habits in the area. They believe there will be increased pressure for on-street parking such that cars will be parked too close to their driveway making it difficult to access/egress.

#### 3.1.3 Response

The Highway Code directs that no vehicle must be parked opposite or within 10 metres (32 feet) of a junction, except in an authorised parking space (<https://www.gov.uk/guidance/the-highway-code/waiting-and-parking-238-to-252>). Aberdeen City Council uses the Highway Code as a point of reference when proposing lengths of prohibition of waiting (double yellow lines) at junctions, as it's generally indicating the absolute minimum required.

While it is true that introducing "at any time" waiting restriction on Malcolm Road and Oldmeldrum Road will reduce the available parking spaces, the area in the vicinity of the junction is not suitable for parking. Also, while vehicles could be displaced to other on-street areas, the situation with respect to private

accesses, driveways etc. would remain where a driver taking access / egress would have to do so with the utmost care. Accordingly, there would be no proposal to introduce any reduction of or addition to the restrictions advertised.

#### 4. FINANCIAL IMPLICATIONS

4.1 These proposals will be funded through the Cycling, Walking and Safer Streets budget.

#### 5. LEGAL IMPLICATIONS

5.1 None.

#### 6. MANAGEMENT OF RISK

	<b>Risk</b>	<b>Low (L), Medium (M), High (H)</b>	<b>Mitigation</b>
<b>Financial</b>	N/A		
<b>Legal</b>	The TRO would be required to go through the legislative process again if it is not implemented within the statutory period of 2 years from consultation	L	Reviewing the priority of the project in respect of funding in order to ensure that the consultation process does not need to be restarted.
<b>Employee</b>	N/A		
<b>Customer</b>	Road safety levels and traffic management could be compromised if measures are not progressed, leading to continued public concern.	L	Officers propose measures that are deemed reasonable and appropriate to address the Road Safety and Traffic Management issues to reduce incidents of public objections.
<b>Environment</b>	N/A		
<b>Technology</b>	N/A		
<b>Reputational</b>	Proposals can be contentious and attract negative feedback.	L	Concerned parties would be provided thorough rationale as to the requirement for the proposal.

## 7. OUTCOMES

<b>Local Outcome Improvement Plan Themes</b>	
	<b>Impact of Report</b>
<b>Prosperous Place</b>	As the recommendation is to approve the proposals, there will be a positive impact on current customer experience in terms of road safety in our communities.

## 8. IMPACT ASSESSMENTS

<b>Assessment</b>	<b>Outcome</b>
<b>Equality &amp; Human Rights Impact Assessment</b>	Full EHRIA not required
<b>Privacy Impact Assessment</b>	Not required
<b>Duty of Due Regard / Fairer Scotland Duty</b>	Not Applicable

## 9. BACKGROUND PAPERS

None

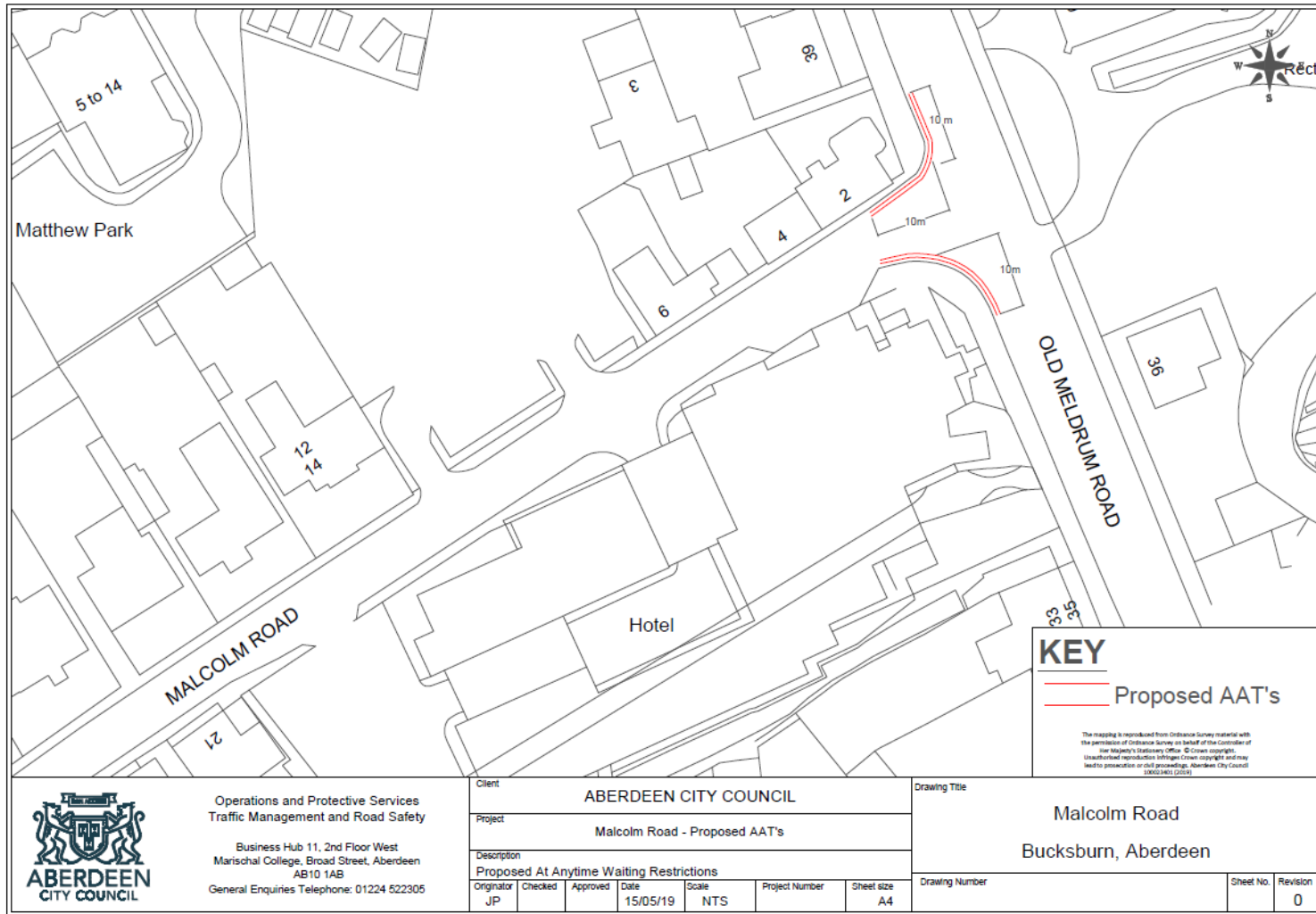
## 10. APPENDICES

Appendix 1 - Proposal Plans  
Appendix 2 - Redacted Objections  
Appendix 3 - Public Notices

## 11. REPORT AUTHOR CONTACT DETAILS

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**Tel:** 01224 522670

## APPENDIX 1 – Proposal Plans



**Malcolm Road - Proposed lengths of prohibition of waiting at any time**

## APPENDIX 2 – Objections

### THE ABERDEEN CITY COUNCIL (MALCOLM ROAD, BUCKSBURN, ABERDEEN) (PROHIBITION OF WAITING) ORDER 201(X)

To  
Traffic Management Dept.  
Aberdeen City Council

From : [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Phone : [REDACTED]

Reference : Prohibition Order 201(X) Malcolm Road

I write as a resident who will be greatly effected by the above order . It is recognised that the indiscriminate parking of high sided vehicles on Oldmeldrum Road obscures the free viewing of oncoming traffic when exiting Malcolm Road., creating a safety risk .

I would ask you to consider a balanced approach to the situation . Living at first hand and seeing / experiencing the problem , I would agree that for Oldmeldrum Road the instruction of 10metres each side of entry to Malcolm Road would be a useful introduction . The same risk does not apply on Malcolm Road (10metres each side ) To minimise the impact for residents I would ask you to consider reducing the 10metre zones to 8 metres. on Malcolm Road

Most of the parking problems in the area are brought about by worker guests staying at the Britannia Hotel . These guests are working on construction sites and regularly take large vehicles back to the hotel when finishing work . It is not uncommon to see trucks with trailers , large vans , buses parking on the street . Although the hotel has a large car park , the access to it is very restricted . Drivers will often take the easy way and park on the surrounding streets. The hotel shows no concerns about this . They could easily help matters by making a larger entrance to the car park and marking out parking bays to eliminate indiscriminate parking. This would result in the car park being utilised to its full potential.

In conclusion I would hope that you find the above helpful and that you may consider my request favourably.

Your sincerely

[REDACTED]

[REDACTED]

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**From:** [REDACTED]  
**Sent:** 23 August 2019 11:22  
**To:** TrafficManagement <TrafficManagement@aberdeencity.gov.uk>  
**Subject:** Malcolm Road, Bucksburn, Prohibition of Waiting Order.

I am writing to object to the double yellow lines proposed for Malcolm Road, in particular those extending onto Oldmeldrum Road.

Whilst I appreciate that the visibility driving from Malcolm Road onto Oldmeldrum Road is frequently very poor due to the way cars, and particularly vehicles larger than cars are parked, I fear that this will make our situation worse.

We reside at [REDACTED] therefore this situation affects us and the congregation of the church. We also find it extremely difficult and dangerous turning from our driveway onto Oldmeldrum Road due to the way people park badly next to the driveway, and also the parking further up or down the street making it sometimes impossible to see what is coming up/and or down the way. Removing some of the parking from the opposite side of the street will inevitably result in our side being more busy.

I do feel this is an accident waiting to happen and indeed my husband recently nearly had an accident pulling out of the driveway due to the poor visibility. Is it possible for double yellows to be introduced both at the junction of Malcolm Road and our side of Oldmeldrum Road?

The parking situation also makes it very difficult to cross the road and with 3 primary age children this is a huge concern. We had an unpleasant incident before the Summer holidays where my children and myself were midway across Oldmeldrum Road when a speeding car only just saw us in time to stop. Can traffic calming measures be imposed, and a crossing be installed? Although there is a crossing further up Oldmeldrum Road this only helps children living on the far side of Mugiemoor Road with Mugiemoor Road being probably more dangerous to cross to use the existing crossing than Oldmeldrum Road. I look forward to hearing from you and am available to discuss this situation further.

[REDACTED]

## APPENDIX 3 – Public Notices

### ABERDEEN CITY COUNCIL

#### ROAD TRAFFIC REGULATION ACT 1984

#### THE ABERDEEN CITY COUNCIL (MALCOLM ROAD, BUCKSBURN, ABERDEEN) (PROHIBITION OF WAITING) ORDER 201(X)

Aberdeen City Council proposes to make "The Aberdeen City Council (Malcolm Road, Bucksburn, Aberdeen) (Prohibition of Waiting) Order 201(X)" in terms of its powers under the Road Traffic Regulation Act 1984. The effect of the order will be to impose certain lengths of prohibition of waiting at any time on Malcolm Road, Bucksburn, Aberdeen, as defined in the schedule below. Exemptions will apply as usual to the picking up or setting down of passengers, loading or unloading, blue badge holders not causing an obstruction, funeral vehicles, and vehicles parked with the consent of the Council in direct association with authorised roadworks or building works.

Full details of the above proposal are to be found in the draft order, which, together with a map showing the intended measures and an accompanying statement of the Council's reasons, may be examined during normal office hours on weekdays between 29 July and 23 August 2019, in the offices of the roads officials in the Traffic Management and Road Safety department, at [Marischal College](#), Broad Street, Aberdeen. It is recommended that anyone visiting [Marischal College](#) to view any of the documents should make an appointment to do so, in order that a member of staff can be present to offer an explanation if necessary. Anyone unable to visit [Marischal College](#) can telephone 01224 522305 to speak to one of the officials.

Anyone wishing to object to the above order should send details of the grounds for objection, including their name and address, in writing to the address below, or, by e-mail to [trafficmanagement@aberdeencity.gov.uk](mailto:trafficmanagement@aberdeencity.gov.uk) during the statutory objection period which also runs from 29 July to 23 August 2019, inclusively.

Any person who submits an objection to a road traffic order should be aware that any objection made will be available to members of the Committee, available for inspection by members of the public, distributed to the press, and will form part of the agenda pack which is available on the Council's website. To that extent, however, they are redacted, with names, addresses, telephone numbers and signatures removed from this correspondence.

**Traffic Management, Business Hub 11, Second Floor West, [Marischal College](#), Broad Street, Aberdeen, AB10 1AB**

#### Schedule

(Prohibition of waiting at any time)

#### Malcolm Road

Both sides, from its junction with Old Meldrum Road, westwards for a distance of 10 metres.

#### Old Meldrum Road

West side, from its junction with Malcolm Road, southwards for a distance of 10 metres.

West side, from its junction with Malcolm Road, northwards for a distance of 10 metres.