

Transport and Environment Committee

10.00 am, Tuesday, 15 March 2016

Objections to Proposed Disabled Bays – Oxgangs Library Car Park (TRO 13/13/49)

Item number	7.14
Report number	
Executive/routine	
Wards	8 – Colinton/Fairmilehead

Executive summary

The purpose of this report is to acknowledge the objection received to the proposed Traffic Regulation Order (TRO) and to recommend the withdrawal of the proposed order.

Links

Coalition pledges	
Council outcomes	CP11
Single Outcome Agreement	SO4

Objections to Proposed Disabled Bay – Oxgangs Library Car Park (TRO 13/13/49)

Recommendations

- 1.1 It is recommended that the Committee:
 - 1.1.1 sets aside the proposed TRO; and
 - 1.1.2 leaves the current bays as unenforceable until such a time that the new car park is constructed to include seven new disabled persons parking places with the associated TRO.

Background

- 2.1 As part of the city wide project to ensure that all required disabled person's parking places are legally enforceable, the existing two bays in the car park of Oxgangs Library were identified as requiring a TRO.
- 2.2 A TRO was raised for these bays and the formal process started, including the public consultation.
- 2.3 During this time the land including the car park was given planning permission for a new retail outlet under application 14/03807/FUL.
- 2.4 Due to the planned change in the configuration of the car park, resulting in the provision of a total of seven disabled person's parking places, including three dedicated disabled parking places for library users, the initial TRO was found to be redundant.

Main report

- 3.1 To comply with the Disabled Person's Parking Places (Scotland) Act 2009 and as part of the City of Edinburgh Council's commitment to provide suitable parking opportunities for people with mobility difficulties, a city wide audit of disabled person's parking places was undertaken. The focus of this audit was to identify existing bays which required an associated TRO so that vehicles not displaying a blue badge could be prevented from occupying those spaces.

- 3.2 As part of the above process, two bays were identified in the car park of Oxgangs Library which required a TRO to be promoted. In the intervening time, between the TRO being promoted and advertised, a planning application was made to develop the site including the existing car park to form a retail outlet with associated car parking (see Appendix One).
- 3.3 During the advertising of the TRO for the two disabled person's parking places, an objection was received from the local Community Council in February 2015. This stated that the bays would be removed as part of the new development leaving the TRO redundant. This was viewed as being an inappropriate use of resources, particularly in light of the fact that the new development made provision for seven disabled person's parking places in the newly configured car park, with three parking places dedicated for library users.
- 3.4 It is considered that the objection is valid and the TRO should be withdrawn pending completion of the planning process and subsequent creation of a new car park with associated disabled person's parking places. The transfer of the site to the retail outlet is anticipated to be completed in Spring 2016.

Measures of success

- 4.1 A greater level of parking amenity for those people who have mobility difficulties.
- 4.2 A reduction in financial responsibility on the City of Edinburgh Council by the withdrawal of the proposed TRO and associated line marking and signage installation.

Financial impact

- 5.1 There is a positive financial impact for the City of Edinburgh Council as the funds of £600 previously set aside for this TRO and associated implementation can now be used to deliver alternative roads maintenance projects within the South West Neighbourhood.

Risk, policy, compliance and governance impact

- 6.1 It is considered that there are no known risk, policy, compliance or governance impacts arising from this report.

Equalities impact

- 7.1 Consideration has been given to the three Public Sector Equality Duty (PSED) general duties; there is no direct positive or negative impact on these duties arising from this report.

- 7.2 The proposals aim to better improve the parking amenity for blue badge holders with little impact on other groups.

Sustainability impact

- 8.1 The impacts of this report have been considered in relation to the three elements of the Climate Change (Scotland) Act 2009 Public Bodies Duties and the outcomes are summarised below:
- 8.1.1 The proposals in this report are not expected to impact negatively on the reduction of carbon emissions;
 - 8.1.2 The proposals in this report are not expected to impact negatively on the city's resilience to climate change impacts; and
 - 8.1.3 The proposals in this report are not expected to impact negatively on social justice, economic wellbeing or the city's environmental good stewardship.

Consultation and engagement

- 9.1 The TRO was formally advertised during the period 13 February 2015 to 6 March 2015 and involved a public consultation through advertising in the local press, on site and are available for viewing at the City of Edinburgh Council offices.
- 9.2 Local Councillors and Community Councils have been informed of the proposal to withdraw the current TRO in favour of the provision of disabled person's parking places in the future site. No additional objections to this course of action have been received.

Background reading/external references

Planning Application 14/03807/FUL (<https://citydev-portal.edinburgh.gov.uk/idoxpa-web/caseDetails.do?keyVal=NCCIZVEW0IL00&caseType=Application>)

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Links

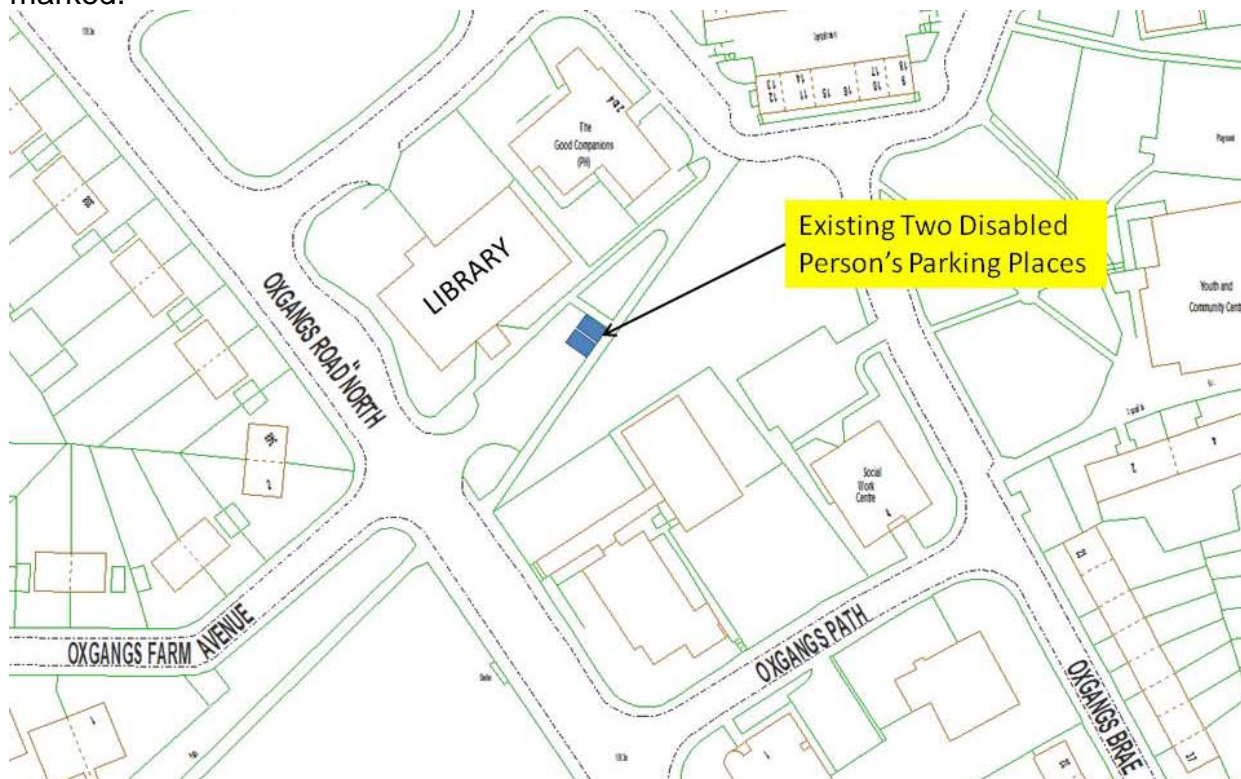
Coalition pledges

Council outcomes [CP11 – An accessible connected city.](#)

Single Outcome Agreement [SO4 – Edinburgh’s communities are safer and have improved physical and social fabric.](#)

Appendices
Appendix One – Current layout of site with library car park and existing disabled bays marked.
Appendix Two – Drawing of site submitted with planning application 14/03807/FUL with superimposed outline of library building (not to scale)

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Appendix Two – Drawing of site submitted with planning application 14/03807/FUL with superimposed outline of library building (not to scale).

