

**EXECUTIVE MEMBER DECISION MAKING
(PUBLIC PROTECTION)**

Date: Tuesday, 10 December 2013

Time: 10:00 am

Venue: Executive Meeting Room - Civic Offices

Executive Member: Councillor T M Cartwright, Deputy Leader



1. Report Published

To consider the following matters for decision for which reports have been published:-

Non-Key Decision(s)

(1) **Revocation Order for Bath Lane Car Park Extension (Pages 1 - 10)**

P GRIMWOOD
Chief Executive Officer

www.fareham.gov.uk

2 December 2013

**For further information please contact:
Democratic Services, Civic Offices, Fareham, PO16 7AZ
Tel:01329 236100
democraticservices@fareham.gov.uk**

FAREHAM

BOROUGH COUNCIL

Report to the Executive Member for Public Protection for Decision

Portfolio:	Public Protection
Subject:	Revocation of Off Street Parking Order for Bath Lane
Report of:	Car Park Extension
Strategy/Policy:	Director of Regulatory and Democratic Services
Corporate Objective:	A safe and healthy place to live and work

Purpose:
To seek authorisation to revoke the existing off street parking order for Bath Lane car park and replace with a new order following advertisement of the proposal.

Executive summary:
This report outlines the reasons for the extension to the off street car park order and the reasons for this to now be revoked and replaced with a new order.

Recommendation:
That the order in place at present shown at Appendix A be revoked and replaced with a new order as shown at Appendix B

Reason:
To allow the extension part of the car park to be used for development purposes.

Cost of Proposals:
The cost of proposals can be met from existing budgets

Risk Assessment:
If this proposal is not approved no development can take place on the land in question.

Appendices: Appendix A: Existing order
Appendix B: Proposed new order

FAREHAM

BOROUGH COUNCIL

Executive Briefing Paper

Date: 10 December 2013

Subject:: Revocation of Off Street Parking Order for Bath Lane Car Park Extension

Briefing by: Director of Regulatory and Democratic Services

Portfolio: Public Protection

Supporting Information

Background

1. In November 2011 the Executive approved a proposal to convert the parcel of land west of the existing Bath Lane car park into a 78 space long stay pay and display car park on a temporary basis until the land was sold onto a developer.
2. The site became available as a result of the development of the foundry site by Tesco.
3. A planning application was submitted to the planning department for this site to be used as a temporary car park, which was subsequently approved for a 3 year period. The existing off street order to the car park was changed to include the extension to the car park and the car park opened as a long stay car park in November 2012.
4. In June 2013 the site was advertised as a development opportunity along with a further site to the East and expressions of interest on the land were sought. Fareham Borough Council received an offer for the site which was subsequently accepted by the Executive in November 2013 subject to various conditions.
5. The developers are due to commence work on this site in early January 2014. To meet this timescale, the order currently in place for this car park, attached as Appendix A to this report, needs to be revoked and a new order approved. The new order is attached as Appendix B.

Consultations

6. The ward councillors and statutory consultees were consulted on these proposals and no objections were received.
7. One objection was received from a company in the town centre whose staff use this car park. When speaking to the objector it was clear they were not fully aware of the facts in respect of this car park, and the reasons for the closure. Once it had been explained that this was only a temporary extension to the car park and the

original car park was being maintained, they were satisfied with the action that is being proposed. They were also advised of the other available town centre car parks that can be used.

Conclusion

8. It is recommended that the off street order attached at Appendix B is approved.



THE BOROUGH OF FAREHAM

(OFF-STREET PARKING PLACES) (AMENDMENT NO. 5)

CONSOLIDATION ORDER 2012

The Council of the Borough of Fareham (hereinafter referred to as "The Council") pursuant to arrangements made under Section 19 of the Local Government Act 2000 with the Council of the County of Hampshire in exercise of the powers of the said County Council under Section 1(1) and (2), 2(1) to (3) and 4(2), 32 and 35, 45, 49 and 53 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers after consultation with the chief officer of police in accordance with Part III of Schedule 9 to the Act hereby make the following Order:

1 CITATION

This Order shall come into operation on 15th December 2012 and may be cited as The Borough of Fareham (Off-Street Parking Places) (Amendment No. 5) Consolidation Order 2012.

2 INTERPRETATION

- (a) In this Order, "the Principal Order" shall mean The Borough of Fareham (Off-Street Parking Places) Consolidation Order 2007, as amended.
- (b) Except where the context requires otherwise, any reference in this Order to an Article or Schedule shall be construed as a reference to that Article or Schedule in this Order.

3 EXTENSION OF BATH LANE CAR PARK

This order extends the Bath Lane Car Park into land adjacent to the existing car park. As such:

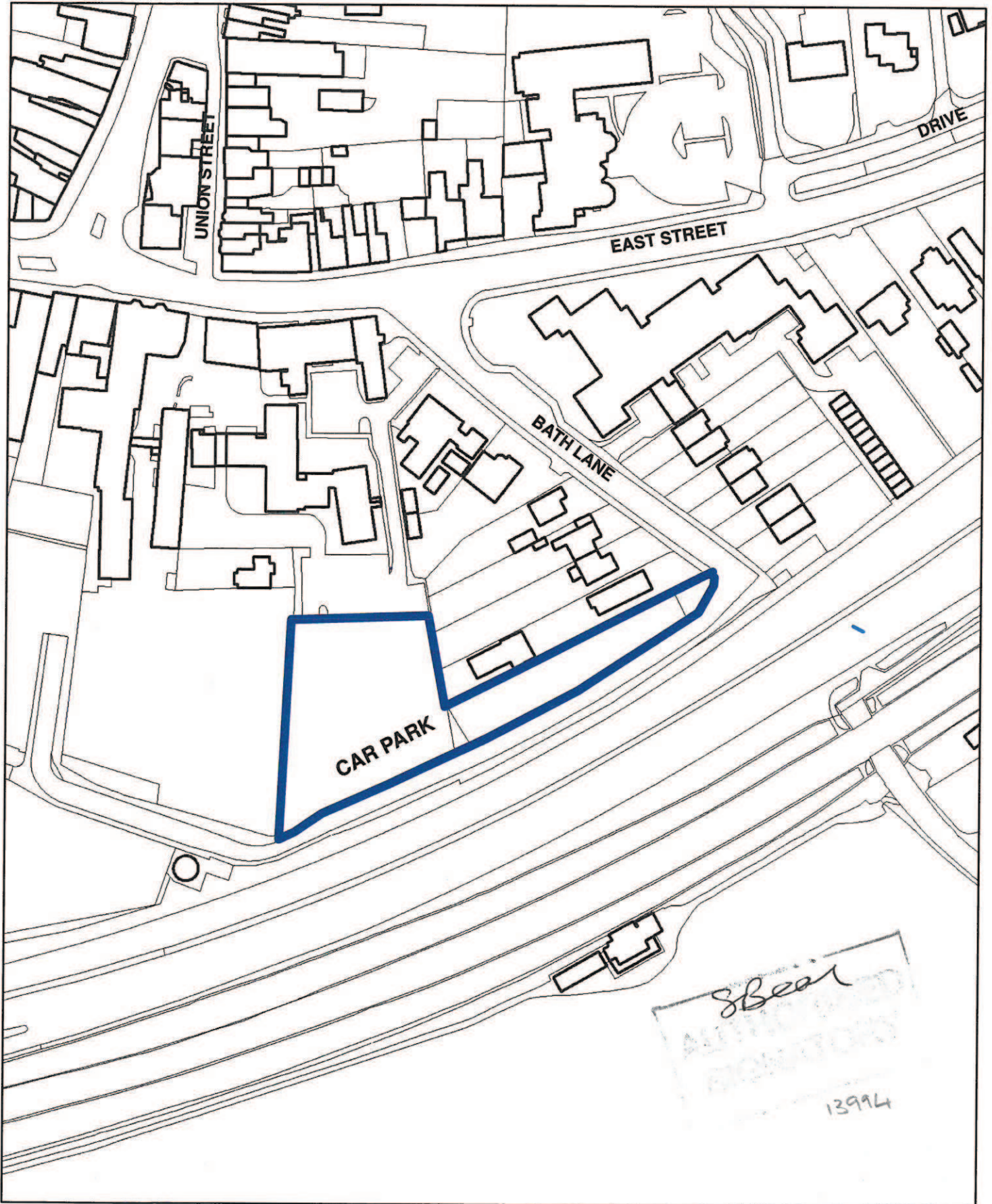
- i Column 1 of Schedule 2 shall be amended so that "Drawing No E/1064" is replaced with "Drawing No HR12-021", in reference to Bath Lane Parking Place.
- ii Drawing No E/1604 of Schedule 2 of The Principal Order shall be replaced with drawing No HR12-021 attached to this order.

THE COMMON SEAL of
FAREHAM BOROUGH COUNCIL
was hereunto affixed this 12th day
of December 2012

13994

in the presence of:

Authorised Signatory



BATH LANE CAR PARK

SCALE - 1:1250 @ A4

Drawing No. HR12-021

**THE BOROUGH OF FAREHAM
(OFF-STREET PARKING PLACES)
(AMENDMENT NO. 5)
CONSOLIDATION ORDER 2012**

FAREHAM

BOROUGH COUNCIL

THE BOROUGH OF FAREHAM (OFF-STREET PARKING PLACES) (AMENDMENT NO. 5) REVOCATION ORDER 2013

NOTICE IS HEREBY GIVEN that Fareham Borough Council propose to make the above named Order pursuant to arrangements made under Section 19 of the Local Government Act 2000 with Hampshire County Council, in exercise of the powers of the said County Council under Sections 1(1) and (2), 2(1) to (3), 4(2), 84, 85 and 87 of the Road Traffic Regulation Act 1984.

- 1 The effects of the Order will be to revoke The Borough of Fareham (Off-Street Parking Places) (Amendment No. 5) Consolidation Order 2013, which extended the Bath Lane Car Park into land adjacent to the existing car park.

As such, the Bath Lane Car Park will revert to the area as designated by The Borough of Fareham (Off-Street Parking Places) Consolidation Order 2007.

- 2 A copy of the proposed Order and Order to be revoked, together with a statement of reasons for proposing to make the order, may be inspected at the office of the Head of Community Safety and Enforcement at the Civic Offices, Civic Way, Fareham, during usual office hours.
- 3 If you wish to make an objection to this order, you may do so by email to chris.thornton@southampton.gov.uk by post to Legal, HR and Democratic Services, Southampton City Council, Civic Centre, Southampton, SO14 7LY. Alternatively, you may write to the Head of Community Safety and Enforcement at Civic Offices, Civic Way, Fareham PO16 7PU. All correspondence should be received within 21 days of the date of this notice (i.e. by 29th November 2013).

Dated: 8th November 2013

Richard Ivory, Head of Legal, HR & Democratic Services,
Southampton & Fareham Legal Services Partnership

