

ANGUS COUNCIL

COMMUNITIES COMMITTEE – 16 AUGUST 2016

**THE ANGUS COUNCIL (BEECHWOOD PLACE, KIRRIEMUIR)
(STOPPING UP) ORDER 2016**

REPORT BY THE HEAD OF TECHNICAL & PROPERTY SERVICES

ABSTRACT

This report relates to the making of an Order for the purpose of stopping up a section of Beechwood Place, Kirriemuir.

1. RECOMMENDATIONS

- 1.1 It is recommended that the Committee:
- i. notes the objections received during the consultation process,
 - ii. agrees to the making of the Order as published and
 - iii. notes that the matter must be remitted to Scottish Ministers for determination who may confirm the order with or without modification or refuse to confirm the order.

2. ALIGNMENT TO THE ANGUS COMMUNITY PLAN/SINGLE OUTCOME AGREEMENT/COPORATE PLAN

- 2.1 This report contributes to the following local outcomes contained within the Angus Community Plan and Single Outcome Agreement 2013-2016:
- Our communities are prosperous and fair,
 - Our communities are safe and strong,
 - Our communities are sustainable.

3. BACKGROUND

- 3.1 Reference is made to Article 13 of the minute of the meeting of the Communities Committee held on 17 November 2015 when the Committee agreed to promote the necessary Order to introduce driving restrictions on a short part of Beechwood Place, Kirriemuir.
- 3.2 Beechwood Place is currently closed to through traffic at its eastern end under the terms of a temporary traffic Order in the interest of traffic safety due to the poor condition of the unadopted section of the street which has fallen into disrepair.

4. PUBLIC CONSULTATION AND PUBLICATION

4.1 The Notice of Proposals was published on 31 March 2016 and Public Notices were erected at various locations along Beechwood Place, Kirriemuir.

4.2 In response to the publication of the proposals three letters of objection were received. None of the objectors have so far been willing to withdraw their objections.

4.3 The objections are as follows:

4.4 Objection 1 - a resident of Glamis Road, Kirriemuir

- there has been a noticeable increase in traffic on Glamis Road since the temporary closure of Beechwood Place with associated noise and general disturbance to residents on Glamis Road;
- the closure of Beechwood Place would leave only Morrison Street and Forfar Road as means of travel between Glamis Road and Forfar Road. These routes are narrow, have poor visibility and are restricted by parked vehicles;
- Beechwood Place is a more suitable link between Glamis Road and Forfar Road, particularly in poor weather conditions;
- many homes in Glamis Road are listed therefore added road pollution would reduce their desirability and
- alternative traffic restrictions such as road humps should be considered in order to maintain through traffic on Beechwood Place.

The Head of Technical & Property Services response was that traffic conditions along Beechwood Place prior to the introduction of the temporary closure were relatively light and it is considered that any displacement of this traffic is via the current signed route between Forfar Road and Glamis Road along Morrison Street which is contained within the main 'A' class road network.

It is considered that the redistribution of other local traffic in the area would not significantly affect Glamis Road and there have not been any other complaints in terms of noise or air pollution from other Glamis Road residents. The current temporary traffic restriction in Beechwood Place has allowed the monitoring of the performance of the alternate routes which continue to function normally.

The temporary road closure on Beechwood Place was promoted in the interest of traffic safety due to the poor condition of the unmade section of road. Angus Council is not responsible for the maintenance of that unmade section of road and it is unlikely to be upgraded by others. Therefore, alternative traffic measures would not resolve the underlying problem; that being the issues arising due to the poor condition of the private section of the road and its lack of suitable maintenance.

4.5 Objection 2 - a resident of Beechwood Crescent, Kirriemuir

- the permanent road closure will result in an additional length of journey in terms of distance and time between the property and Forfar Road;
- the Beechwood Place route between Forfar Road and Glamis Road is long established and reduces congestion on the Glamis Road/Morrison Street and Forfar Road/Morrison Street junctions;

- that the unmade section of Beechwood Place should be upgraded and adopted by Angus Council and reopened which would be of benefit to many road users.

The Head of Technical & Property Services response was that whilst the proposals will cause an element of inconvenience to some residents, the proposed road closure is being promoted due to the poor condition of the unmade section of road. Angus Council is not responsible for the maintenance of that unmade section of road and it is unlikely to be upgraded by the residents.

4.6 **Objection 3 - a former resident of Beechwood Crescent, Kirriemuir**

- the permanent road closure will result in an additional length of journey in terms of distance and time for some residents between their properties and Forfar Road, along Morrison Street which is not suitable for extra traffic due to parked cars and restricted visibility at the junctions making it unsafe;
- it is recognised that the poor state of Beechwood Place has resulted in damage to some vehicles but this route between Forfar Road and Glamis Road is long established and should have been upgraded and adopted by Angus Council previously;
- the retention of Beechwood Place as a through route between Forfar Road and Glamis Road would be of benefit to local residents and emergency services and
- this could also cause problems in future for residents wishing to sell their properties as not having access to Forfar Road may put potential buyers off or stop through traffic from seeing for sale signs.

The Head of Technical & Property Services response was that whilst the proposals will cause an element of inconvenience to some residents, the current temporary traffic restriction in Beechwood Place has allowed the monitoring of the performance of the alternate routes along Glamis Road/Morrison Street/Forfar Road which continue to function normally. There are current waiting restrictions along that route for junction visibility protection purposes and any obstructive parking can be reported to Police Scotland.

Angus Council is not responsible for the maintenance of the unmade section of Beechwood Place and it is unlikely to be upgraded by residents.

No objections to the proposals have been received from any residents of Beechwood Place or Muirhead Place, those being the properties most affected by the proposals.

- 4.7 A plan of the proposals and copies of correspondence between the objectors and Angus Council are attached to this Report.

5. **PROPOSALS**

- 5.1 In accordance with the requirements of the Roads (Scotland) Act 1984, stopping up of roads under Section 68 of the Act, in any case where an objection has not been withdrawn then the matter must be remitted to Scottish Ministers for determination

and who may confirm the order with or without modification or refuse to confirm the order under section 71 of the Act..

6. FINANCIAL IMPLICATIONS.

- 6.1 The costs for the necessary bollards/barrier and traffic signs required to enforce the proposed restriction will be met from the 2016/2017 Roads Revenue budget.

7. CONSULTATION.

- 7.1 The Chief Executive, Strategic Director - Resources, the Head of Corporate Improvements & Finance, Head of Legal and Democratic Services and the Local Police Commander of Tayside Division were consulted in the preparation of this report.

REPORT AUTHOR: Ian Cochrane, Head of Technical and Property Services
EMAIL DETAILS: CommunitiesBusinessSupport@angus.gov.uk

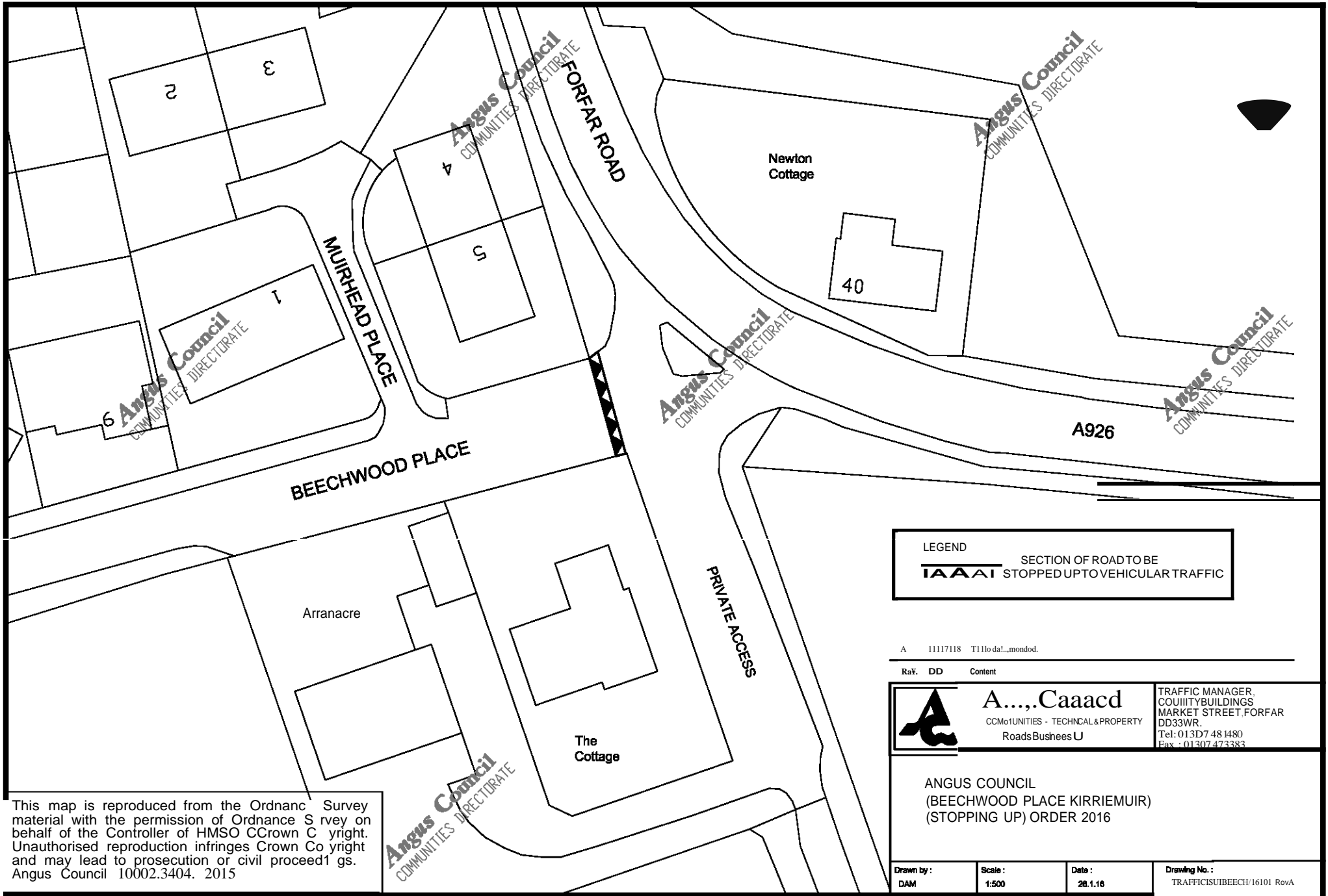
NOTE:

The following background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information), were relied on to any material extent in preparing this Report :-

Report No. 450/15 – Driving Restriction at Beechwood Place, Kirriemuir
Communities Committee - 17 November 2015

Appendix 1 – Plan of Beechwood Place

Appendix 2 – Letters of Objection



This map is reproduced from the Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of HMSO. Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings. Angus Council 10002.3404. 2015

LEGEND

SECTION OF ROAD TO BE STOPPED UP TO VEHICULAR TRAFFIC

IAAAI

A 11117118 T1110 da...mondod.

RaY. DD Content

	A...Caaacd COMMUNITIES - TECHNICAL & PROPERTY Roads Business Unit	TRAFFIC MANAGER, COMMUNITY BUILDINGS MARKET STREET, FORFAR DD33 3WR. Tel: 01307 48 1480 Fax: 01307 473383
	ANGUS COUNCIL (BEECHWOOD PLACE KIRRIEMUIR) (STOPPING UP) ORDER 2016	

Drawn by : DAM	Scale : 1:500	Date : 28.1.16	Drawing No. : TRAFFIC/SUB/BEECH/16101 RevA
-------------------	------------------	-------------------	---

From: accessline
Sent: 03 May 2016 10:54
To:
Subject: RE: Customer Enquiry (1817593)from Anonymous , ,

Sorry About That. Here Is The Full Email

ACCESS Angus Alive -Please Call 03452 777 778 Or Visit Our Website www.angus.gov.uk

Please see details below of an email received at ACCESS on 27/04/2016 at 16:07pm

Hello,

Can you please forward this email to Sheona C Hunter, Head of Legal and Democratic Services before close of business today, Wednesday 27th April 2016.

Thank you,

Dear Ms Hunter,

I am writing to object to the Angus Council (Beechwood Place, Kirriemuir) (Stopping-Up) Order 201X. Apologies for the lateness of my email, however I was only made aware of this order today, and believe this is the last day for objections to be received.

I lived in Beechwood Crescent in Kirriemuir from 1990 until 2006, and my family still live in that area. The entire time I lived there, and after moving out, I frequently used the road at Beechwood Place to the Forfar Road, which you are now proposing to stop access to. I believe this closure would be a big mistake by Angus Council, and absolutely should not go ahead.

The impact on the local area and impact on traffic movements has already been affected by this road being temporarily closed due to the state of disrepair. Residents and visitors to the area have had to add on additional time and mileage to their journeys, along roads which are not suitable for the extra traffic. Very few residents in Morrison Street have driveways and therefore park on the street. It is extremely difficult at times to safely drive along Morrison Street due to the amount of parked cars almost the whole way along this street, with little room to pull in to allow other cars to pass, causing safety issues and delays. Due to parked cars on the Glamis road there is the added issue of cars being unable to see traffic properly when turning from Morrison Street on to the Glamis Road. How you can suggest it to be a suitable alternative seems ridiculous.

I understand that over the years this road has fallen in to a state of disrepair a number of times, in some cases causing damage to peoples vehicles. However, had Angus Council done the right thing years ago and adopted and maintained this road correctly, this would never have happened. The fact that this road became damaged so often surely shows the volume of traffic using this road! With the number of houses built in this area, I have never understood why Angus Council did not adopt this road previously? Surely there must have been something in the plans for the development of these properties to have a proper access road to reach them, if not with the development of Beechwood Place and Crescent then at least with the development of Muirhead Place? The current temporary closure, and proposed stopping order will cause a significant impact to the properties in the area, and is a nuisance to residents and visitors. This could also cause problems in future for residents wishing to sell their properties, as not having access from the Forfar Road may put potential buyers off, or stop through traffic from seeing for sale signs.

Access from the Forfar Road to the Glamis Road along Beechwood Place has been open to the public for a number of years, and many people used this road as a more suitable alternative than driving along Morrison Street. I believe the sensible thing for Angus Council to do would be to adopt the full road, re-surface or fix it properly, and leave it open to all vehicles and pedestrians. This would not only benefit the residents of and visitors to Forfar Road, Muirhead Place, Beechwood Place, Beechwood Crescent, and the Glamis Road (and others), but also access to Storeyville Nursing Home, and the Davidson Park too. At the moment, should any resident in these areas require emergency medical care from an ambulance (based in Forfar and travelling up the Forfar Road) or any other emergency service they would have a longer wait due to the emergency vehicle being delayed trying to travel via one of your proposed alternative routes- this extra time could be a matter of life or death for someone! Also, anyone living in the area who is currently part of the emergency services (e.g. retained firefighters) will be delayed getting from home to a call out by having to take a longer route, meaning people all over Kirriemuir and the surrounding areas could suffer with emergency services being late.

If you require any further information or comment from myself please do not hesitate to contact me by return email or by telephoning .

Beechwood Crescent,

Kirriemuir.

DDS SEE

27th April, 2016

9

THE ANGUS COUNCIL (BEECHWOOD PLACE, KIRRIEMUIR)(STOPPING UP) ORDER 201)(

For the attention of Head of Legal and Democratic Services. Angus Council.

) I wish to object to the proposed Stopping-Up order 201X, Beechwood Place, Kirriemuir, as posted recently.

As a resident of the above address since July 1990, the temporary closure of this road has had a considerable impact on our access and egress towards the A926, (heading to the A90). This has resulted in an additional 0.5 miles to the journey, and an additional 5 minutes journey time, due to the additional volume of traffic using the route, and the on-street parking of the residents who live on the route.

The Beechwood Place access to the A926 has been used as a through road for as long as I can remember, (although I know it is not a Council adopted road), and reduces congestion at the Glamis Road/Morison Street/Forfar Road junctions.

) On checking the position of the proposed position of the Stopping-Up barrier, it is clear that traffic from Muirhead Place will be using the un-adapted/ un-made section of road for their access and egress. Is this in line with the original planning application for the development, which was built around the early to mid-1990s.

I would suggest that if this section of roadway is to be made good, and adopted, it would make more sense to take ownership of the full section of roadway, and to make good and re-open the access to the A926. This would benefit many more road users other than me, (including ambulance access to the Storeyville Home, also in Beechwood Place).

If required, I can be contacted by mobile telephone, number f J, or by e-mail at:-

Yours sincerely

Dear Sir/Madam,

Re: Angus Council Roads (Scotland) Act 1981.

The Angus Council (Beechwood Place, Kirriemuir)
(Stopping Up) Order 201X.

In relation to the above order, my objections are as follows:-

- There is a notable increase of traffic to Glamis Road, since the temporary closure of the road at Beechwood Place, including noise, pollution.

and disturbance to residents on Glamis Road.

- it only leaves 2 junctions (Morrison Street and Forfar Road) both which have poorer visibility, due to parked cars, narrow roads, bend, to access Glamis Road from the Forfar Road.
- Access to Glamis Road from Beachwood Place by car is easiest, feels safest when there is snowy conditions (compared to other junctions).
- Many homes on Glamis Road are listed buildings, therefore more road pollution would reduce the desirability of the area.

access for those who prefer this route.