MILTON OF CAMPSIE GREENBELT PRESERVATION

REPORT OF ACTIVITY JANUARY 2021

Outstanding Questions about the House Building Site East of Alder Road off Birdston Road

I received a frankly ludicrous, belated reply from Iceni stating that “I’m waiting for a response from my client on your various queries. Given the continuing COVID challenges the project has paused somewhat over the past month. Whenever I have an update on your queries I will come back to you though.”

To which I responded “These questions were all raised two months ago so notwithstanding the difficulties imposed by coronavirus, it is impossible to see how the project can proceed at all if you don't know the construction and ongoing site access arrangements never mind the suggested change of site name.

In any event I fail to see why you need advice from your client about "the number of **chat conversations** you received and your report on the same" which is matter that was entirely under your control.”

Community Woodland & Birdston Coup

Our Chair, Dr Morag Campbell has been pursuing the twin issues of the Community Woodland Car Park being used as a builder’s yard and the old Birdston Coup being used by large lorries which appear to be engaged in dumping activity. The pavement at the entrance to the coup has now been churned up and is impassable with a large number of lorries going in and out of the coup. Pedestrians need to go onto the road to pass here which is very dangerous as the traffic do not adhere to the speed limit.

Car Parking

I have continued to pursue the issue of car parking in the village with particular refence to a possible pelican crossing at the car park and car parking on the double yellow lines and pavement outside the ScotMid Co-op.  My email to you of 17/01/2021 at 22:07 asking the CC to take up this issue refers.

As far as the possible additional pelican crossing is concerned EDC have advised that a survey would have to be undertaken and “Regrettably at this time the Service are unable to undertake surveys due to the noted change in driver and pedestrian behaviour caused by the current public health situation.” i.e. there are less journeys being undertaken so a survey would not yield accurate results.”

I have drawn attention to the very dangerous situations that occur when vehicles including the school bus are forced on to the opposite side of the road to pass vans and cars parked on the pavement outside the ScotMid and a contractor’s van which is regularly parked fully on the pavement outside the former church that is being converted at the moment.

(The one picture attached to this report illustrates all these situations.)

I have pointed out that persons going shopping cannot take advantage of the loading/unloading exemption, which only applies to "the continuous movement of heavy or bulky goods to and from a vehicle" i.e. for commercial purposes.

And that under the:

Transport (Scotland) Act 2019

PART 6 Parking prohibitions

Section 50 **Pavement parking prohibition**

(1) **A person must not park a motor vehicle on a pavementSection 58 Imposition of penalty charges**

(1) Where a person parks a motor vehicle in contravention of the pavement parking prohibition, the double-parking prohibition or the dropped footway parking prohibition, **a penalty charge is payable in respect of the contravention.**

(2) **Where a local authority considers that a penalty charge is payable under subsection** (1) in respect of a contravention occurring in its area,**it may issue a notice imposing a penalty charge** (a “penalty charge notice”) in accordance with regulations under section 59(1).

So, it seems to me that EDC have the power to issue penalty charge notices for parking on the pavement if not the double yellow lines.

I have suggested that a 2-car space with bollards strategically placed to prevent parking on the remainder of the pavement be created outside the ScotMid.

I am pleased to say that these matters have been taken up by Cllr Hendry and I have received a number of replies that I have passed on to you for information. These included an email from Thomas McMenamin, Executive Officer Roads and Environment, Place, Neighbourhood & Corporate Assets:

 “I can advise that those initial discussion are taking place to review

   the short- and long-term options open to the Service. Regrettably to make

   any changes to the current restrictions mean an amendment to the

   current Traffic Regulation Order (TRO) so this is not something that can

   be done quickly and follows the same process as establishing a new TRO

   i.e. Various phases including statutory and public consultation as well

   as various committee approvals.

   In addition, the Service is awaiting the guidance on the implementation

   of the Transport (Scotland) Act 2019 which covers pavement parking and

   should give the Service additional powers to deal with this type of

   issue.

   I have taken note of the residents view on the double yellow lines,

   bollards and the preference for a two-car parking bay to be created at

   this location. In addition, the Service is mindful of the requirements

   for daily deliveries to the store which would need to be accommodated as

   part of any potential change.

   The officer (sic) are aware that this is an ongoing issue and will explore the

   options open to the Service in the short term to try to elevate the

   problems at this location.

   I trust this information is of assistance and will provide you an update

   in due course.”

And most recently (2 February 2021):

 “I note the further enquiry regarding the Enforcement of the current

   restriction and will discuss with colleagues in the Community Safety

   Team and respond in due course.”

We will continue to pursue these matters on behalf of our members and the community at large and update the CC accordingly.

Alan S Harris

Secretary

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14 February 2021

