

CHESTERFIELD BOROUGH COUNCIL
(OFF-STREET PARKING PLACES) CHESTERFIELD
MODIFICATION ORDER, 2020

NOTICE IS GIVEN that Chesterfield Borough Council, in accordance with Section 32, 35 and Part IV of Schedule 9 of the Road Traffic Regulation Act 1984 (as amended) intend to make an off-street parking places order the effect of which will be to update and modify the Chesterfield Borough Council (Off-Street Parking Places) (Civil Enforcement) Order, 2014 (as amended).

The order would change the 2014 Order (as amended) as follows:

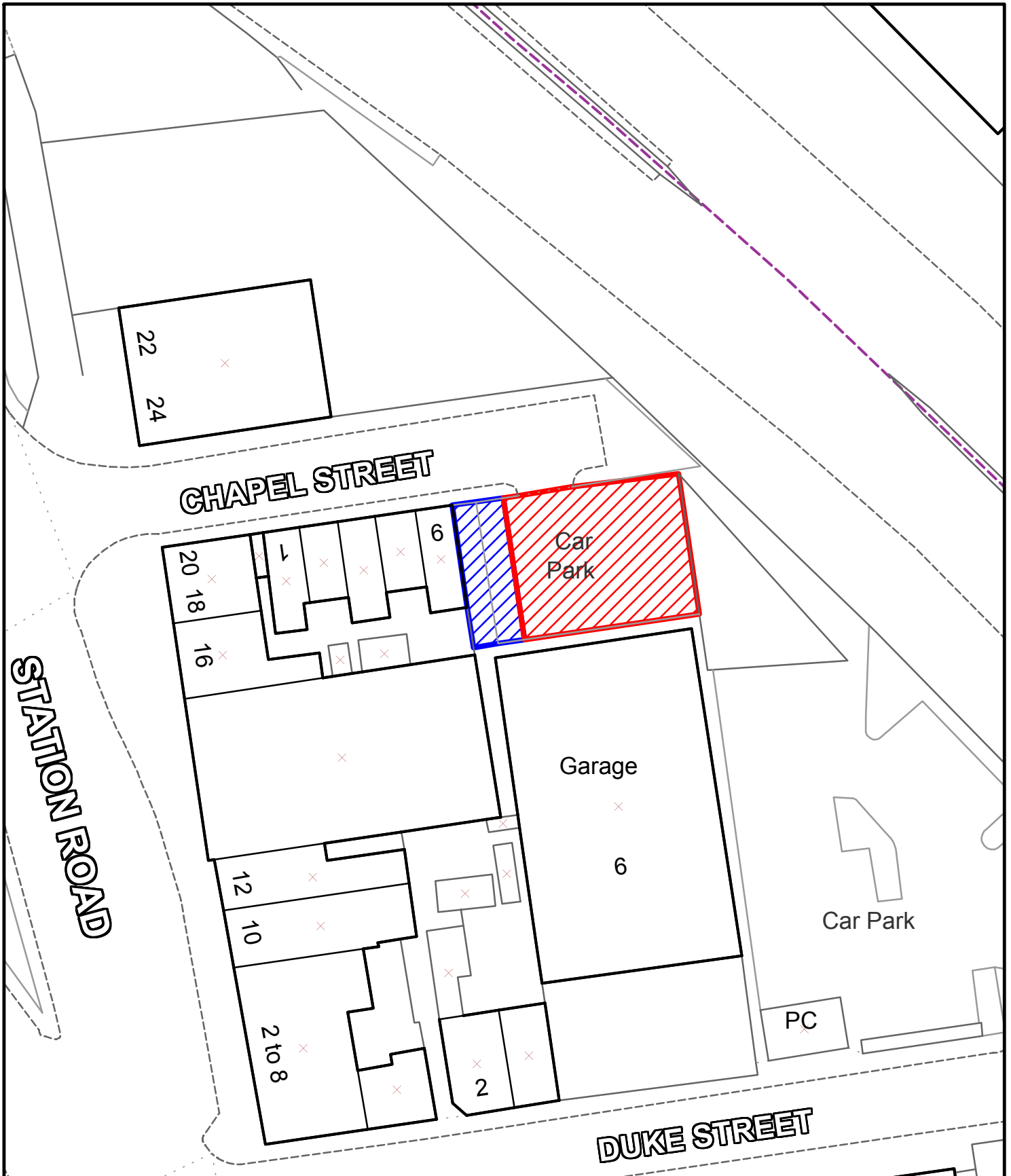
- 1 To remove the following off-street parking places:
 - **Duke Street**, Whittington Moor, Chesterfield (hatched red on plan)
 - **Chapel Street**, Whittington Moor, Chesterfield (hatched blue and red on plan)

Should you wish to object to the proposals in this order please write to the undersigned before 24th March 2020 setting out the grounds of your objection, quoting ref GPR.

A copy of the draft Order, supporting documents, plans and statement of the Council's reasons for making the Order may be inspected at the Customer Services Centre, New Square, Chesterfield on any weekday during normal office hours and on the Council's website www.chesterfield.gov.uk. Information about the proposal is also available on 01246 345460.

GERARD ROGERS
Local Government and
Regulatory Law Manager

Town Hall, Chesterfield.
27th February 2020



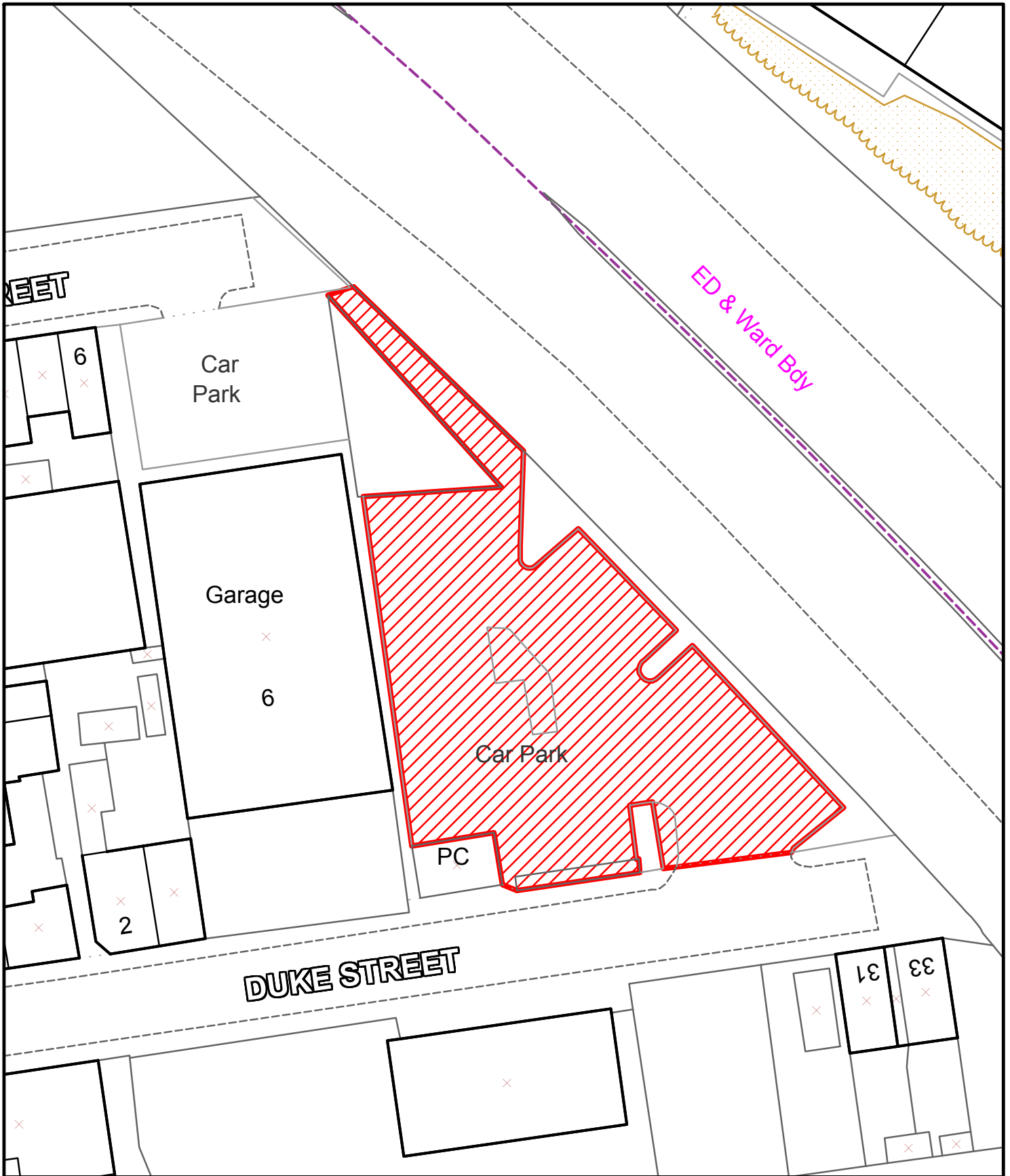
CHAPEL STREET CAR PARK

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CHESTERFIELD BOROUGH COUNCIL (OFF-STREET PARKING PLACES) (CIVIL ENFORCEMENT) ORDER 2013

GRID REFERENCE:	438264 , 373782	POST CODE:	S41 9AF
DATE:	01/2013	SCALE:	NOT TO SCALE



DUKE STREET CAR PARK

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CHESTERFIELD BOROUGH COUNCIL (OFF-STREET PARKING PLACES) (CIVIL ENFORCEMENT) ORDER 2013

GRID REFERENCE:	438296 , 373755	POST CODE:	S41 9AD
DATE:	01/2013	SCALE:	NOT TO SCALE

STATEMENT OF REASONS

MODIFICATION OF THE OFF STREET PARKING PLACES ORDER 2014 (as amended)

1. The Council made an off-street parking order in 2014 regulating its off-street car parks. The Chesterfield Borough Council (Off-Street Parking Places) (Civil Enforcement) Order 2014 replaced previous parking orders.
2. The 2014 Order was modified in 2016, 2018 and in 2019. For simplicity the 2014 Order (as modified) is referred to in this statement of reasons as the 2014 Order.

SUMMARY OF PROPOSED CHANGES

3. It is proposed that the 2014 Order be modified further to remove the following parking areas:
 - **Duke Street**, Whittington Moor, Chesterfield
 - **Chapel Street**, Whittington Moor, Chesterfield

On 24th October 2019 it was agreed by the Cabinet Member for Town Centre and Visitor Economy that the public should be consulted on these proposals. The consultation is now taking place between 27th February and 24th March 2020.

The changes are summarised at the table at the end of this document, but you should see the order for full details.

The reasons for these changes are set out below.

PARKING AREAS PROPOSED TO BE REMOVED FROM THE 2014 ORDER

Duke Street and Chapel Street, Whittington Moor, Chesterfield

4. The Council has carried out a corporate asset review of its parking places out of the town centre. It is of the view that both Duke Street and Chapel Street car parks at the northern end of Whittington Moor, Chesterfield are surplus to requirements for off-street parking in this part of the borough.

5. There is other public parking available on-street nearby, though this can be limited at peak times. There is also customer and shopper parking at the Lidl store on the opposite side of Sheffield Road, which allows 90 minutes of free parking.
6. There are no charges for parking and no restriction on waiting time at these car parks. There is no income to the Council from the Duke Street and Chapel Street car parks, but they cost £6,500 each year in business rates, together with other costs including repairs and maintenance, insurance, and back office management.
7. There is a disabled WC within the Duke Street parking place for which utilities and legionella testing have cost the Council about £1,200 over the last 3 years.
8. The Duke Street car park is an irregular area of land with parking for up to 33 vehicles for which there are no charges for parking and no restriction on waiting time.
9. The Chapel Street parking place comprises an area reserved for 5 residents parking (blue on the plan) and 5 spaces for public parking (hatched red on the plan) for which there are no charges for parking and no restriction on waiting time.
10. The Council is considering selling the land currently used as these public car parks. That process is separate from any consideration relating to removal of these car parks from the 2014 Order. However, it is intended that any purchaser of the land would:
 - retain the existing residents' parking spaces at Chapel Street.
 - liaise with surrounding businesses and shops to reach agreement about continued use of the car parks. This would be in return for an appropriate contribution e.g. towards rates and running costs. Such arrangement would be private and outside the control of the Council and any parking order.
 - maintain, repair/replace and manage the disabled WC facility.
11. Subject to consideration of any representations by the Cabinet member, and should an order be made, it is envisaged that it

would take effect around the time any sale of the car parks was concluded.

APPROVAL TO CONSULTATION AND NEXT STEPS

12. Approval to pursue the proposal was given by the Cabinet Member for Town Centre and Visitor Economy on 24th October 2019. This enables consultation on the proposal to take place.

13. Further information about the report and decision is here:

<https://chesterfield.moderngov.co.uk/ieListDocuments.aspx?CId=337&MId=5673&Ver=4>

or go to www.chesterfield.gov.uk and search for *meetings*, click on *search for agendas...* then find the meeting for the *Cabinet Member for Town Centres and Visitor Economy* meeting of 24th October 2019.

14. Consultation on the proposal runs between 27th February 2019 and ends on 24th March 2019. A copy of the public notice is attached.

15. Once the consultation period has ended any unresolved objections will be considered by the Cabinet Member before a final decision is made as to whether or not to make the modification order.

16. If there are no objections, or if the objections are resolved, the Local Government and Regulatory Law Manager will make the modification order.

17. A draft modification order has been prepared. This is attached.

Gerard Rogers
Local Government and Regulatory Law Manager
Chesterfield Borough Council

27th February 2020

Summary of changes to the 2014 Order (as amended)

An at a glance summary - see proposed order for details

Parking Place	Added/removed	Map change	Name change	Charging times	Waiting Times
Duke Street Car Park	Removed	Removed	n/a	n/a	n/a
Chapel Street Car Park	Removed	Removed	n/a	n/a	n/a