

Members to NOTE this report and to CONSIDER a way forward

### Background

On 13<sup>th</sup> September 2024, a regular visitor of the area contacted Wiltshire Council (WC) parking service:

*"I intermittently use Town Hall Car Park Cricklade when I need to visit the doctors or attend toddler groups at Cricklade. (The individual goes on to say they have a disability too)*

*The car park is regularly having people abuse the parking restrictions, particularly parking in the car park overnight, or using the car park even if they have a van that doesn't fit in the spaces that then takes up 2 spaces.*

*It's very hard to get a space in the car park, can measures be taken to ensure people don't abuse the car park?*

The visitor's query was redirected from WC to CTC stating that this car park is no longer under the enforcement of WC, and that responsibilities lay with Cricklade Town Council (CTC).

CTC forwarded this query to the Town Hall Committee (THC) to help CTC gather a response to the individual and for CTC to investigate further. The Town Hall will look to consider this at their next meeting.

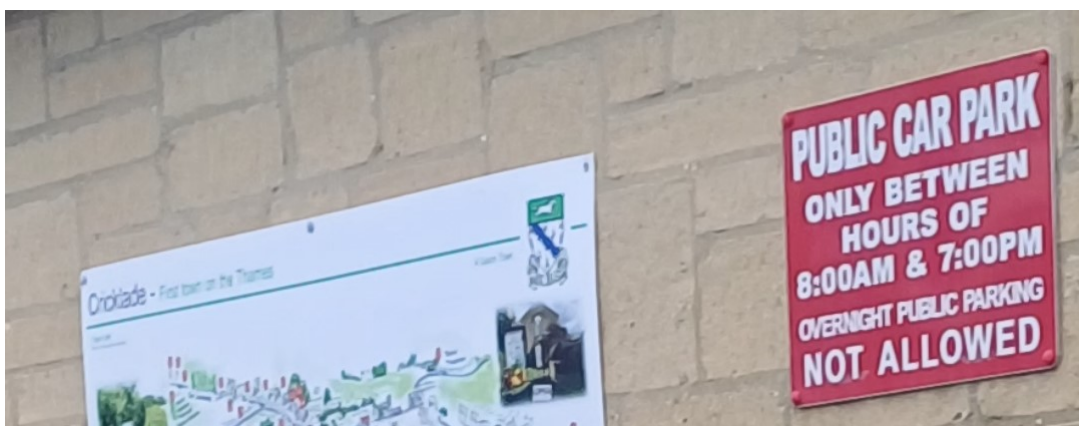
The lease CTC has with THC says that overnight parking is not permitted.

Town Hall Committee have shared with CTC some time ago their research that showed that the car park was regularly being used by residents and that overnight car parking was a common occurrence.

The general lack of enforcement means that people disregard the parking regulations. However, enforcement comes with a cost and there maybe wider implications for the other car parks to consider.

### Note

The ownership and control of the Town hall car park is complex and so is explained on page 3 below.



Recommendation: members to CONSIDER this matter and AGREE next steps

**Cara Watson Clerk to PCT October 2024**



# Town Hall Car Park Cricklade



## IT IS AN OFFENCE:-

1. To permit a vehicle which is not of a permitted class (see below) to wait in the parking place
2. To permit a vehicle to wait in a parking bay signed or marked on its surface as available for a disabled person.
3. To cause obstruction wilfully in the parking place or to permit a vehicle to wait other than wholly within a parking bay.
4. To start the engine of a vehicle except when about to change its position or depart from the parking place.
5. To use a vehicle while in the parking place in connection with the sale of any article to person in or near the parking place or in connection with the selling or offering for hire of any skill or services except as duly authorised by the Council.
6. To permit a vehicle to wait in the parking place unless it is duly licensed and insured.
7. To sound the horn of a vehicle except when about to change position of the vehicle in or to depart from the parking place.
8. To drive a vehicle in the parking place other than for the purpose of leaving it in or departing from the parking place, except with the permission of a person duly authorised by the Council.
9. To make any loud noise to the disturbance or annoyance of users of the parking place or residents of premises in the neighbourhood.
10. To use any threatening, abusive or insulting language, gesture or conduct with intent to put any person in fear or so as to occasion a breach of the peace or whereby a breach of the peace is likely to be occasioned.
11. To use any part of the parking place -
  - (i) for sleeping or camping purpose
  - (ii) for eating or cooking purposes except as duly authorised by the Council
  - (iii) for the purpose of servicing or washing any vehicle other than as reasonably necessary to enable the vehicle to depart from the parking place.
12. To erect or cause or permit to be erected any tent, booth, stand, building or other structure without the written consent of the Council.
13. To light or permit to be lit any fire.
14. To use the parking space or any part thereof when closed by the Council by notice displayed on or near the parking place, without the Council's consent.

## PERMITTED CLASSES OF VEHICLES:

All classes except commercial vehicles exceeding 1525kg (30cwt) unladen weight.

**OVERNIGHT PARKING NOT PERMITTED**

## OWNERSHIP AND CONTROL OF THE TOWN HALL CAR PARK

1. The area outlined on the plan below is owned by CTC following the asset transfer from WC and is under CTC control.



2. The area outlined on the plan below is owned by the Town Hall Trustees and leased to CTC.



Two key clauses from the lease:

- |      |   |
|------|---|
| 22.4 | The Landlord to retain the right to prohibit parking on the Property between the hours of 19:00 and 8:00 except for patrons of the Town Hall Premises of the Landlords  |
| 22.5 | The Landlord and Tenant to agree Car Park Regulations to set out how the car park is to be managed on a day to day basis. Such Car Park Regulations can be amended any time subject to agreement of both the Landlord and Tenant. |

3. The remainder of the car park, i.e. the area in front of the Town Hall and Annexe buildings are owned by the Town Hall Trustees and is under their control.