

Pecyn Dogfennau Cyhoeddus

Aelod Portffolio ar faterion yr Amgylchedd

Man Cyfarfod

Dyddiad y Cyfarfod
Dydd Iau, 28 Ionawr 2021

Amser y Cyfarfod
Amser heb ei nodi

I gael rhagor o wybodaeth cysylltwch â



Neuadd Y Sir
Llandrindod
Powys
LD1 5LG

Dyddiad Cyhoeddi

Mae croeso i'r rhai sy'n cymryd rhan ddefnyddio'r Gymraeg. Os hoffech chi siarad Cymraeg yn y cyfarfod, gofynnwn i chi roi gwybod i ni erbyn hanner dydd ddau ddiwrnod cyn y cyfarfod

AGENDA

1.	MELIN Y DDOL A BERREW - DIWYGIADAU I'R TERFYN CYFLYMDER
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(Tudalennau 1 - 12)

Mae'r dudalen hon wedi'i gadael yn wag yn fwriadol

CYNGOR SIR POWYS COUNTY COUNCIL
PORTFOLIO HOLDER DELEGATED DECISION
by
COUNTY COUNCILLOR HEULWEN HULME
PORTFOLIO HOLDER FOR ENVIRONMENT
JANUARY 2021

REPORT AUTHOR: Traffic Engineer North, Highways & Technical Services

REPORT TITLE: Melin y Ddol and Berriew – Speed limit modifications

REPORT FOR: Decision

1. Purpose

To introduce a permanent 40mph Speed Limit Traffic Regulation Order along the developed frontage of the B4385 through Melin y Ddol; and to modify the permanent speed limit through parts of Berriew to take into account concerns raised by the local community.

2. Background

- 2.1. Full planning consent has been secured by a developer to construct a 26-pitch static caravan park at Banwy Mill, Melin Y Ddol. One of the developer's obligations with respect to this planning consent is to fund a traffic order to introduce a 40mph speed limit along part of the B4385 that passes through Melin y Ddol. This obligation was secured as planning gain in response to concerns expressed by residents about the speed of traffic travelling through Melin Y Ddol over a number of years.
- 2.2. Traffic speed and volume data through Melin Y Ddol has been collected and scrutinised, and the area traffic engineer has discussed and agreed the extents of the speed limit modifications with the developer's agent.
- 2.3. The developer has already paid the Council's fee to consult, advertise and bring into effect the traffic regulation order.
- 2.4. The developer will also be funding the required speed limit signage and carriageway markings within Melin y Ddol to bring the speed limit into effect as part of their development works; and it is anticipated that these works will be carried out some time between March and July 2021 if no substantiated objections are received during the traffic regulation order public consultation process that may prevent the Order being made.
- 2.5. As part of the same traffic regulation order proposal, the local highway authority is seeking to make modifications to the existing speed limit traffic regulation order for the village of Berriew to take into account

traffic speed concerns raised by Berriew Community Council and Berriew Recreation Association.

- 2.6. As the speed limit modification proposals for both Melin y Ddol and Berriew can be made under a single traffic regulation order, there are no additional costs for the consultation process to Powys County Council.
- 2.7. A number of the existing 30mph speed limit signs at Berriew are faded and therefore need to be replaced by Powys County Council as part of its normal highway maintenance responsibility. The traffic order proposals do not seek to modify the extents of the existing 30mph speed limits along the class 2 county highways or the class 3 county highway covered by the proposed Order for Berriew, therefore there are no additional costs that would be incurred by Powys County Council relating to the 30mph speed limit proposals along those roads.
- 2.8. A small number of new signs will need to be erected and existing signs relocated to implement the proposed 30mph extension along the Aqueduct Road past the recreation fields, and the 40mph buffer zone along the Welshpool Road over the canal bridge to Lower Rectory farm. However, both Berriew Community Council and Berriew Recreation Association have agreed to fund up to £500 each (i.e. a total of £1000) to meet the costs of these signing works, therefore it is not anticipated that there will be any additional financial burden on Powys County Council to implement the proposed traffic regulation order.
- 2.9. The existing speed limit extents along the affected roads within the village of Berriew are identified on the plan attached to this report at Appendix A.
- 2.10. The proposed speed limit modification proposals for Melin y Ddol and Berriew are attached to this report at Appendix B.
- 2.11. The proposed speed limit modifications are compliant with the Welsh Assembly Government Circular No. 24/2009 "Setting Local Speed Limits in Wales", and the proposed speed limit modifications are supported by the police, the town/community councils and the local ward county councillors.

3. Advice

- 3.1 No other options are available for consideration at this stage of the Traffic Regulation Order proposal process.
- 3.2 The County Council has engaged with the local communities and stakeholders who will be affected by the proposal. The delivery of this traffic regulation order consultation process is required to deliver the planning obligation of the developer at Melin y Ddol, and to address legitimate safety concerns relating to vulnerable road users at Melin y Ddol and Berriew.

3.3 The proposals support the CIP priority of improving our transport infrastructure by making it safer for people to use the highways within Melin y Ddol and Berriew and to encourage active travel movements.

4. Resource Implications

4.1 All costs associated with legal consultation process, the implementation of the Traffic Regular Order and the manufacture/erection of the associated signage will be funded by third parties with the exception of the replacement 30mph signage in Berriew that is due to be replaced by Powys County Council out of our existing highway maintenance budget regardless of whether the traffic regulation order is implemented or not.

4.2 The Head of Financial Services (Section 151 Officer) notes the above and can support the recommendation.

5. Legal implications

5.1. The Principal Legal Assistant (North) has reviewed the proposals and confirms it is within our powers.

5.2. The Head of Legal and Democratic Services (Monitoring Officer) has commented as follows: "I note the legal comment and have nothing to add to the report".

6. Data Protection

6.1. The proposal does not require the processing of personal data, therefore comments from the Data Protection Officer are not required.

7. Comment from local member(s)

7.1. The proposal affects a number of county highways located within the communities of Llanfair Caereinion and Berriew. The local members have expressed support for the proposals, as have the affected community and town councils and Dyfed-Powys Police.

8. Integrated Impact Assessment

8.1. An impact assessment is not required.

Recommendation:	Reason for Recommendation:
To resolve that the Traffic Regulation Order consultation procedure is initiated in accordance with The Local Authorities' Traffic Orders (Procedure) (England and Wales) Regulations 1996; and if no substantive objections	To modify the extents of the existing 30 mph speed limit, and introduce new 40 mph speed limits to mitigate speed concerns and secure the planning gain element of the caravan park development, in the interests of

are received the proposal be implemented.	highway safety.
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Relevant Policy:	Welsh Assembly Government Circular No. 24/2009 – Setting Local Speed Limits in Wales		
Within Policy:	Y / N	Within Budget:	Y / N

Relevant Local Member(s):	Cllrs Gareth Jones and Dai Davies, members for Llanfair Caereinion and Berriew wards.
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Person(s) To Implement Decision:	Chris Lloyd
Date By When Decision To Be Implemented:	As soon as possible

Is a review of the impact of the decision required?	Y / N
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Contact Officer:	Chris Lloyd
Tel:	01686 611563
Email:	chris.lloyd@powys.gov.uk
Head of Service:	Matt Perry
Corporate Director:	Nigel Brinn

Background Papers used to prepare Report:

- **Appendix A – Existing speed limits at Berriew.**
- **Appendix B - Proposed speed limit modifications.**

DELEGATED DECISION NEW REPORT TEMPLATE VERSION 2

**THE COUNTY OF POWYS
(VARIOUS ROADS, BERRIEW VILLAGE)
(RESTRICTED ROADS) (NO. 1) ORDER 1993**

THE COUNTY COUNCIL OF POWYS in exercise of its powers under Sections 82(2) and 83(2) of the Road Traffic Regulation Act, 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:-

1. The lengths of road specified in the Schedule to this Order shall become restricted roads for the purposes of Section 81 of the Act.
2. This Order shall come into operation on the tenth day of May one thousand nine hundred and ninety three and may be cited as The County of Powys (Various Roads, Berriew Village) (Restricted Roads) (No.1) Order, 1993.

SCHEDULE

Lengths of Road in the Village of Berriew in the District of Montgomeryshire

1. County Classified Road Number B4385: Castle Caereinion to Bettws Road
 - (i) That length which extends from a point approximately 268 metres north-west of its junction with the B.4390 that is at a point near the property known as Awelfa for a distance of approximately 702 metres in a generally southerly direction to a point near the access to the premises of Berriew Bowling Club.
 - (ii) That length which forms the northern leg of the triangular road system in the centre of the village and which extends from a point near Chestnut House for a distance of approximately 52 metres in an easterly direction to a point near the Lion Hotel.
 - (iii) That length which forms the eastern leg of the triangular road system in the centre of the village and which extends from a point near the property known as Minyrafon for a distance of approximately 62 metres in a north-easterly direction to a point near the Lion Hotel.
2. County Classified Road Number B4390: Manafon Road
 - (i) That length which extends from its junction with the B4385 near Berriew Primary School for a distance of approximately 529 metres in a westerly direction to a point near Pen-y-Sarn.
 - (ii) That length which extends from its junction with the B4385 near the Lion Hotel for a distance of approximately 325 metres in a north-easterly direction to a point near the premises known as Silver Screens Limited.
3. County Classified Road Number C2048: Ladywell Road

That length which extends from its junction with the B4385 Bettws Road adjacent to Berriew Bridge for a distance of approximately 201 metres in a north-westerly direction to a point near the property known as Cae Bychan.
4. County Unclassified Road Number U2461: Aqueduct Road

That length which extends from its junction with the B4385 Bettws Road adjacent to Berriew Bridge in a south-easterly direction for a distance of approximately 156 metres.

GIVEN under the Common Seal of the County Council of Powys this sixth day of May one thousand nine hundred and ninety-three

THE COMMON SEAL of **THE COUNTY COUNCIL OF POWYS** was hereunto affixed in the presence of:-


County Solicitor

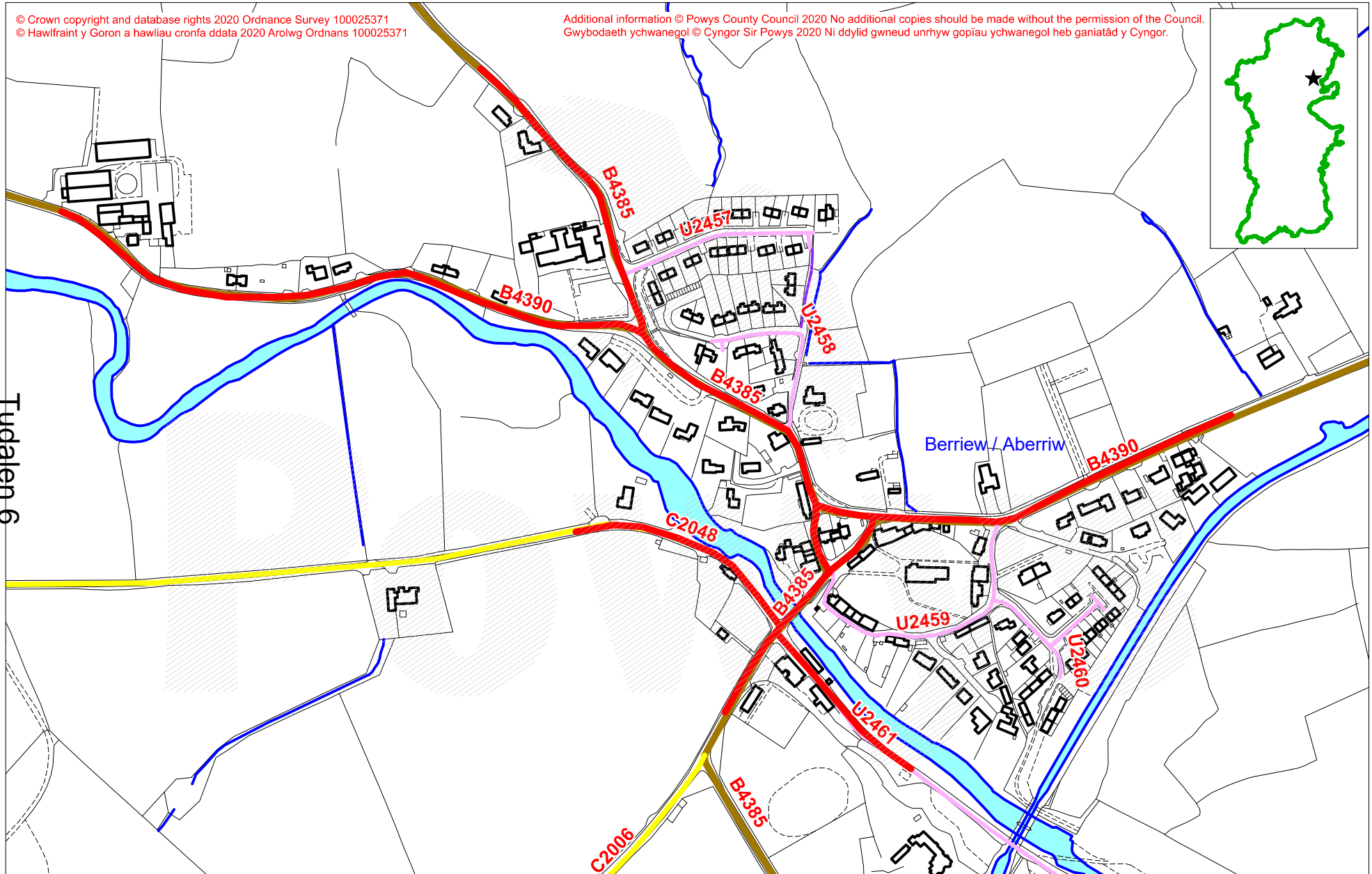
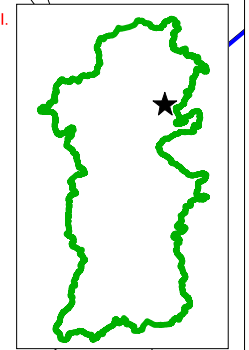
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THE COUNTY OF POWYS
(VARIOUS ROADS, MELIN Y DDOL AND BERRIEW)
(40 MPH SPEED LIMIT, 30 MPH SPEED LIMIT AND RESTRICTED ROADS)
ORDER 2021

POWYS COUNTY COUNCIL in exercise of its powers under Sections 82 and 84 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers and after consultation with the Chief Officer of Police in accordance with Part III of Schedule 9 of the Act hereby makes the following Order:-

1. This Order may be cited as The County of Powys (Various Roads, Melin Y Ddol and Berriew) (40 MPH Speed Limit, 30 MPH Speed Limit and Restricted Roads) Order 2021 and shall come into operation on the XXth day of XXX 2021.
2. In this Order;
"exempted vehicle" means:-
 - a) any vehicle being used by the emergency services for the purposes described in section 87 of the Road Traffic Regulation Act 1984;
 - b) any vehicle being used for naval, military or air force purposes and being driven by a person for the time being subject to the orders of a member of the armed forces of the Crown, who is a member of the special forces—
 - (i) in response, or for practice in responding, to a national security emergency by a person who has been trained in driving at high speeds; or
 - (ii) for the purpose of training a person in driving vehicles at high speeds;"special forces" means those units of the home forces the maintenance of whose capabilities is the responsibility of the Director of Special Forces or which are for the time being subject to the operational command of that Director.
3. No person shall drive any vehicle, other than an exempted vehicle, at a speed exceeding forty (40) miles per hour on those lengths of road specified in Schedule I to this Order.
4. No person shall drive any vehicle, other than an exempted vehicle, at a speed exceeding thirty (30) miles per hour on those lengths of road specified in Schedule II to this Order
5. The lengths of road specified in Schedule III to this Order shall become restricted roads for the purposes of Section 81 of the Act.
6. The status of "restricted road" as defined in Section 81 of the Act which applies to the lit sections of the lengths of road specified in Schedules I and II to this Order is hereby removed.
7. The County of Powys (Various Roads, Berriew Village) (Restricted Roads) (No.1) Order 1993 is hereby revoked.
8. The plans annexed hereto are for the purposes of identification only.

SCHEDULE I

a) Length of road at Melin Y Ddol to be subject to 40 mph speed limit

- i) That length of the B4385 county classified road which extends from a point approximately 15 metres to the east of its junction with the U2871 county unclassified road junction, in a south-easterly direction for approximately 700 metres.

b) Length of road at Berriew to be subject to 40 mph speed limit

- i) That length of the B4390 county classified road which extends from a point approximately 208 metres to the east of its junction with Dolphin Lane and continues in an easterly direction for a distance of approximately 494 metres to Lower Rectory farm.

SCHEDULE II

Lengths of road at Berriew to be subject to 30 mph speed limit

- a) That length of the B4385 county classified road which extends from a point approximately 58 metres to the north of its junction with the U2457 county unclassified road known as Glan yr Afon, situated opposite the county primary school, in a north westerly direction for a distance of approximately 154 metres.
- b) That length of the B4390 county classified road which extends from a point approximately 200 metres to the west of its junction with the B4385 county classified road at the county primary school and continues in a westerly direction for a distance of approximately 322 metres.
- c) That length of the B4390 county classified road which extends from a point approximately 45 metres to the east of its junction with Dolphin Lane and continues in an easterly direction for a distance of approximately 163 metres.

SCHEDULE III

Lengths of road at Berriew to become restricted roads

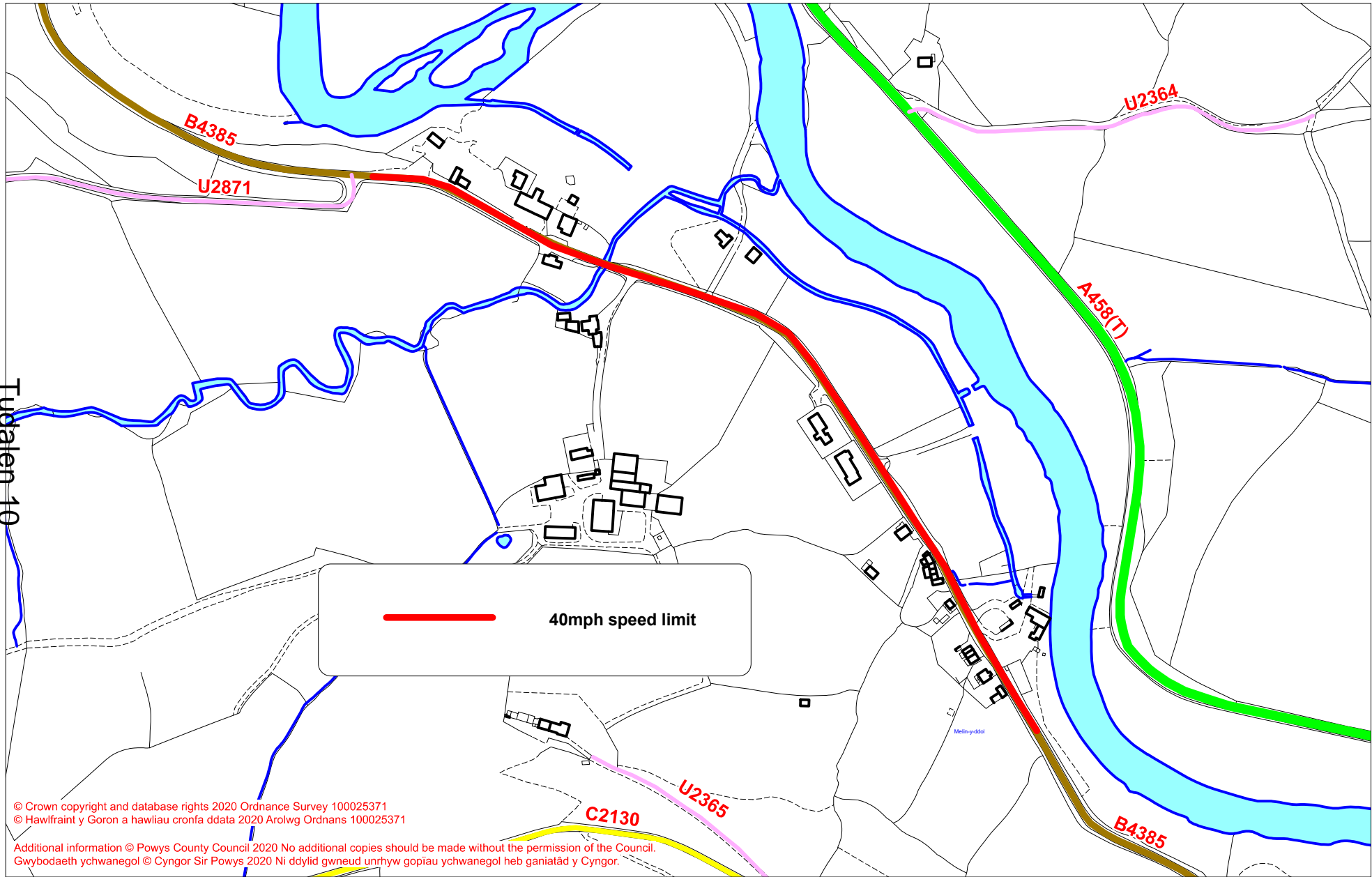
- a) The entire length of the U2461 county unclassified road known as Aqueduct Road which extends from its junction with the B4385 Bettws Road at Berriew Bridge in a south-easterly direction over approximately 813 metres to its junction with the A483 trunk road at Rhiw Bridge, Refail.

- b) That length of the C2048 county classified road known as Ladywell Road which extends from its junction with the B4385 Bettws Road at Berriew Bridge in a north-westerly direction for a distance of approximately 201 metres to a point near the property known as Cae Bychan.
- c) That length of the B4385 county classified road which extends from a point approximately 35 metres to the north east of its junction with the C2006 county classified road, in a north-easterly direction over the river bridge to the point where it meets the B4390 county classified road at the church lychgate and the Church Terrace junction.
- d) That length of the B4385 county classified road which extends from a point opposite the church lychgate and the Church Terrace junction in a north-westerly direction, past its two junctions with the B4390 county classified road, to a point approximately 58 metres to the north of its junction with the U2457 county unclassified road known as Glan yr Afon situated opposite the primary school.
- e) That length of the B4390 county classified road which extends from its junction with the B4385 county classified road at the county primary school towards Manafon in a westerly direction for a distance of approximately 200 metres.
- f) That length of the B4390 county classified road which extends from its junction with the B4385 county classified road beside the property known as Chestnut House, in an easterly direction to a point approximately 45 metres to the east of its junction with Dolphin Lane.
- g) That length of the B4390 county classified road which extends from its junction with the B4385 county classified road at a point opposite the church lychgate and the Church Terrace junction over a distance of approximately 58 metres in a north-easterly direction to the junction at the Lion Hotel.

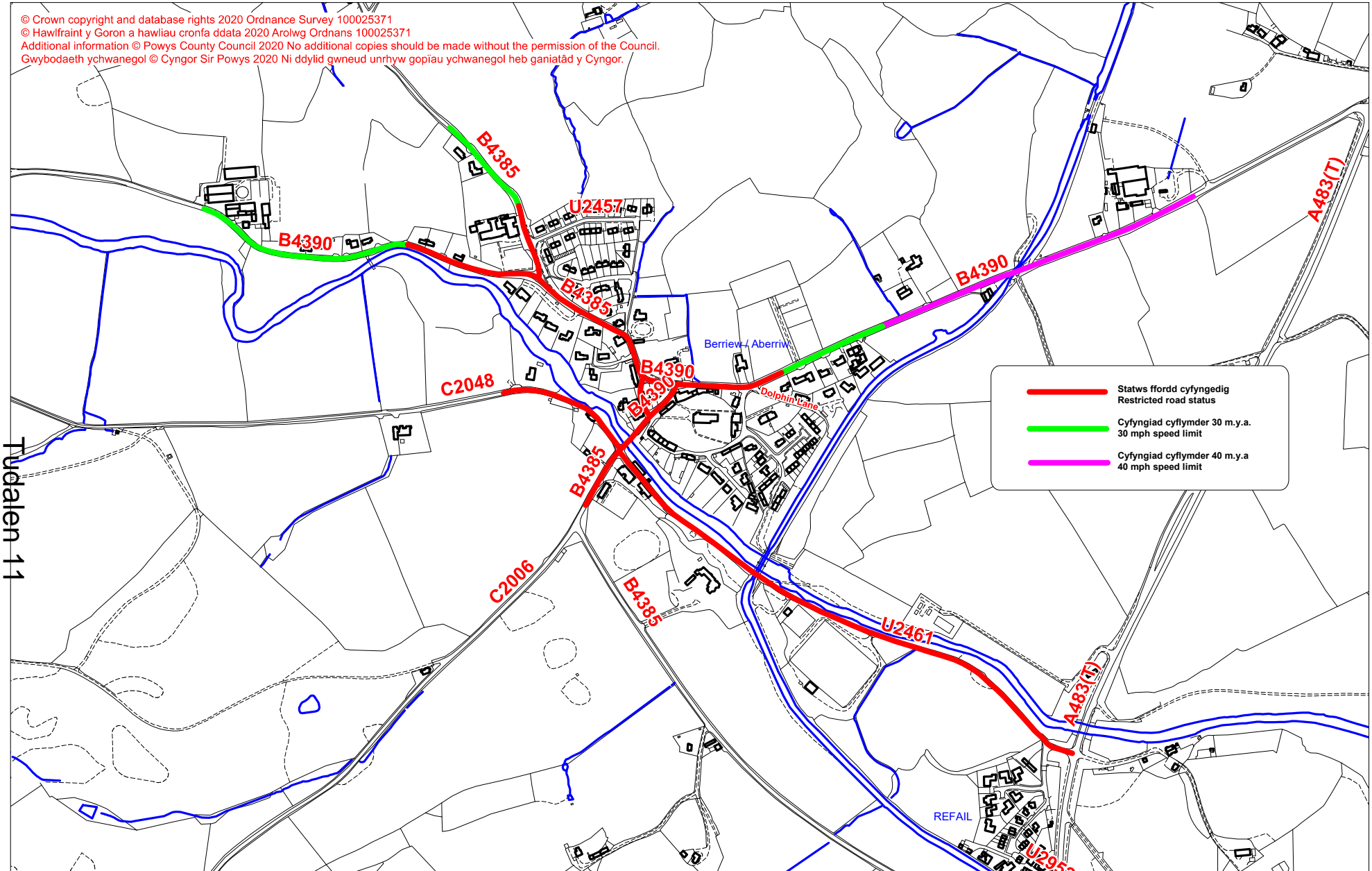
GIVEN under the Common Seal of Powys County Council this **XXth** day of **XXX** two thousand and twenty-one.

THE COMMON SEAL of **POWYS**)
COUNTY COUNCIL was hereunto)
 affixed in the presence of:-)

Head of Legal and Democratic Services
 (Monitoring Officer)



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Mae'r dudalen hon wedi'i gadael yn wag yn fwiadol