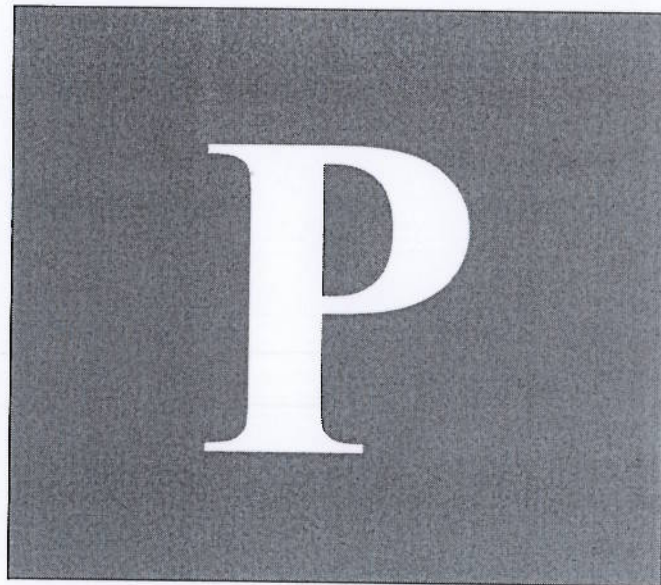




**THE DISTRICT OF TORRIDGE (OFF STREET
PARKING PLACES) ORDER 2008**



THE DISTRICT OF TORRIDGE (OFF-STREET PARKING PLACES) ORDER 2005

The Council of the District of Torridge ("the Council") in exercise of its powers under Section 35 (1) and (3) and Section 35(A) of the Road Traffic Regulation Act 1984 ("the Act") and part IV of Schedule 9 to the Act and of all other enabling powers with the consent of the County Council of Devon in accordance with Section 39(3) of the Act and after consulting the Chief Officer of Police in accordance with Part III of Schedule 9 to the Act hereby makes the following Order:

1. This Order shall come into operation on 5th May 2008 and may be cited as the District of Torridge (Off-Street Parking Places Order) 2008.
2. The District of Torridge (Off Street Parking Places) Order 2006 shall be revoked from the 5th May 2008.
3. (1) Any reference in this Order to a numbered Article is a reference to the Article bearing that number in this Order and any reference in this Order to "the Schedule" is a reference to the Schedule to this Order.
(2) In this Order:-

The "1984 Act" means the Road Traffic Regulation Act 1984, and any statutory re-enactment, amendment or replacement thereof;

The "2004 Act" shall mean the Traffic Management Act 2004 and any statutory re-enactment, amendment or replacement thereof;

"charging hours" means any period specified in column 6 of the Schedule in respect of which a charge is payable in accordance with Article 5;

"Disabled Persons Vehicle" means a disabled persons vehicle as defined by the Local Authority Traffic Order (Exemption for Disabled Persons)(England and Wales) Regulation 1986 which is displaying a badge of a description prescribed by Regulation 3(1) of the Disabled Person (Badges for Motor Vehicles) Regulations or which is exempt from vehicle excise duty under clauses 18, 19 and 20 of Schedule 2 to the Vehicle Excise and Registration Act 1994 and which is displaying an exempt vehicle excise licence issued for that Vehicle.

"driver" means the person responsible for the control of the Vehicle at the time when a breach of any of the Articles occurs and in relation to a Vehicle waiting in a Parking Place means the person driving the Vehicle at the time it was left in the Parking Place;

"parking" means leaving a Vehicle in a Parking Place for any period of time, whether the Vehicle remains occupied or not, whether the engine is disengaged or not and "park" and "parked" shall be interpreted accordingly,

"Parking Bay" means any area of a Parking Place which is provided for the leaving of a Vehicle and indicated by markings on the surface of the Parking Place;

"parking charge" means the charge for parking a particular Vehicle within a particular Parking Place during the charging hours specified within the Schedule, and

“Parking Place” means any area of land specified by name in column 2 of the Schedule provided by the Council under Section 32(1) of the Act for use for the parking of Vehicles

“Pay and Display machine” means apparatus approved in accordance with s35(3) of the Act provided by the Council for the purpose of paying the parking charge

“Reserved Permit” means a permit entitling a person to park a specified Vehicle or Vehicles in a specified Reserved Bay

“Reserved Bay” means a Parking Bay set aside and marked as being reserved for the use of specified persons, vehicles or Reserved Permit holders only

“Residents Permit” means a permit entitling a person residing in the area of a specified parking place to park within that specified parking place

“Season Permit” means a ticket issued for a period of one month, six months or a year, allowing the holder to park within specified Parking Places and subject to terms and conditions;

“Business Permit” means a ticket issued for a period of one month, six months or a year, allowing the holder to park within specified Parking Places between the hours of 8am to 6pm Monday to Saturdays ONLY and subject to terms and conditions;

“Vehicle” means any vehicles whether motorised or otherwise and without prejudice to the generality of the foregoing shall include anything attached to, forming part of or being carried on the vehicles and shall also mean any trailer or caravan whether attached to another vehicle or not

USE OF LAND AND PARKING PLACE

4. (1) Each area of land specified by name in column 2 of the Schedule may be used as a Parking Place for such classes of Vehicles in such positions as are specified in relation to that area in the Schedule subject to the provisions of this Order and any conditions displayed on any signs within the Parking Place and upon payment of the appropriate parking charge
- (2) Where in the Schedule a Parking Place is described as available for Vehicles of a specified class or in a specified position the driver of a Vehicle shall not permit it to wait in that Parking Place unless it is of the class and in the position so specified.
- (3) Where within a Parking Place there is a sign or surface marking which indicates that a Parking Bay is available only for a Disabled Person's Vehicle, the driver of a Vehicle shall not permit it to wait in that Parking Bay unless it is a Disabled Person's Vehicle.
- (4) Where within a Parking Place there is a sign or surface marking which indicates that the Parking Bay is a Reserved Bay, the driver of a Vehicles shall not permit it to wait in that Reserved Bay unless a Reserved Permit appropriate to that Reserved Bay is displayed in the front windscreen to enable the details to be read from outside of the Vehicle
- (5) The Driver of a Vehicle using a Parking Place shall on parking the Vehicle pay the appropriate Parking Charge in accordance with Article 5(1) EXCEPT where a Season or Business Permit or Residents Permit is displayed and the Vehicle is parked in accordance with the terms of issue of that Season or Business Permit or Residents

Permit, or the Vehicle is parked within a Reserved Bay and a Reserved Permit is displayed, or if that vehicle is parked in a Parking Place and remains within the Parking Place during days or hours of the day which are not specified as being charging hours for that Parking Place within the Schedule.

- (6) The Driver of a Vehicle must park the Vehicle wholly within a Parking Bay and must not park a Vehicle other than within a Parking Bay and must not park a Vehicle so as to obstruct other users of the Parking Place.
 - (7) The Driver of a Vehicle must not park a Vehicle within a Parking Bay if the Parking Bay is marked on the ground as being available only for use by specified classes of Vehicles unless the Vehicle is of the class specified.
 - (8) Where, within a Parking Place, a Parking Bay or Parking Bays have been marked as being available only for specified classes of Vehicles, the Driver of such a specified Vehicle shall only park that Vehicle within the Parking Bay which is so marked out.
 - (9) If at any time in or adjoining a Parking Place there is displayed a notice to the effect that a particular Parking Bay is reserved for the leaving of a particular class of Vehicle or for Vehicles being driven by authorised employees of the Council no person shall leave a Vehicle in any such Parking Bay other than a Vehicle of a class or type so specified.
 - (10) The driver of a Vehicle using a Parking Place shall stop the engine as soon as the Vehicle is in position in the Parking Place and shall not start the engine except when about to change the position of the Vehicle in or to depart from the Parking Place.
 - (11) No person shall use a Vehicle while it is in a Parking Place in connection with the sale of any article to persons in or near the Parking Place or in connection with the selling, offering for hire or advertising of his skill, services or products.
 - (12) No person shall use any part of a Parking Place or any Vehicle parked in a Parking Place:
 - (a) for sleeping or camping or cooking;
 - (b) for the purpose of servicing or washing any Vehicle or part thereof other than is reasonably necessary to enable that Vehicle to depart from the Parking Place.
 - (13) The Driver of a Vehicle using a Parking Place shall not sound any horn or other similar instrument nor cause any nuisance or annoyance to other users of the Parking Place, any employees of the Council or any adjoining landowner.
 - (14) Where in a Parking Place signs are erected or surface markings are laid for the purpose of:
 - (a) indicating the entrance to or exit from the Parking Place or
 - (b) indicating that a vehicle using the Parking Place shall proceed in a specified direction within the Parking Place
- no person shall drive or permit to be driven any Vehicle (i) so that it enters the Parking Place otherwise than by an entrance or leaves the Parking Place otherwise than by an exit so indicated or (ii) in a direction other than so specified.
- (15) No person shall except with the permission of a person authorised by the Council in that behalf drive or permit to be driven any Vehicle in a Parking Place for any purpose

other than the purpose of leaving that Vehicle in the Parking Place in accordance with the provision of this Order or for the purpose of departing from the Parking Place

PAYMENT OF CHARGES AND DISPLAY OF TICKETS

Parking Charge

- 5 (1) The Parking Charge shall be payable by the insertion of an appropriate coin or coins into the Pay and Display machine provided at that Parking Place
- (2) A ticket issued by a Pay and Display machine following payment of the Parking Charge shall:-
- (a) only be valid within the Parking Place in which it was purchased, unless otherwise specified;
 - (b) only be valid until the expiry time specified thereon, and
 - (c) shall not be transferred between Vehicles.

Season or Business Permit and Residents Permits

- (3) A Season or Business Permit or a Residents Permit may be purchased from the Council in respect of the Parking Places and for the charges specified within the Schedule subject to the terms and conditions of use.
- (4) The Driver of a Vehicle who displays a Season or Business Permit or Residents Permit issued by the Council in respect of that Vehicle shall be entitled so long as the Permit remains valid to park without further payment in any Parking Place in respect of which that Season or Business Permit or Residents Permit has been issued, but otherwise subject in all respects to the provisions of this Order and subject also to any conditions specified at the time of issue of the Season or Business Permit or Residents Permit.
- (5) A Season or Business Permit or Residents Permit shall not be displayed on a Vehicle:-
- (a) other than in accordance with this Order;
 - (b) other than on the Vehicles in respect of which it has been issued, and
 - (c) other than in accordance with the terms and conditions specified by the Council at the time of issue.

Reserved Permit

- (6) A Reserved Permit may be purchased from the Council in respect of a specified Parking Bay for the charges specified within the Schedule subject to the terms and conditions of use.
- (7) A Reserved Permit shall only be valid in respect of the specified Parking Bay for which it is issued.

General

- (8) Any ticket issued on payment of the Parking Charge or any Season or Business Permit or Reserved Permit or Residents Permit shall be displayed in the front windscreen to the Vehicle in respect of which it was issued to ensure that the details on the ticket are clearly visible from outside the Vehicle.

- (9) For the avoidance of doubt, the ticket, Season or Business Permit or Reserved Permit or Residents Permit required to be displayed under (8) above shall be the original issued by a Pay and Display machine or the Council and not a copy, howsoever created.
- (10) It shall be a breach of this Order to tamper with or otherwise alter or interfere with any ticket Season or Business Permit or Reserved Permit or Residents Permit and any such tampering or alteration shall invalidate the same
- (11) It shall be a breach of this Order to leave or permit a Vehicle to remain in a Parking Place if it displays a ticket which has expired.
- (12) It shall be a breach of this Order to leave or permit a Vehicle to remain in a Parking Place if it displays a ticket, Season or Business Permit or Reserved Permit or Residents Permit which is invalid or has expired or does not otherwise comply with, or is not displayed in accordance with Article 5 (8) above and for the avoidance of doubt it shall be a breach of this order to leave or permit a Vehicle to remain in a Parking Place without paying the parking charge under the terms of this Order

OTHER PROVISIONS

6. (1) If a Vehicle is left in a Parking Place in a position other than in accordance with the provisions of this Order a person authorised by the Council in that behalf may alter or cause to be altered the position of the Vehicle so that its position is in accordance with the said provisions.
- (2) If a Vehicle is left in a Parking Place in contravention of any of the foregoing provisions of this Order a person authorised by the Council in that behalf may remove the Vehicle from that Parking Place or arrange for such removal.
- (3) For the purpose of meeting the requirements of an emergency a person authorised in that behalf by the Council or a police constable in uniform may alter or cause to be altered the position of a Vehicle in a Parking Place or remove or arrange for the removal of a Vehicle from a Parking Place.
- (4) Any person altering, or causing the alteration of the position of a Vehicle by virtue of paragraph (1) of this Article or removing or causing the removal of a vehicle by virtue of paragraphs (2) or (3) of this Article may do so by towing or driving the Vehicle or in such other manner as he may think reasonably necessary to enable the position of the Vehicle to be altered or the Vehicle to be removed.
- (5) Any person removing or arranging for the removal of the Vehicle by virtue of paragraphs (2) or (3) of this Article shall make such arrangements as he considers to be reasonably necessary for the safety of the Vehicle in the place to which it is removed.

EXEMPTIONS

7. The Council may at its discretion suspend the operation of this Order by notice displayed at or near the Parking Place in relation to the whole or part of any Parking Place at any time and for whatever purpose it deems fit and may at its discretion allow plant or machinery or other

Vehicles to park within the Quay at Bideford where it considers it necessary for the operation of the Quay as a harbour.

8. The Council may by notice displayed at or near the Parking Place or bays close any Parking Place or any Parking Bay or Bays either permanently or temporarily.
9. The provision of this Order shall not apply to any Vehicle which is a Vehicle used for fire brigade purposes or an ambulance, or a Vehicle in the service of the police force in any case where the vehicle is used for emergency purposes ONLY.

ENFORCEMENT

10. Any contravention of this Order shall be enforceable under the relevant legislation including the Road Traffic Regulation Act 1984 and the Traffic Management Act 2004 and any Regulations made thereunder or any statutory amendment or replacement thereof

SCHEDULE

The permitted classes of vehicles are as follows: -

- (i) Solo motorcycles
- (ii) Motorcycle combinations
- (iii) Motor cars (including Hackney Carriage and Private Hire Vehicles)
- (iv) Vehicles especially adapted for use by disabled persons
- (v) Motor vehicles not exceeding 5 Tonnes maximum gross weight
- (vi) Motor vehicles exceeding 5 Tonnes maximum gross weight
- (vii) Coaches
- (viii) Trailers and Caravans
- (ix) Motor cars (excluding Hackney Carriages and Private Hire Vehicles)
- (x) Caravans only

Manor Car Park BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(v) (ix)	30p up to 20 minutes only or 80p up to 1 hour	1 hour (Return prohibited within 1 hour)
The Quay Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	10 hours
	(iii) (v)	30p up to 20 minutes only or 80p per hour	
Bridge Street Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i)	None	7 days
	(iii) (v)	80p per hour	
The Pill Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait

Existing Charge	(i) (ii)	None	10 hours
	(iii) (v)	80p per hour	
Honestone Street Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	50p up to 1 hour £1.00 up to 2 hours £1.50 up to 4 hours £2.50 all day and each day thereafter to a maximum of £15 (seven days)	
Clarence Wharf Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v) (viii)	50p up to 1 hour £1.00 up to 2 hours £1.50 up to 4 hours £2.50 all day and each day thereafter to a maximum of £15 (seven days)	
Riverbank Car Park, BIDEFORD (Short Stay)	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	80p per hour	
Riverbank Car Park, BIDEFORD (Long Stay including Overflow)	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(vii)	£3 per day	
	(iii) (v) (viii)	50p up to 1 hour £1.00 up to 2 hours £1.50 up to 4 hours £2.50 all day and each day thereafter to a maximum of £15 (seven days)	
	(vi)	£2 per night	Any period between 6pm and 8am only
Cattle Market Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait

Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	£1 per day	
Springfield Car Park, BIDEFORD	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	£1 per day	
Bone Hill Car Park, NORTHAM	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	20p up to 20 minutes only or £1 per day	
Torridge Swimming Pool Car Park, NORTHAM	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii) (iii) (v)	None	3 hours (Return prohibited within 1 hour)
Windmill Lane Car Park, Northam	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii) (iv) (v)	None	7 days
	(viii)	£150	12 Months
Slipway Car Park, Westward Ho!	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	80p per hour	
Westward Ho! Car Park, (Main)	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait

Existing Charge	(i)	15 March – 31 Oct	7 days
	(ii)	None	
	(vii)	£3 per day	
	(iii) (v)	30p up to 20 minutes only or 80p up to 1 hour £1.60 up to 2 hours £3.20 up to 4 hours £5 all day and each day thereafter to a maximum of £15 (7 days)	
	(i) (ii)	1 Nov – 14 Mar None	
	(vii)	£3 per day	
	(iii) (v)	20p up to 20 minutes only or 50p up to 1 hour £1.00 up to 2 hours £1.50 up to 4 hours £2.50 all day and each day thereafter to a maximum of £15 (seven days)	

Churchfield Car Park, APPLEDORE	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charges	(i) (ii)	None	7 days
	(vii)	£3 per day	
	(iii) (v) (viii)	20p up to 20 minutes only or 50p up to 1 hour £1.00 up to 2 hours £1.50 up to 4 hours £2.50 all day and each day thereafter to a maximum of £15 (seven days)	
West Appledore Car Park, APPLEDORE	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait
Existing Charge	(i) (ii)	None	7 days
	(iii) (v)	50p up to 1 hour £1.00 up to 2 hours £1.50 up to 4 hours £2.50 all day and each day thereafter to a maximum of £15 (seven days)	
Odun Road Car Park, APPLEDORE	Permitted Class of Vehicle	Charges	Period for which Vehicles may wait

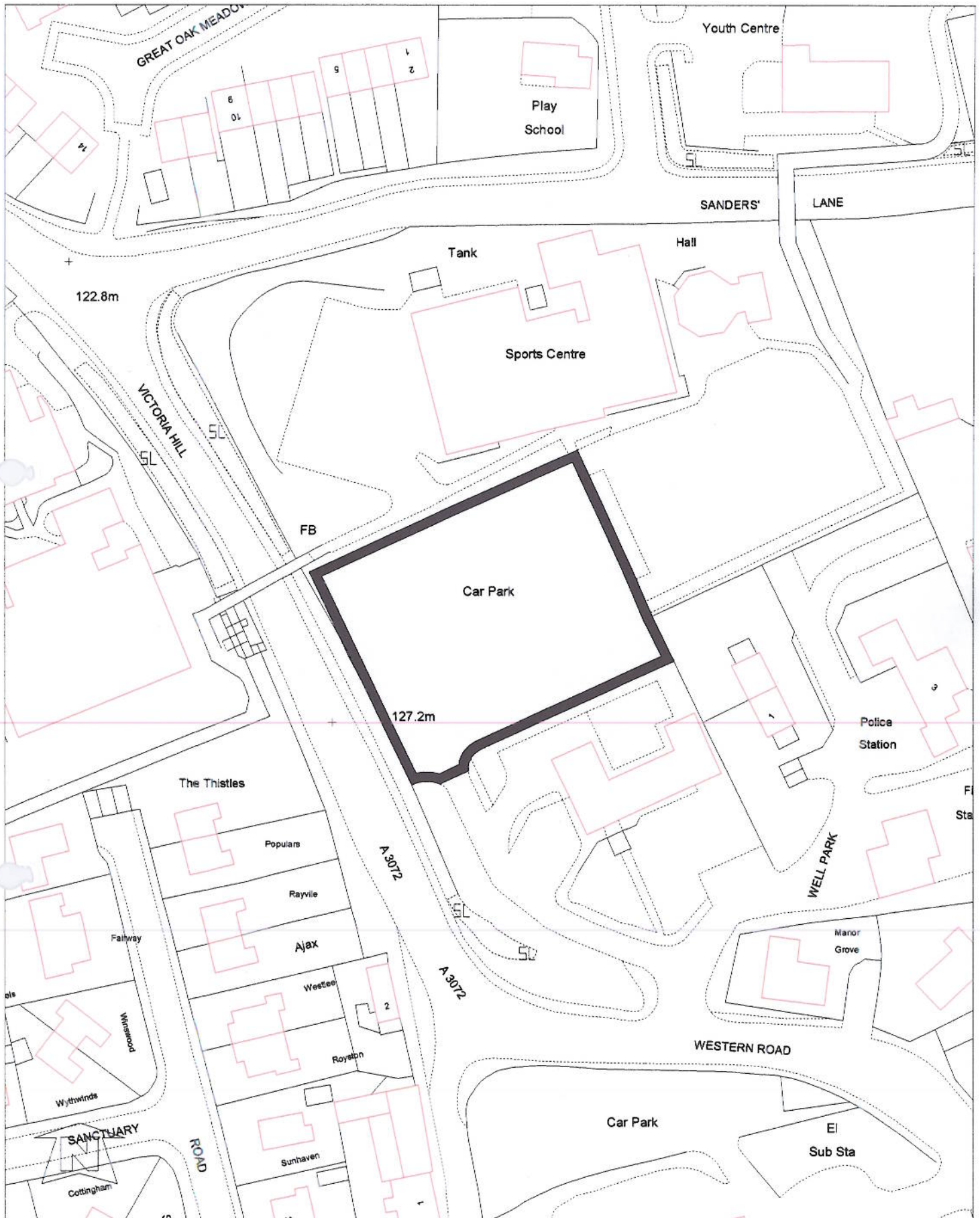
Parrence Wharf Car Park, Siddeford	(iii), (v) & (viii)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Bone Hill Car Park, Northam	(iii) & (v)	Not available	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Churchfield Car Park, Appledore	(iii), (v) & (viii)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
West Appledore Car Park, Appledore	(iii) & (v)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Odun Road Car Park, Appledore	(iii) & (v)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Westward Ho! Main Car Park, Westward Ho!	(iii) & (v)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Sydney House Car Park, Torrington	(iii), (v) & (viii)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Barley Grove Car Park, Torrington	(iii), (v) & (viii)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
School Lane Car Park, Torrington	(iii) & (v)	Not available	£30 per month £180 per ½ yr. £375 per annum	£25 per month £150 per ½ yr. £250 per annum
New Street Car Park, Torrington	(iii), (v) & (viii)	Not available	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
	(vi) & (vii)		No Change	£25 per month £150 per ½ yr. £250 per annum
Manor Car Park, Holsworthy	(iii), (v) & (viii)	£52 per annum – valid between 4pm to 9am each day and all day on Sunday only	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum
Well Park Car Park, Holsworthy	(iii) & (v)	Not available	£30 per month £180 per ½ yr. £300 per annum	£25 per month £150 per ½ yr. £250 per annum

All charges apply SEVEN days per week unless stated otherwise.

THE COMMON SEAL OF
TORRIDGE DISTRICT COUNCIL
was hereunto affixed in the presence of



Well Park car park, Holsworthy



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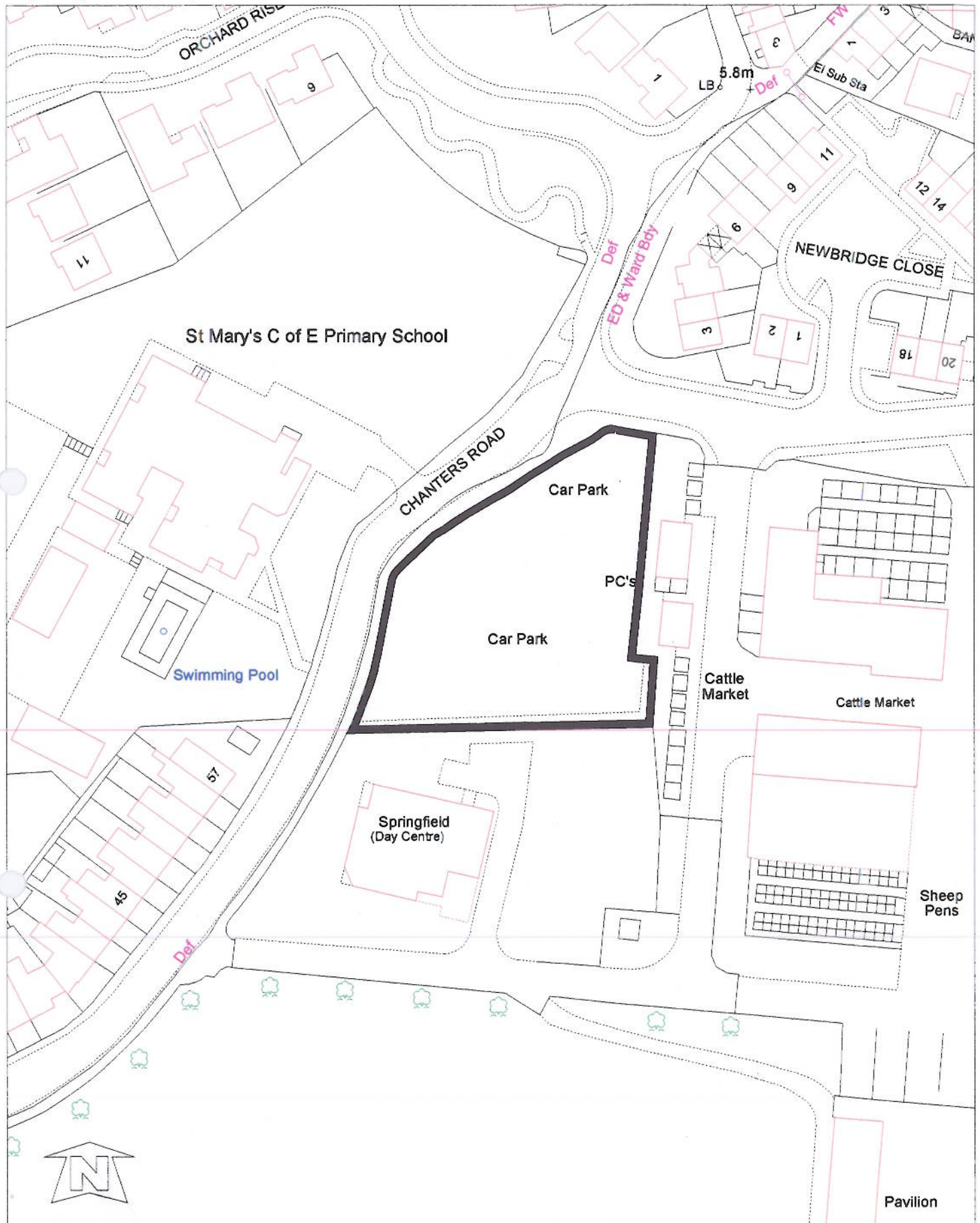


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Springfield car park, Bideford



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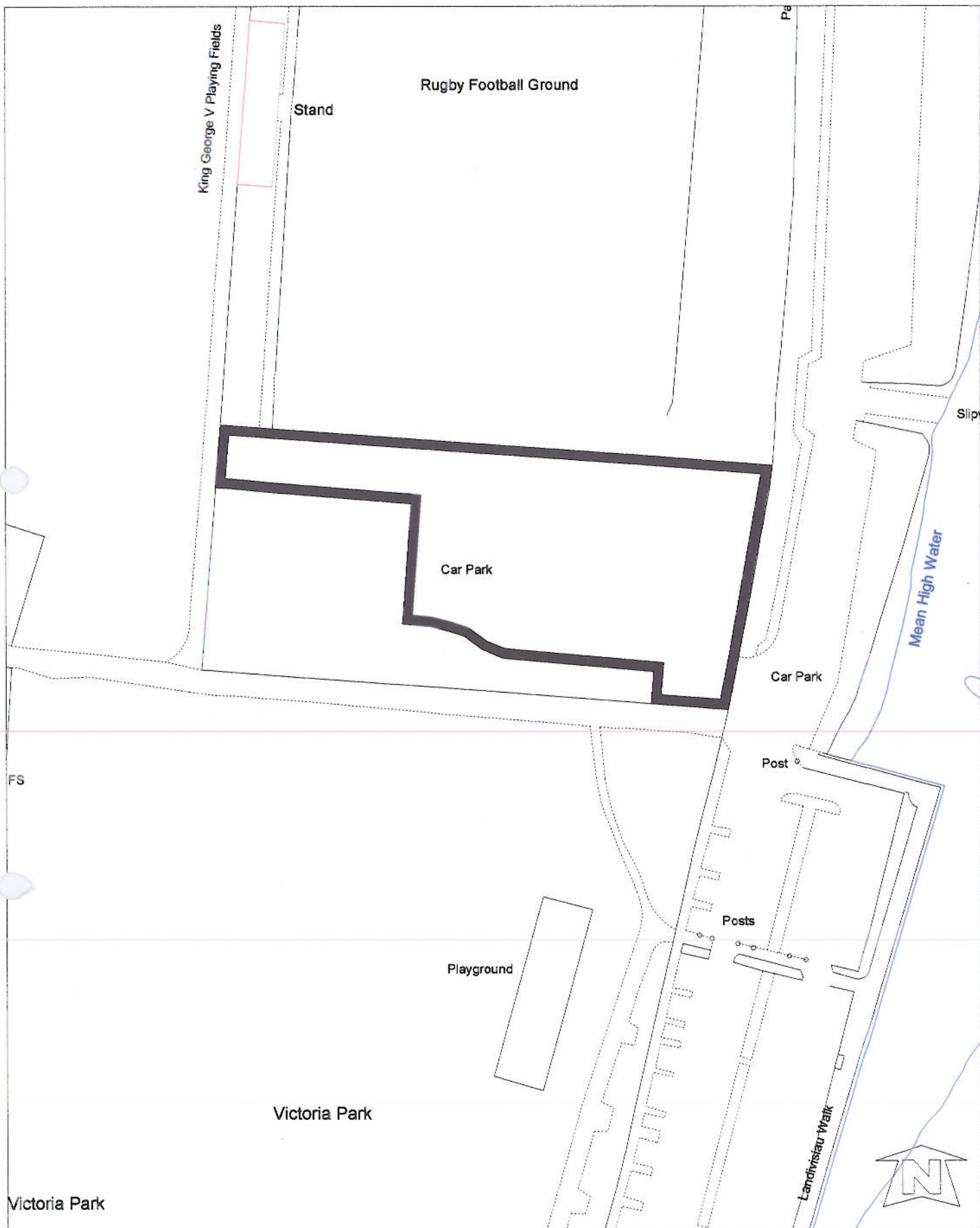


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Rugby Club car park, Bideford



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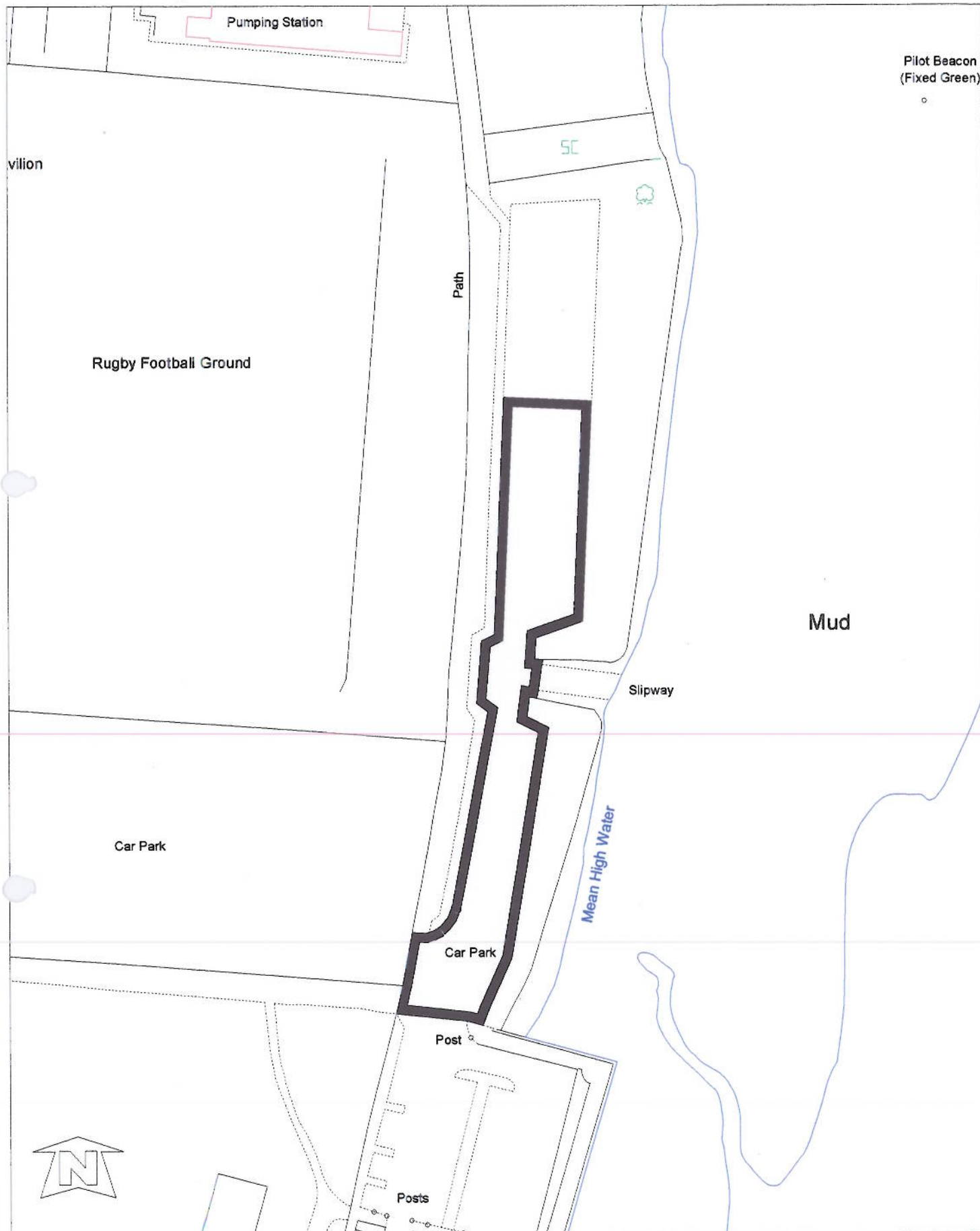


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Bank End car park, Bideford



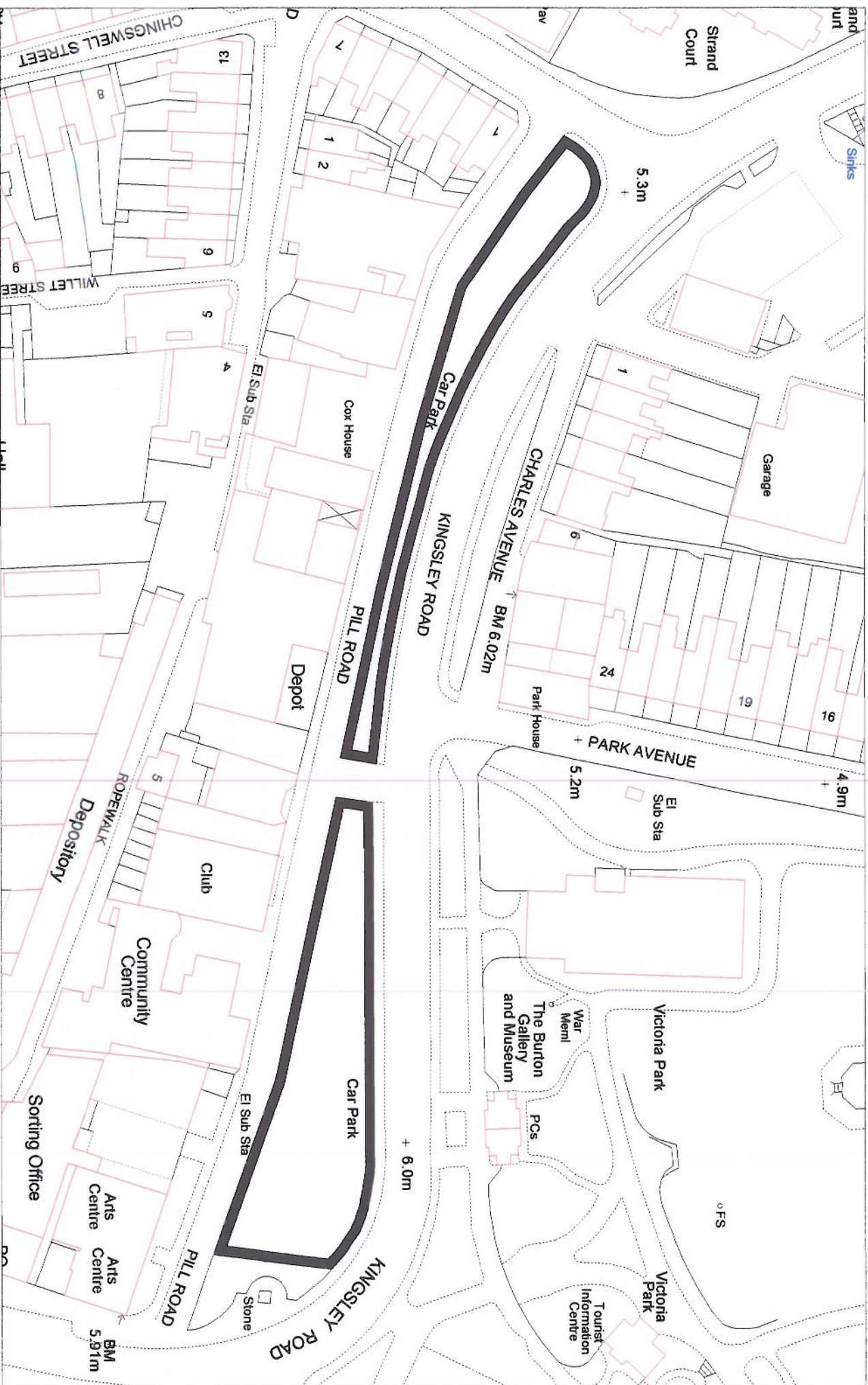
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The Pill car park, Bideford

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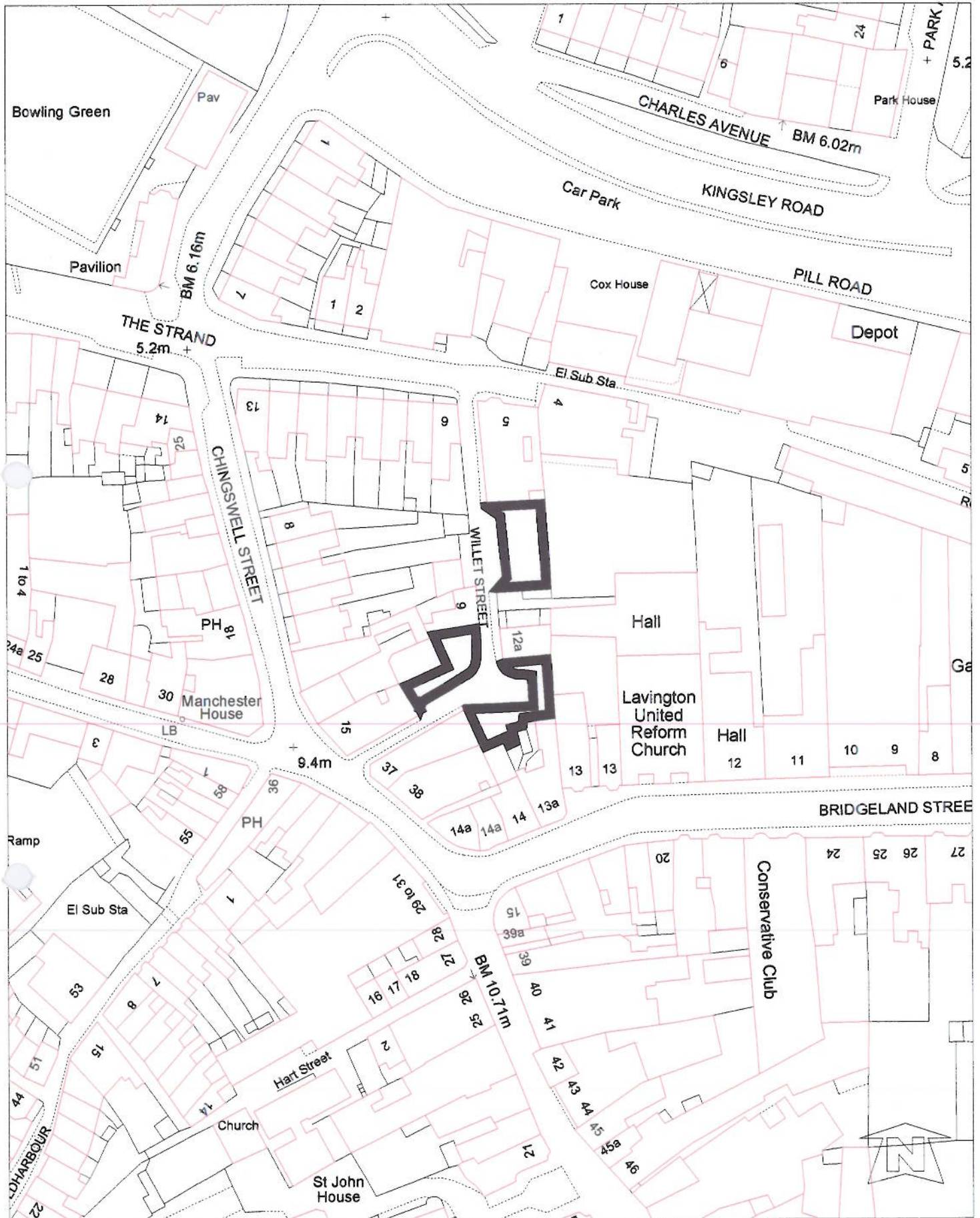
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Willet Street car park, Bideford



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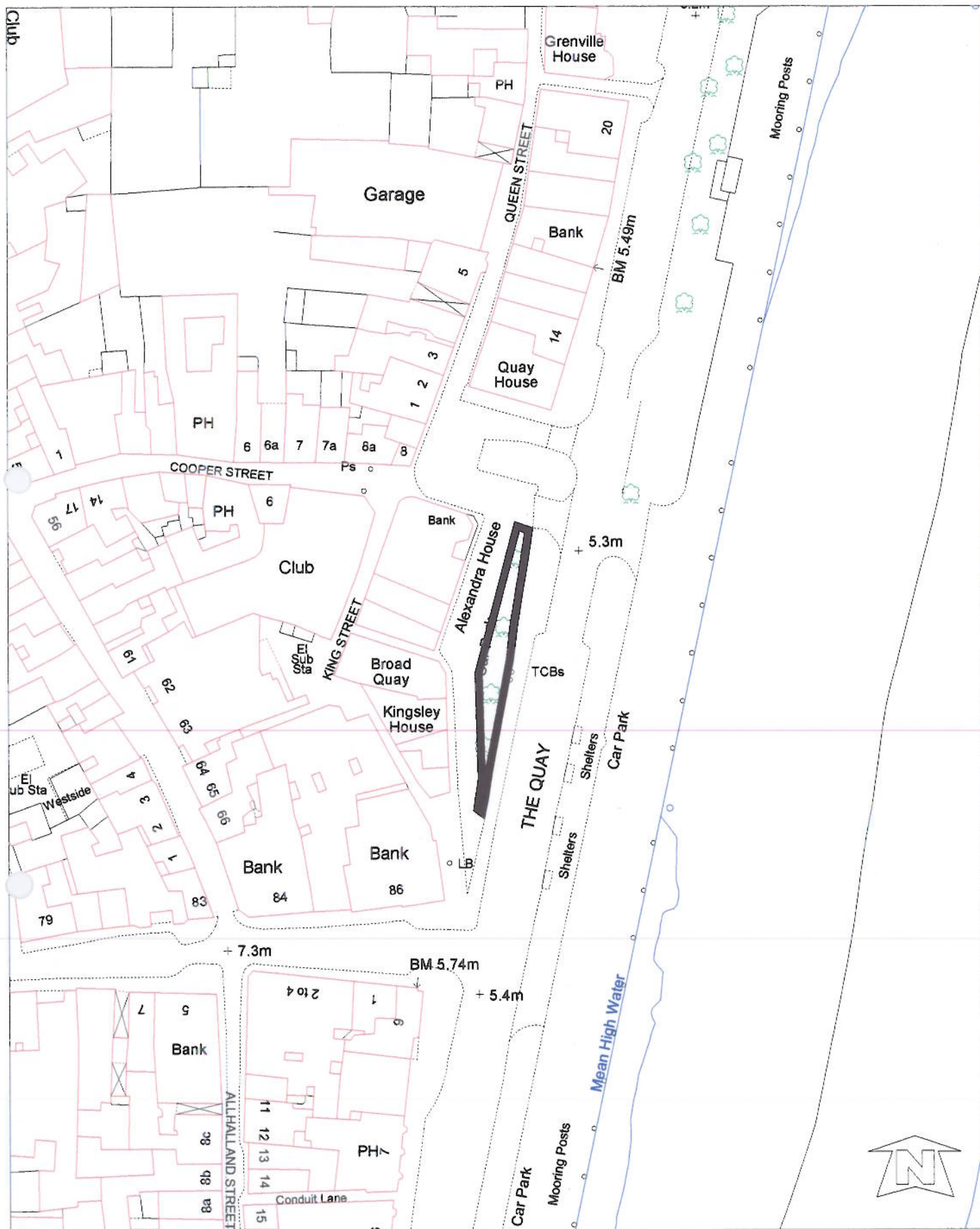
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Manor car park, Bideford



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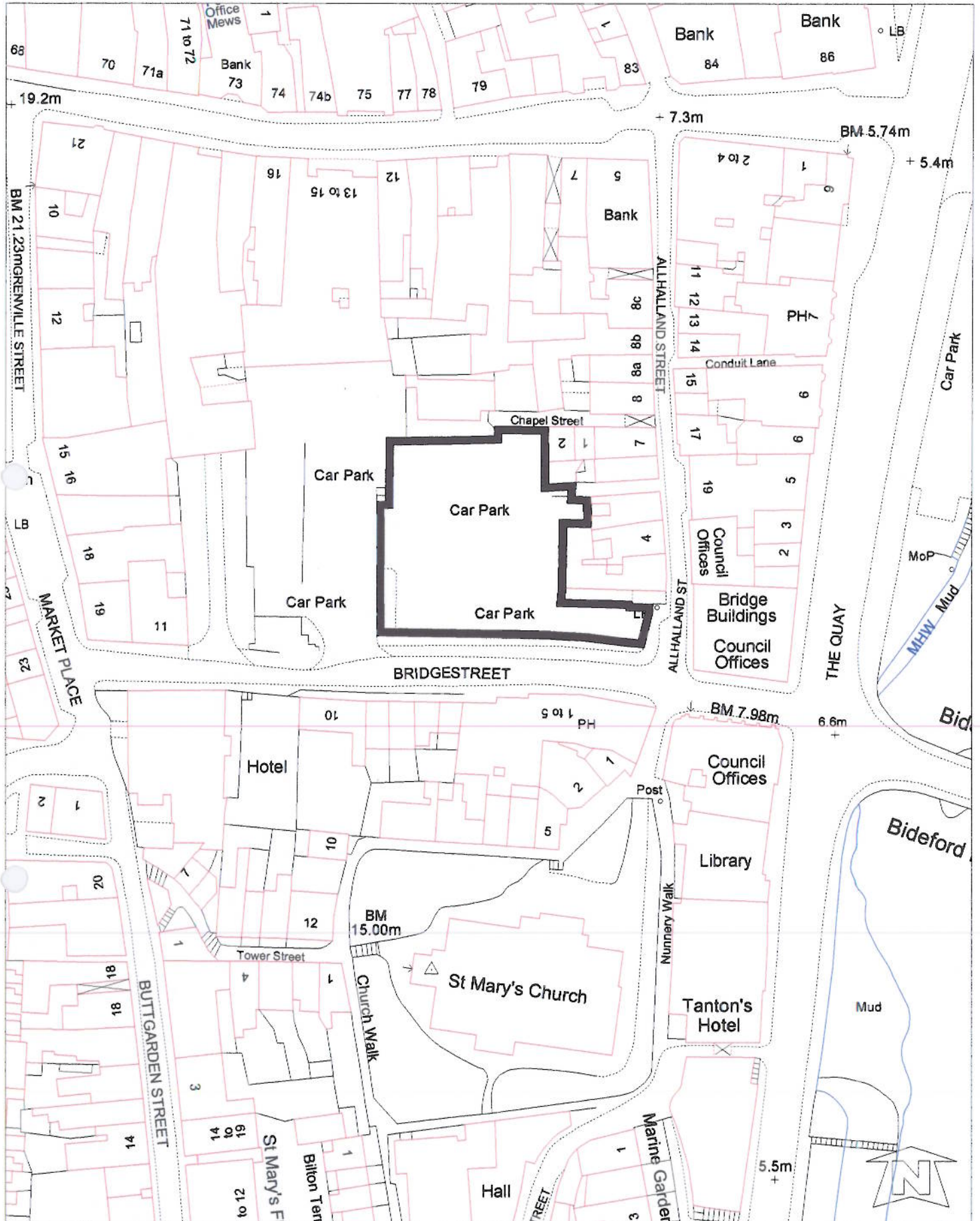


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Bridge Street car park, Bideford



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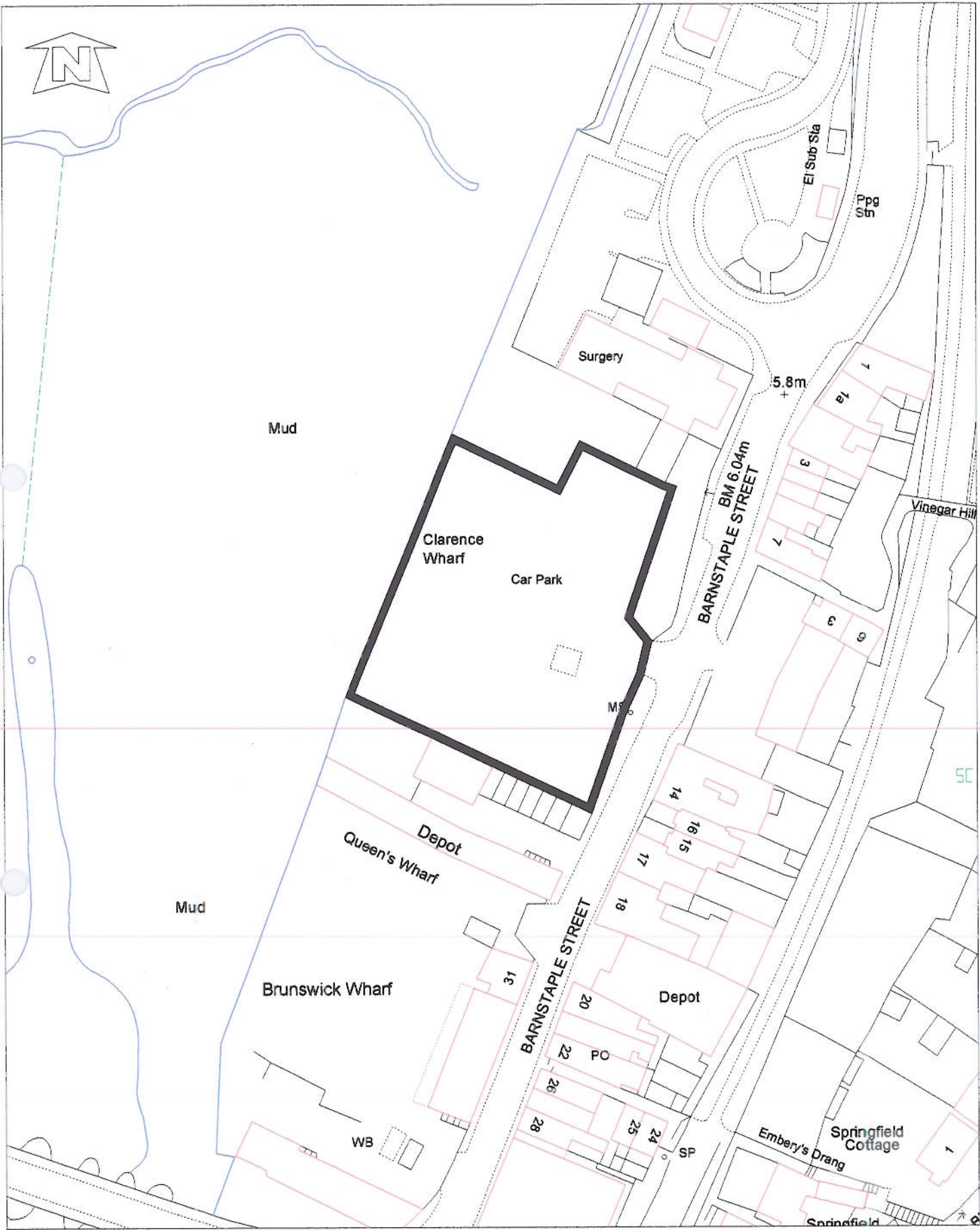


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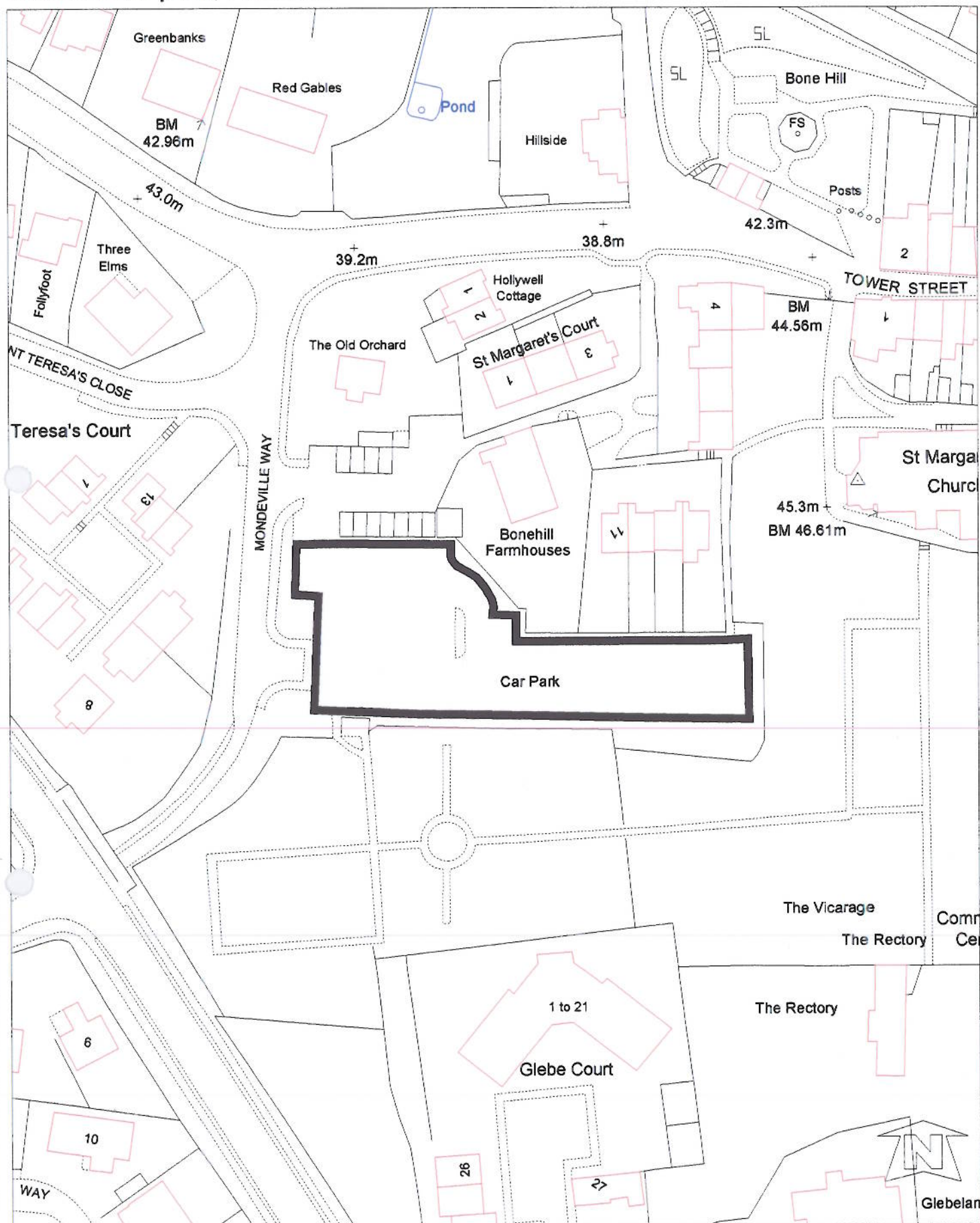
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Clarence Wharf car park, Bideford



Bonehill car park, Northam



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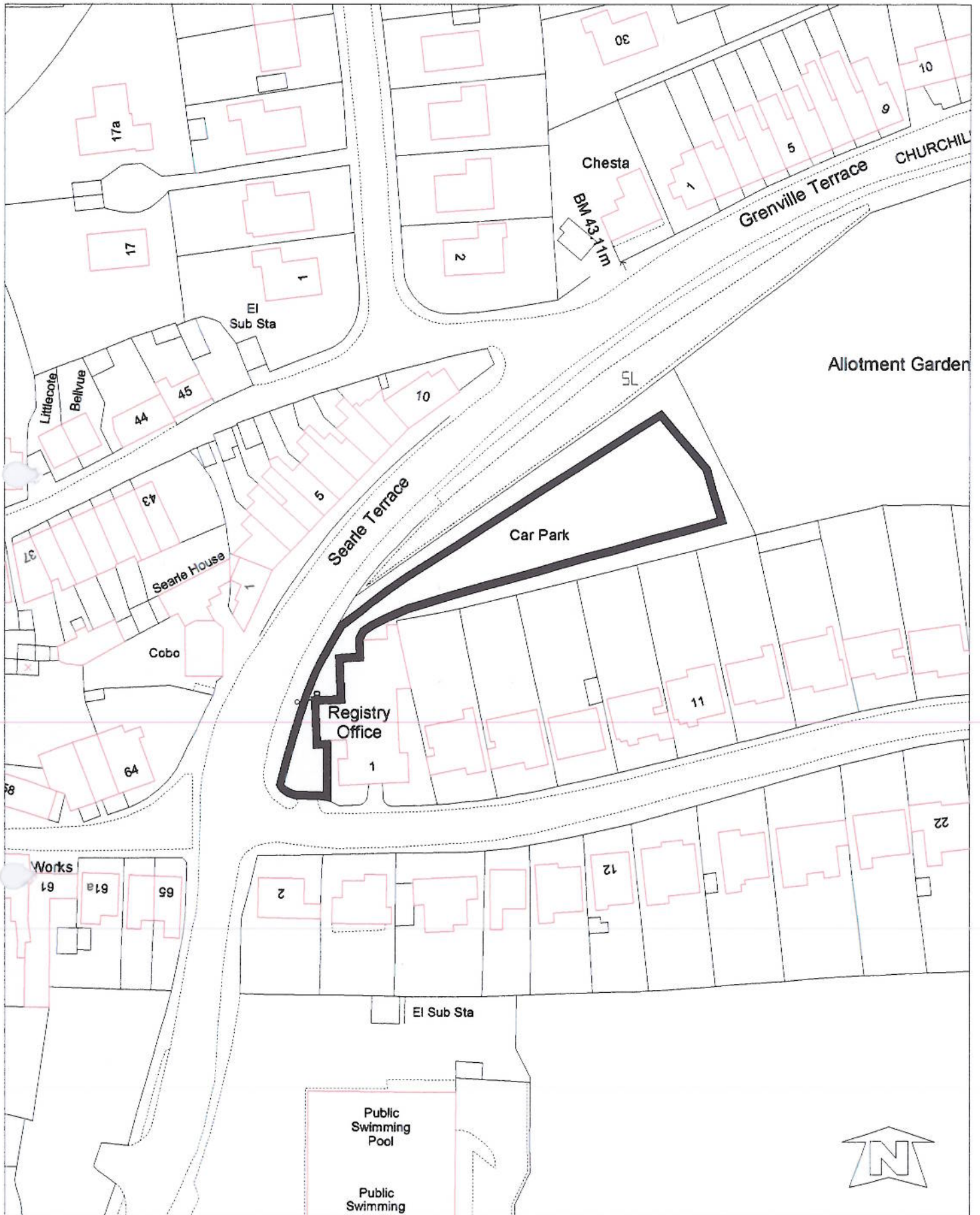


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Windmill Lane car park, Northam



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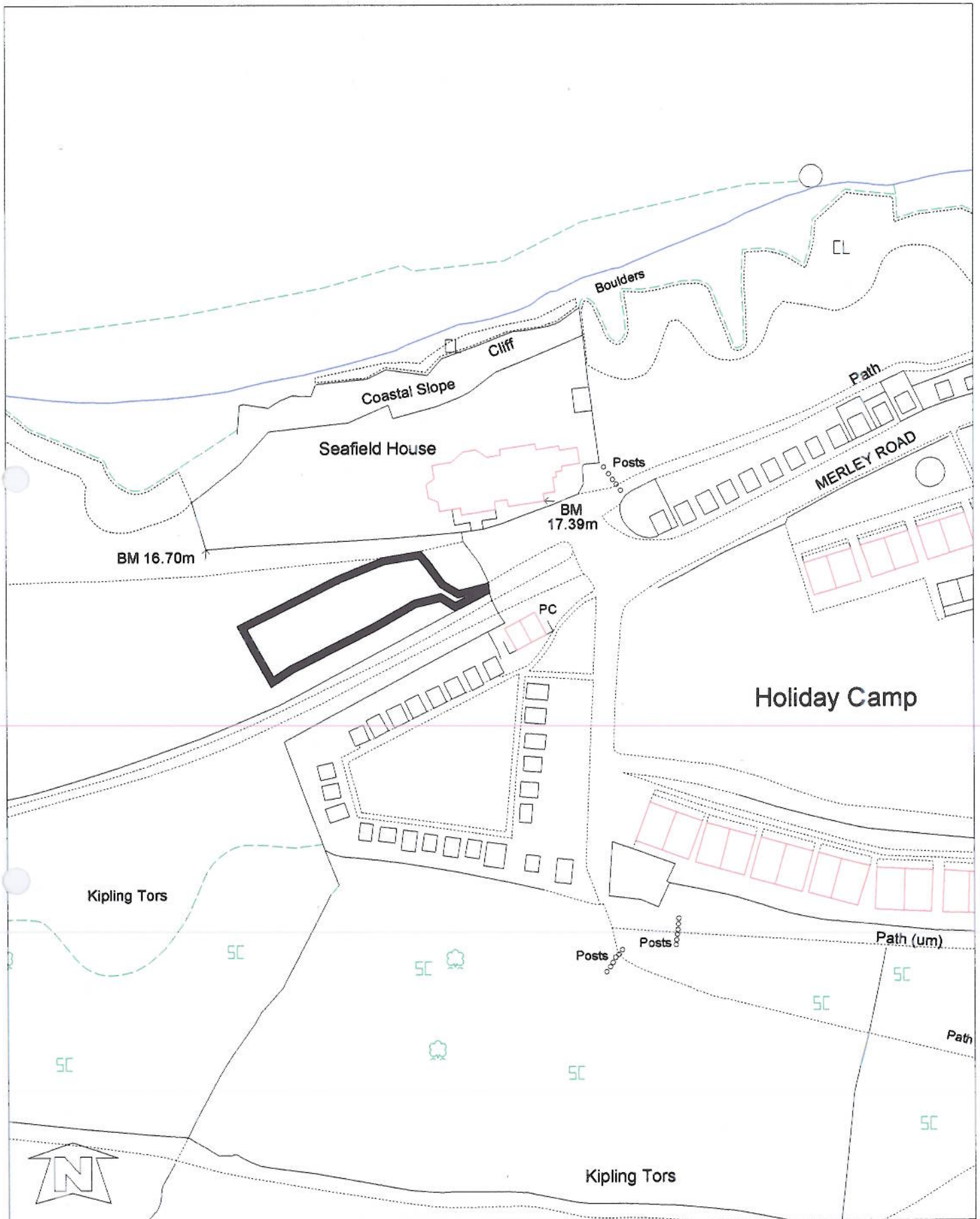


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Seafeld car park, Westward Ho!



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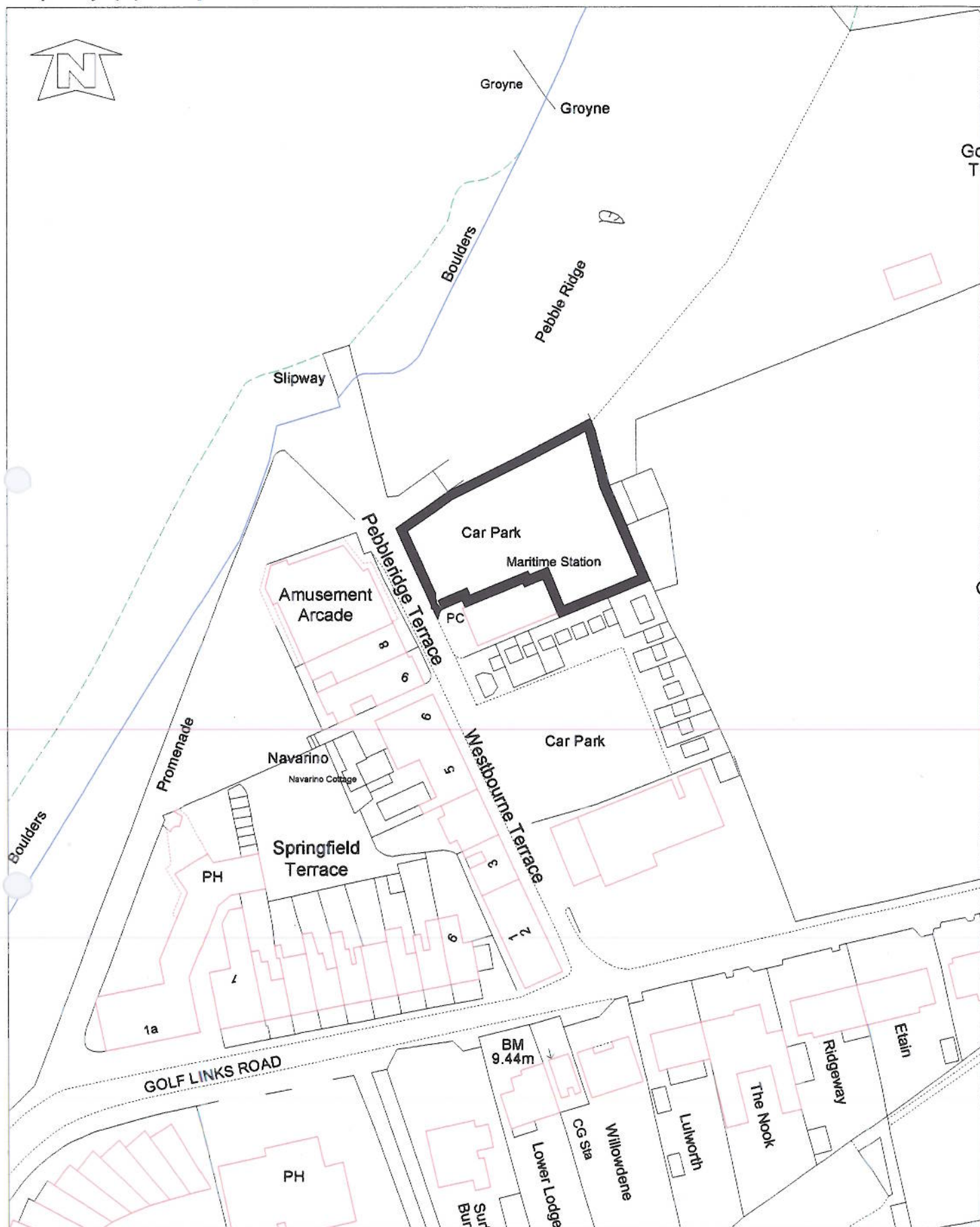


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Slipway (1) car park, Westward Ho!



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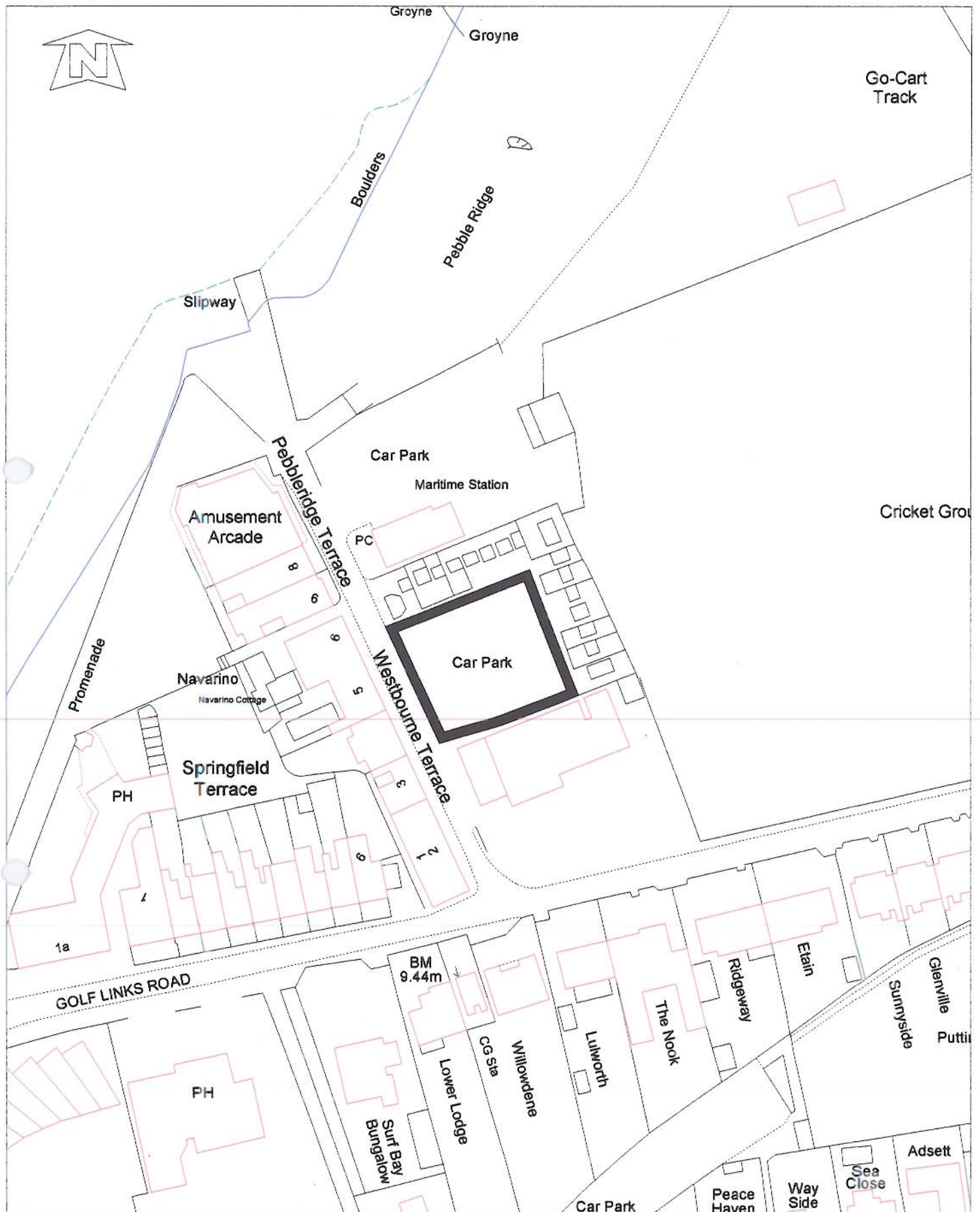


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Slipway (2) car park, Westward Ho!



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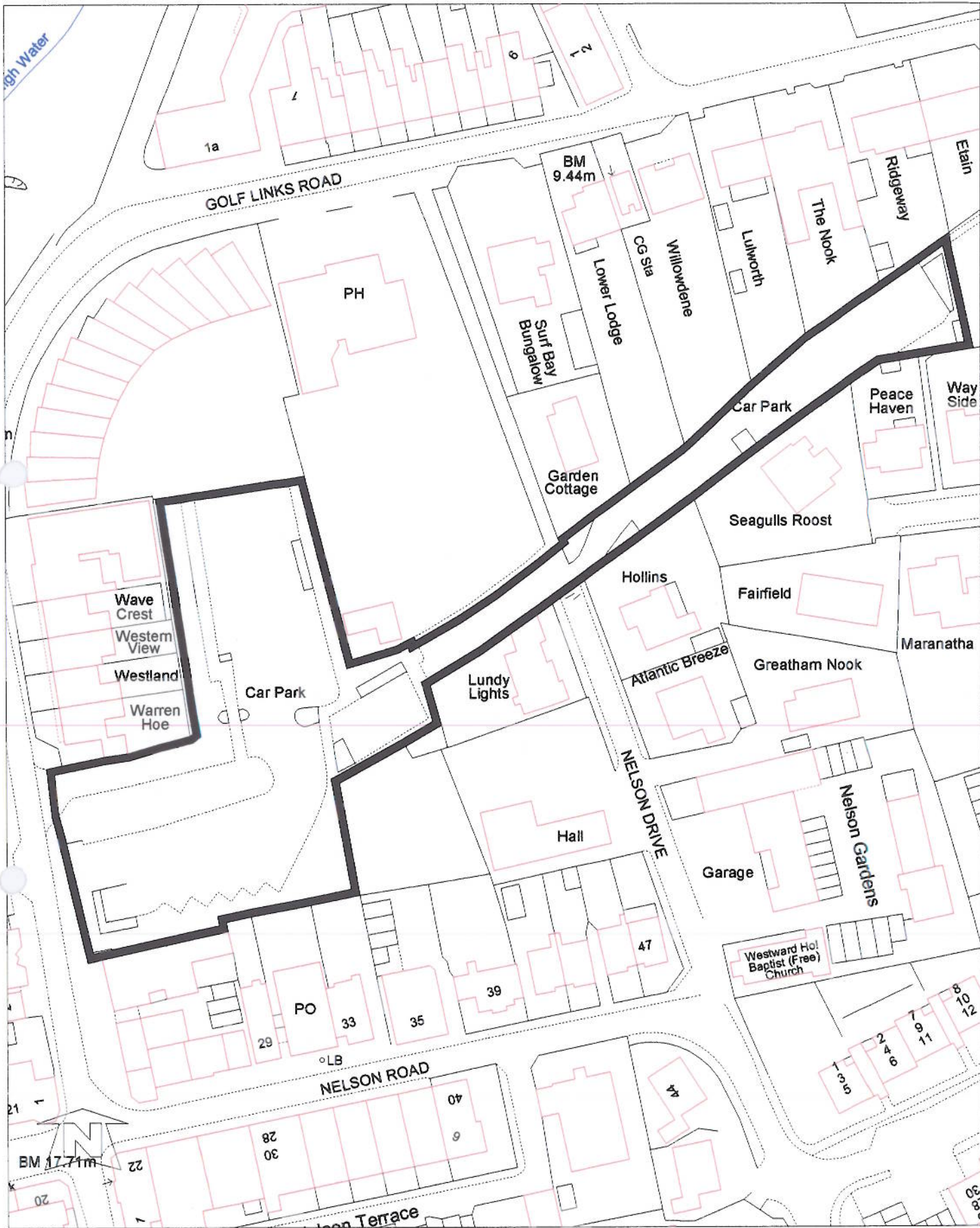


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Central car park, Westward Ho!



Odun Road car park, Appledore



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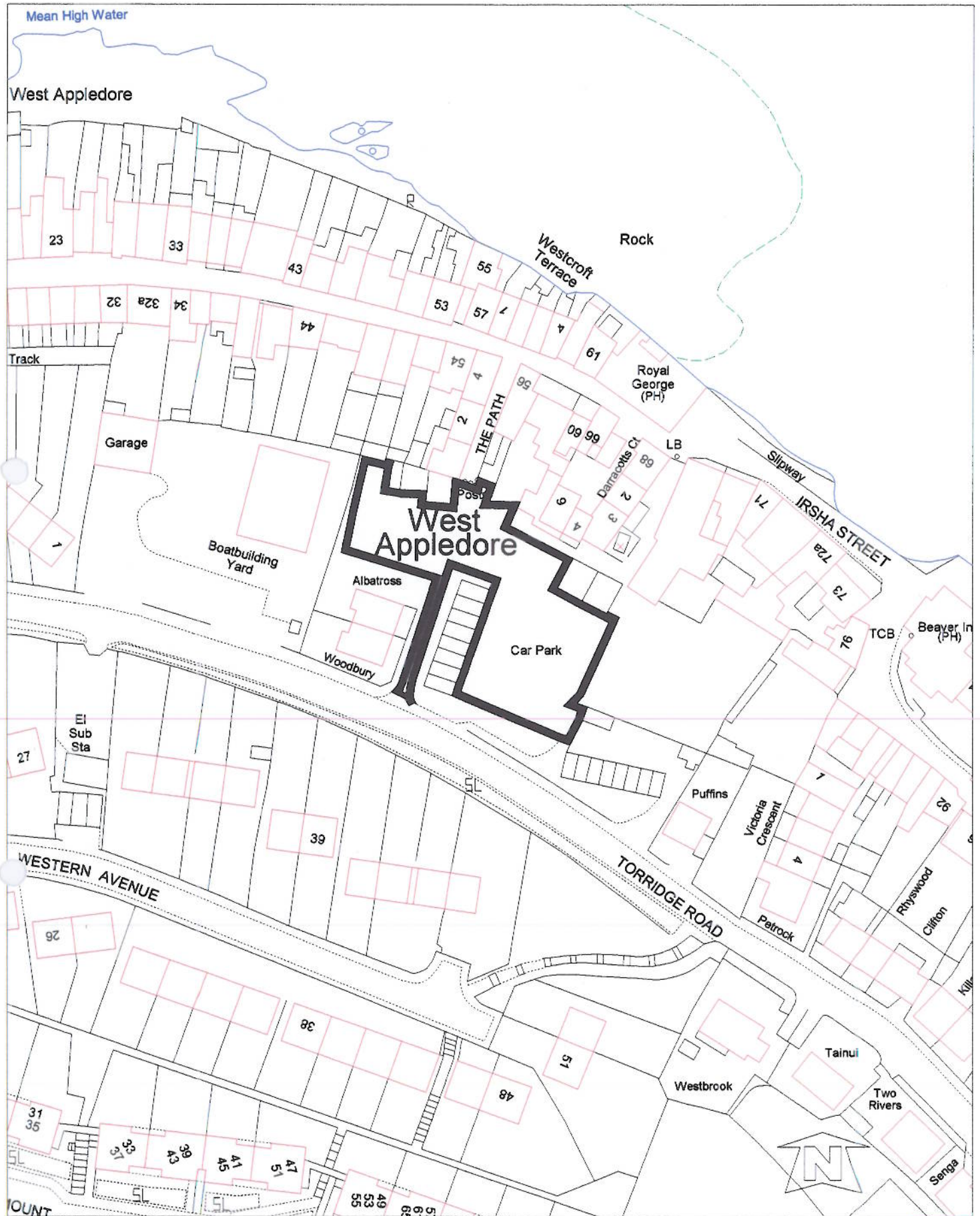


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West Appledore car park, Appledore



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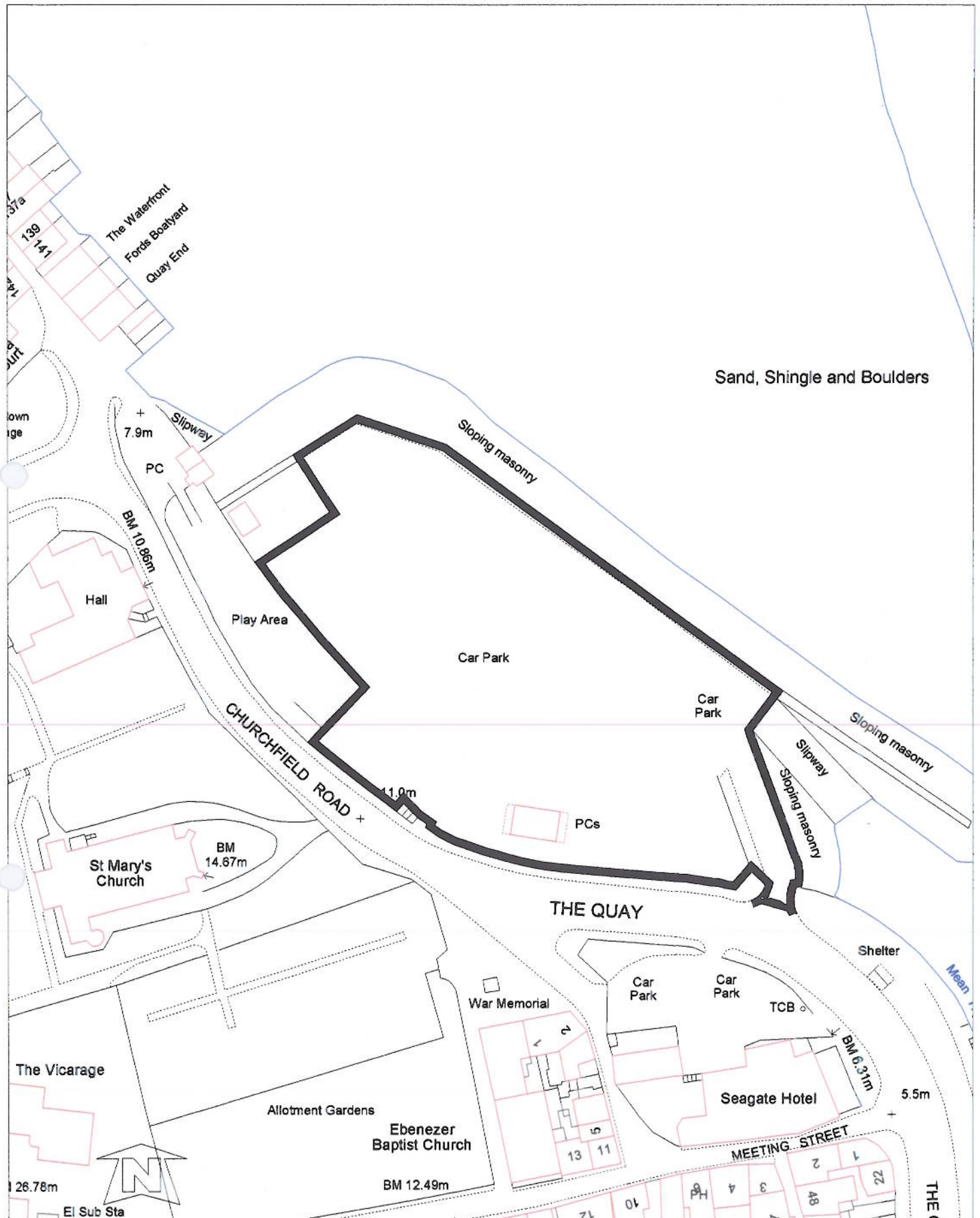


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Churchfield car park, Appledore



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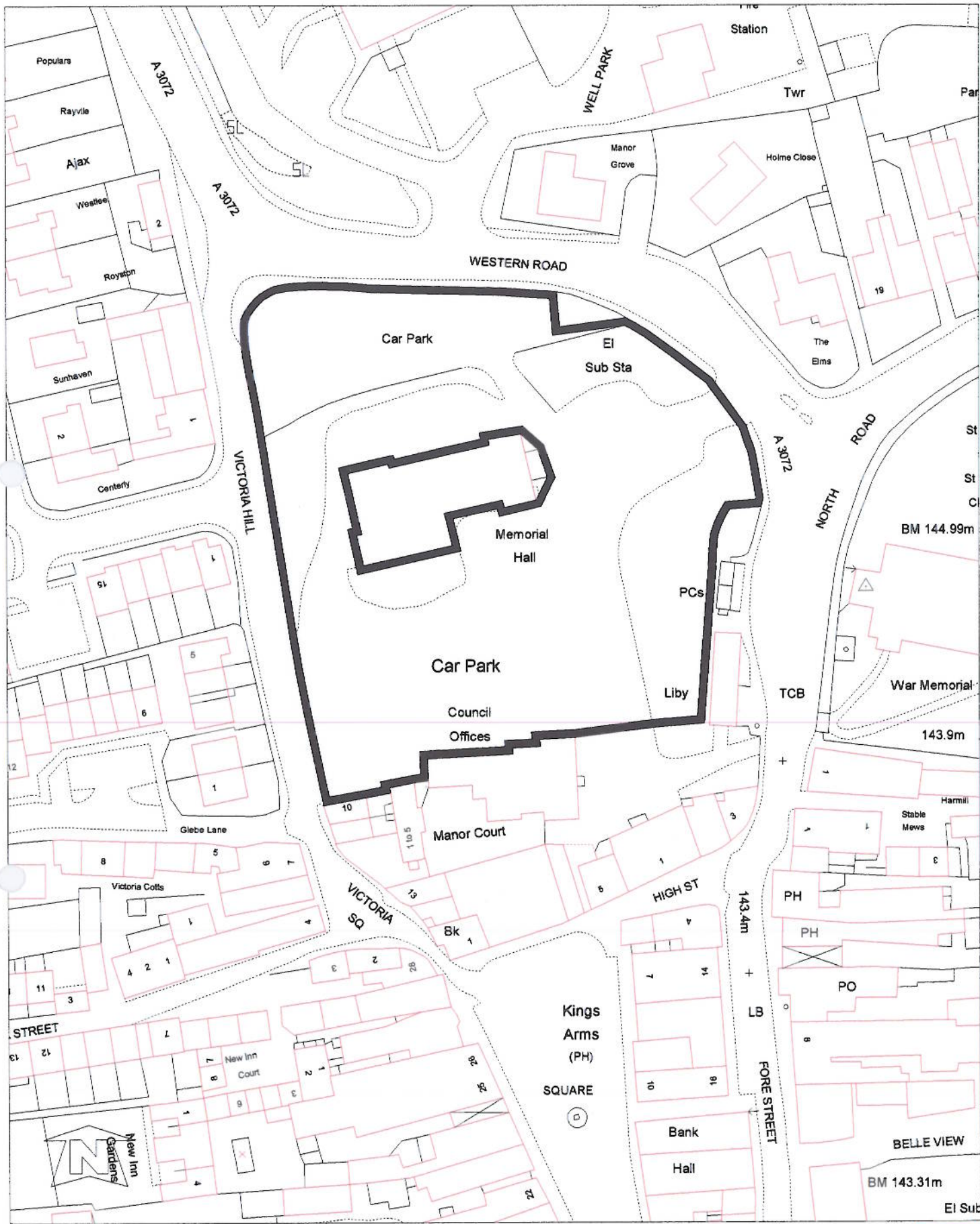


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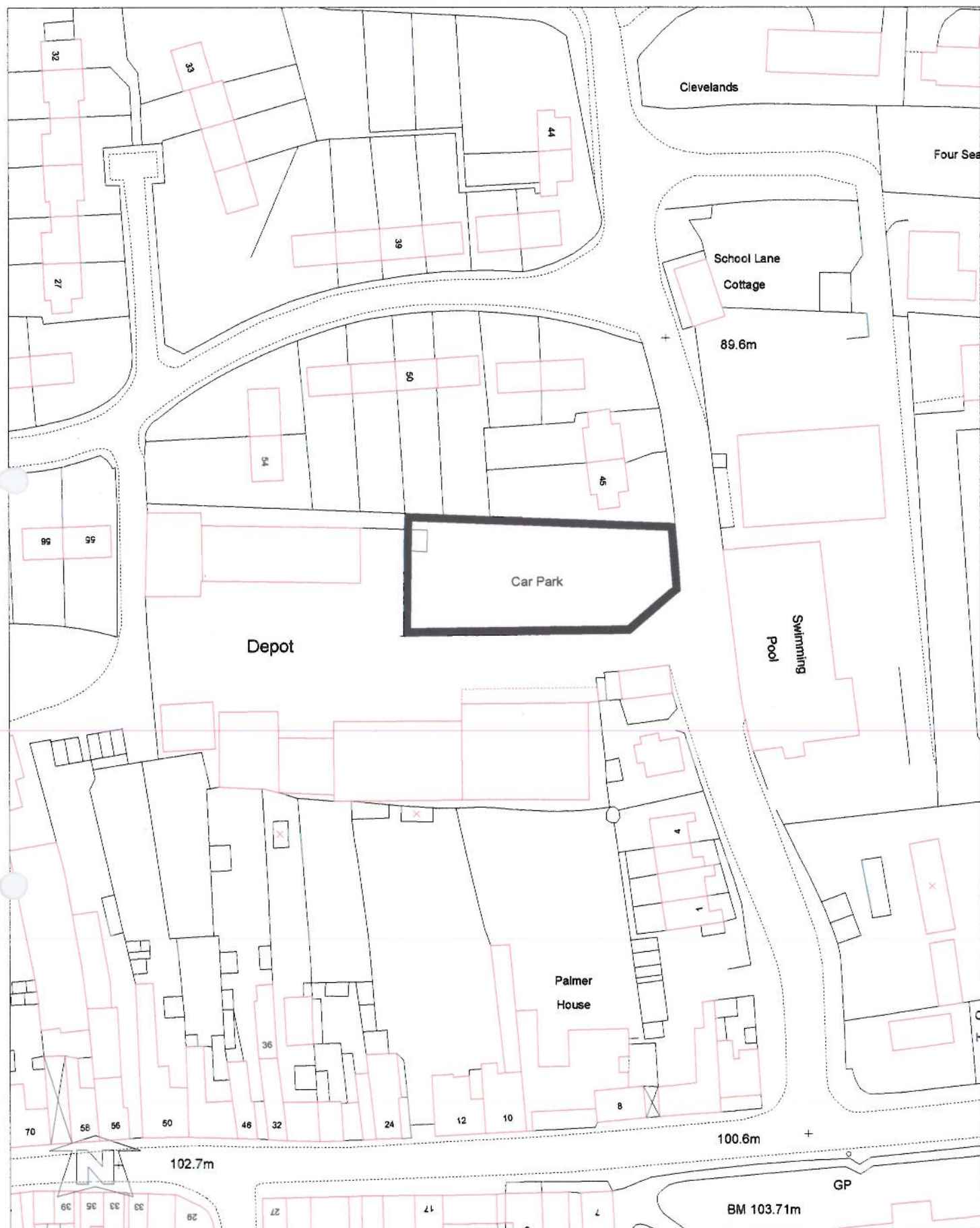
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Manor car park, Holsworthy



School Lane car park, Torrington



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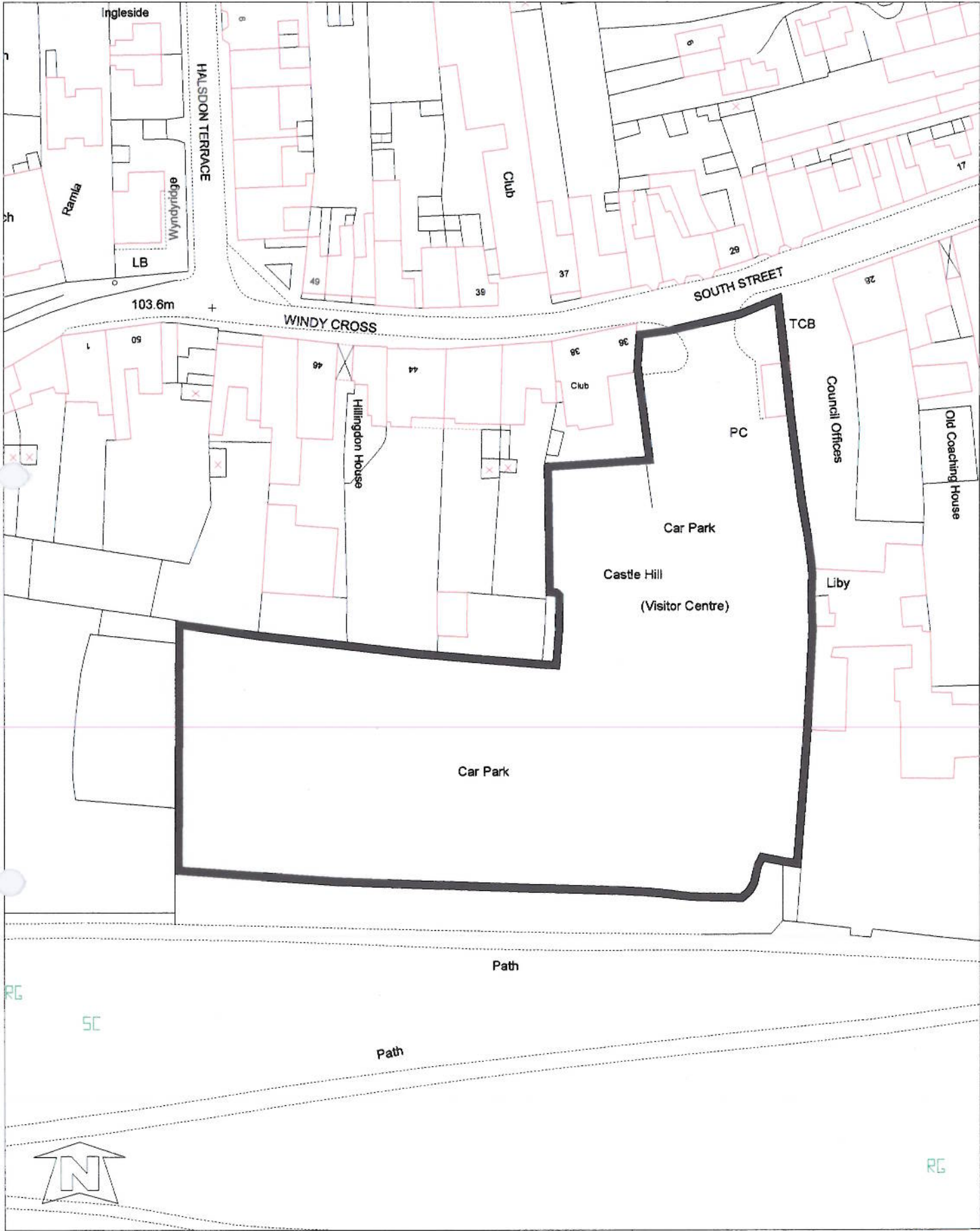


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South Street car park, Torrington



New Street car park, Torrington



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Barley Grove car park, Torrington



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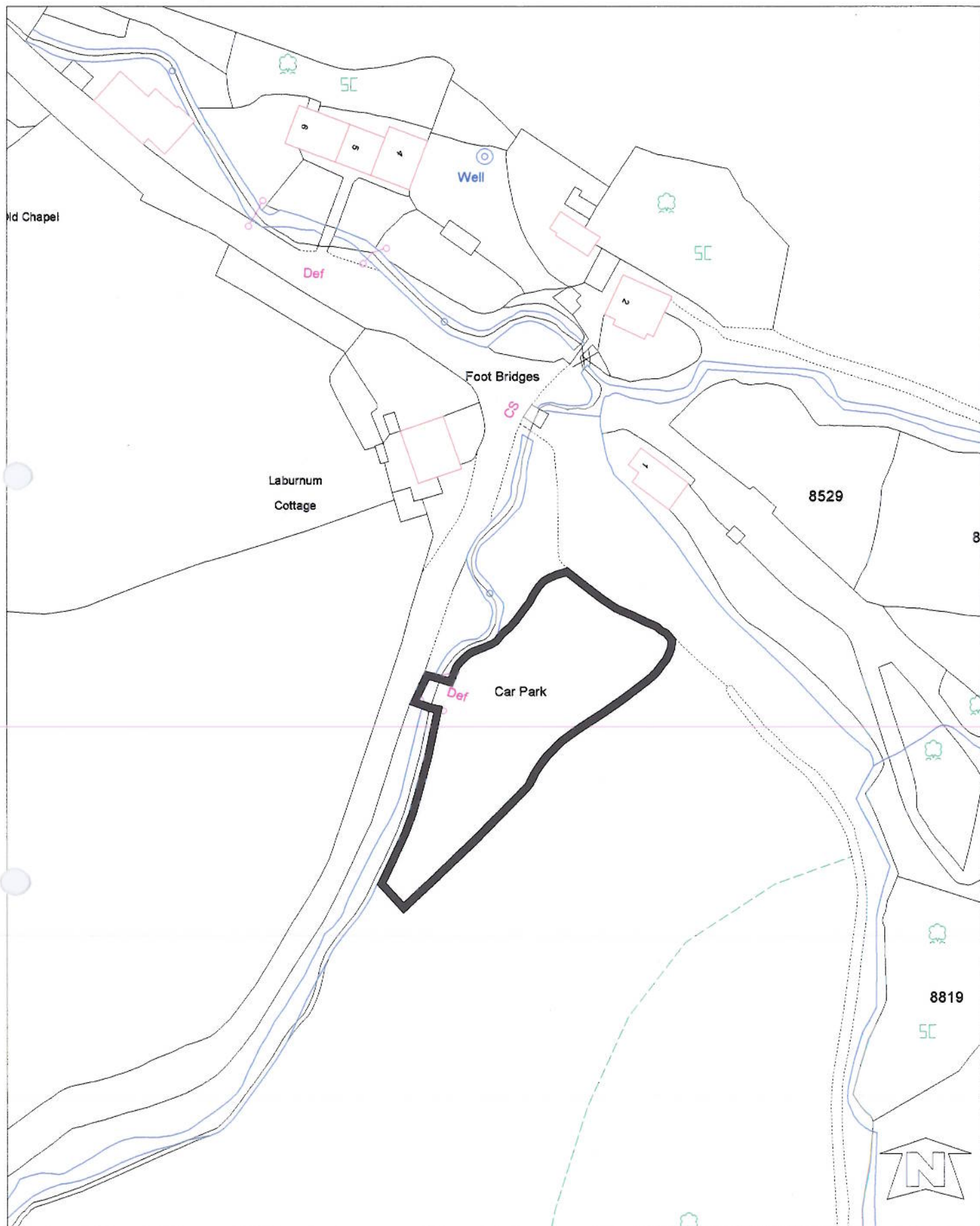


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Bucks Mills car park



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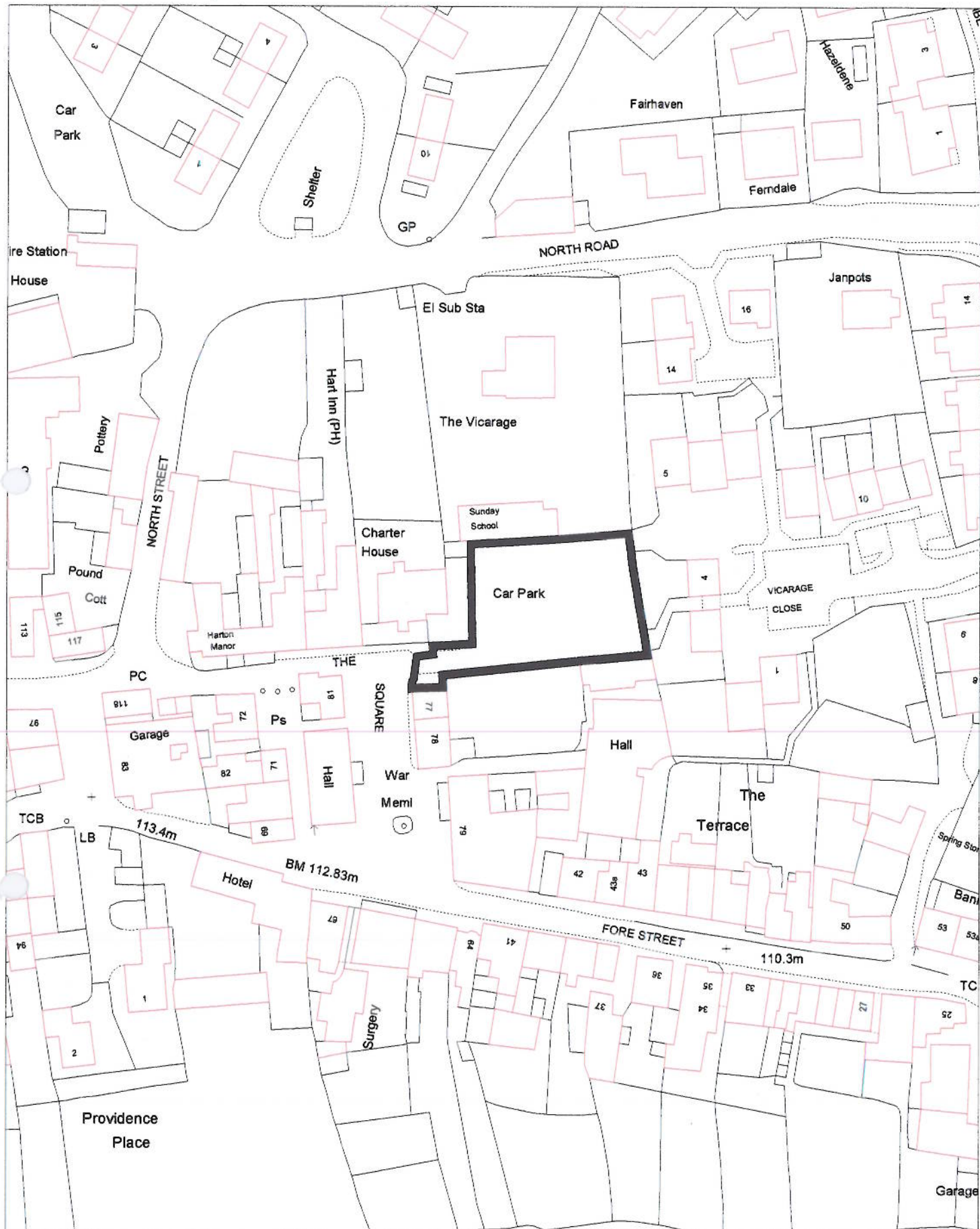


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The Square car park, Hartland



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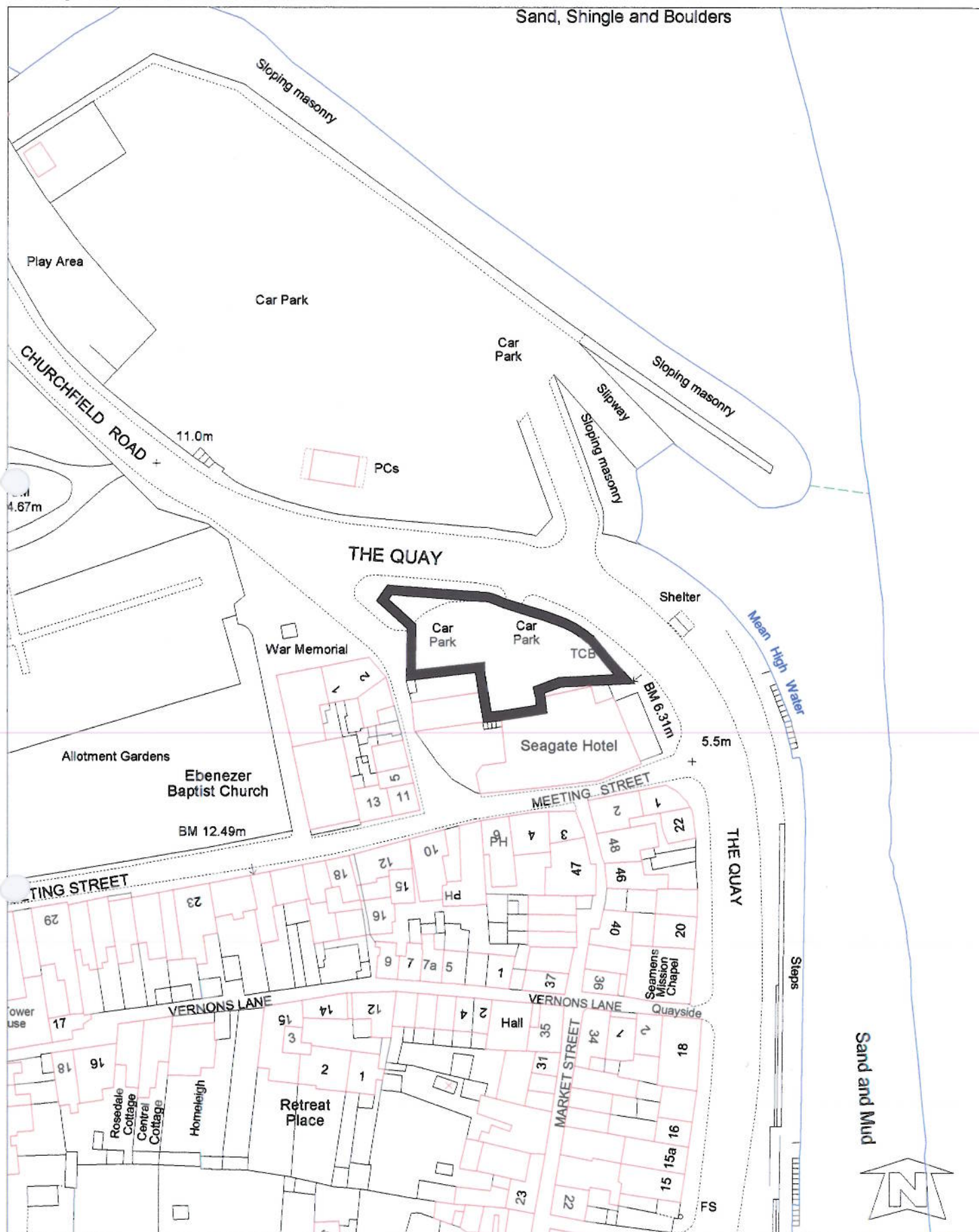


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Seagate car park, Appledore



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Swimming Pool, Torrington



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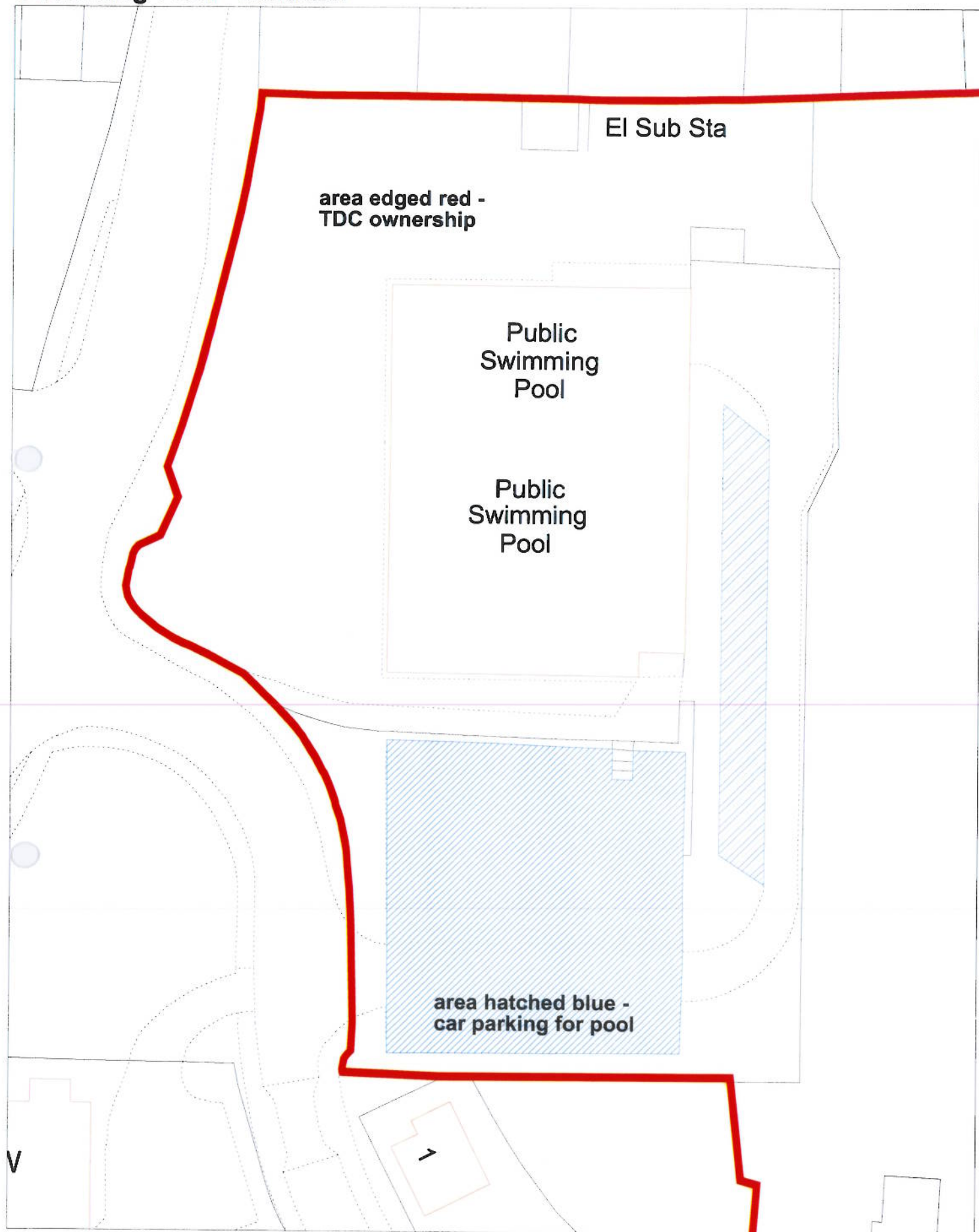


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Scale:
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Swimming Pool - Northam



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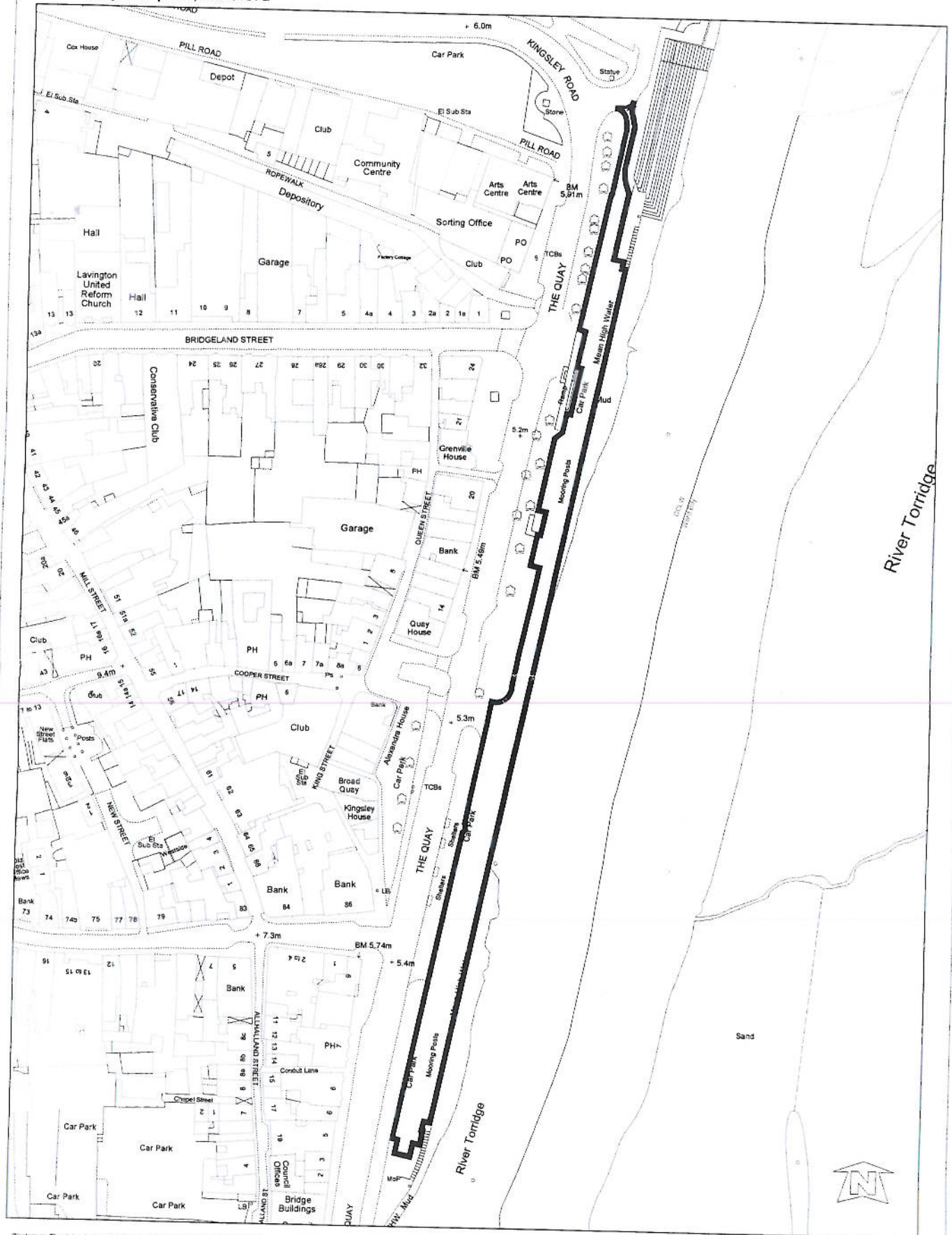


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The Quay car park, Bideford



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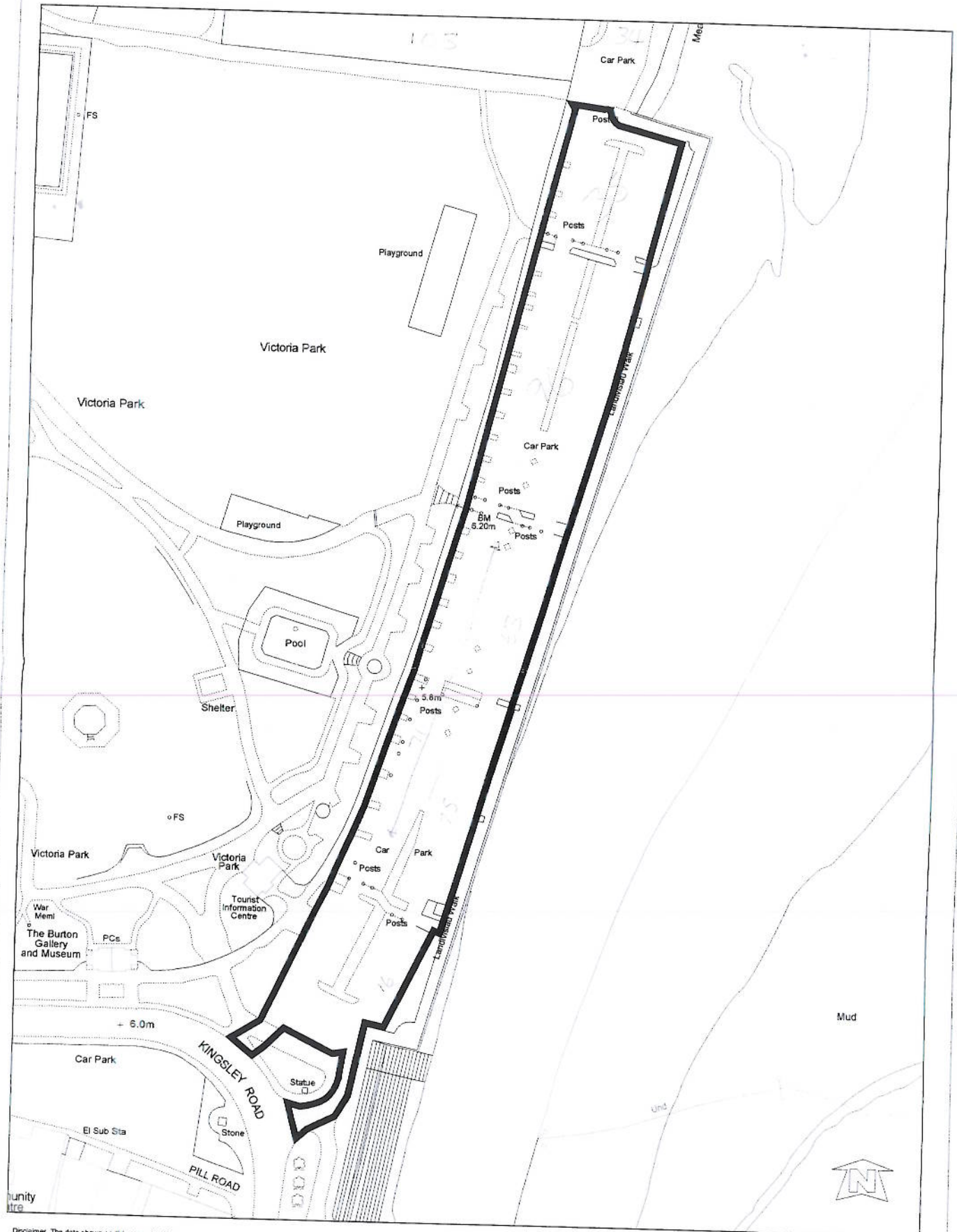


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Riverbank car park, Bideford



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TOTAL SPACE