

**Area Panel 3 Community Issues Update Report**

**SUPPORTING INFORMATION**

Item no	Issue	Recommended panel action
<b>Abbey ward</b>		
1.1	Petition – Rebuilding of railings, North end of Gladstone Street	Note and close
1.2	Petition – Improvements to Stockbrook Street Area	Note
1.3	Crossing at Kings Highway	Note
<b>Arboretum ward</b>		
1.4	Street lighting in Derby City centre	Note
1.5	Petition – Jitty Closure Empress Road/Mount Carmel Street	Note and close
1.6	Petition - Antisocial behaviour, St Chad's Road area	Note and close
1.7	Green Lane Centre	Note and close
1.8	Fly tipping	Note
1.9	Petition – tree pruning, Normanton Road	Note
1.10	Housing renewal area – Leopold Street	Note
1.11	Old Post Office, Babington Lane	Note and close
1.12	Petition – Turning area on Dexter Street	Note and close
1.13	Highways maintenance – London Road / Bradshaw Way	Note
<b>Normanton ward</b>		
1.14	Cameron Road Homezone improvements and wheelie bins	Note
1.15	Petition – Removal of road humps, Browning Street, Upperdale Road and Stanhope Street	Note
1.16	Petition – Improvements to Meynall Street	Note
1.17	Tree Pruning, Village Street	Note and close
1.18	Payment office – Village Street	Note and close
1.19	Mud on Village Street	Note
1.20	Left turning – Newdigate Street	Note
1.21	Land – Sackville Street / Kenilworth Avenue	Note
<b>All wards</b>		
1.22	Bonfires	Note and close
1.23	Alcohol Free Zone	Note
1.24	Pigeons	Note and close
<b>Outstanding issues</b>		
1.25	Items to be presented to a future meeting:	
	Baseball Ground, Leacroft Road	

	Stenson Road parking	
	Traffic issues – Normanton and Arboretum	

**1.1 Ref: 305041 - Petition – Rebuilding of railings, North end of Gladstone Street, Abbey - received 16.11.05**

**Issue:** A petition had been received requesting the rebuild of the railings at the north end of Gladstone Street, and the possible installation of a gate. It stated that since the Council took the original park railings away over a year ago, the remaining gap has become a focus for antisocial activities, including drug abuse, and threatening behaviour.

The meeting on 22 March was informed that the Burglary Reduction Team of Derby Community Safety Partnership will shortly install a gate. Councillor Burgess asked for clarification on where the gates were actually being installed. The meeting was informed that they are to be installed at the end of the jitty to prevent access to the park at that point. Councillor Afzal thanked Councillor Dhindsa for his work on this issue.

**Action:** To provide confirmation that the work is complete.

**Update:** Derby Community Safety Partnership installed a gate. Unfortunately, the gate was subject to criminal damage, which resulted in it being removed. It has since been replaced. Derby Community Safety Partnership will continue to support the residents.

**Further information:** Ian Wheatley, Grounds Maintenance Manager, Environmental Services, telephone 716530

**1.2 Ref: 305044 - Petition – Improvements to Stockbrook Street Area, Abbey - received 16.11.05**

**Issue:** A petition had been received from residents in the Stockbrook Street area asking for a variety of issues relating to anti social behaviour activities as well as transport issues to be tackled.

Derby Homes will be spending approx. £300,000 on improvements in the Stockbrook Street area using Estates Pride funding. Derby Homes are also providing £20,000 match funding along with Derby City Council Parks department for improvements to Stockbrook Recreation ground, sports wall and footpaths.

This work was identified by local Councillors, residents, housing officers and Alan Wroughton, Crime Prevention Officer based at the Community Safety Partnership. The work will include:

- installation of metal fencing
- block paving
- tarmac to paths
- tarmac to drying areas
- removal of unused drying areas
- metal fence barriers to undercrofts
- renewed lighting to undercrofts
- timber fencing
- extensive tree work
- 

**Action:** To provide a further update at the next meeting.

**Update:** Derby Homes has completed consultation through their local housing office and are working with residents to develop a long-term implementation plan to undertake the programme of improvement works. The works will be funded using Estates Pride money. These and future matters will be taken forward in partnership with local residents through Derby Homes Community Panels and the Stockbrook Resident Action Group. Residents are advised to liaise with their Derby Homes Community Panel and Stockbrook Resident Action Group for future updates.

**Further information:** Shaun Bennett, Director of Investment and Regeneration, Derby Homes, telephone 711033  
Andy Thomas, Anti-Social Behaviour Team, Community Safety Partnership, telephone 256910

**1.3 Ref: 306001 - Crossing at Kings Highway, Abbey - received 18.01.06**

**Issue:** A resident asked the panel what progress had been made at this crossing, as it was extremely dangerous.

**Action:** Copies of the plans detailing ownership of the land and access road to be sent to the local resident.

**Update:** Correspondence has previously been sent to the owners of the land and local businesses to highlight the problems with the crossing on Kings Highway. The City Council does not own this section of the road, which means unfortunately, the Council cannot install a crossing. Correspondence has been sent to the resident who raised the

query with the copy of a map confirming that the Council does not own the road in question. Residents are advised to contact the agent acting on the behalf of the retail park.

**Further information:** Tony Gascoigne, Traffic Control Engineer, Regeneration and Community, telephone 715019

**1.4 Ref: 305012 - Street lighting in Derby City Centre, Arboretum – received 30.03.05 and 18.01.06**

**Issue:** A member of the public commented that he had counted a large number of street lights out on the Wardwick and Uttoxeter New Road.

A resident complained to the panel at the meeting on 18 January 2006, that there were now eight lights which have been out for a long time at the following locations:

- Field Sports
- News Kiosk
- Corals Bookmakers
- Charlie Browns Menswear
- Evans
- Debenhams - low level
- Boots
- Revolution.

**Action:** To provide details of the frequency of inspections and timeframe for the completion of remedial works in a letter to the resident.

**Update:** We can confirm that the lights mentioned at the meeting on 22 March are faulty at present. There are approximately nine lights out on Uttoxeter Road near to Kings Drive, two of these are out because of a fault on the cable that supplies the electricity to them, and the remaining seven have all been issued to the contractor for repair. It is difficult to arrange the repair of these lights as they are on major traffic routes which means the need for road closures. This is the reason that lighting on major roads requires a longer period to undertake repairs.

The Street Lighting Night Patroller checks every street light within the city during the hours of darkness on a fortnightly basis. This patrol is done by a vehicle at any point during the night so it is highly unlikely residents would witness inspections.

There is a planned programme of renewal and improvement to all street lighting In Derby under the Street Lighting PFI. Further information is available within the Area Panel bulletin. Area Panel may wish to receive a presentation on the Street Lighting PFI at their next meeting.

The Council appreciates the support of residents in the reporting of faults and advises residents where possible to note the number of the lighting column or the exact location of the lighting column and call the hotline number, which is 715000.

**Further information:** Alan Jaques, Street Lighting Manager, Regeneration and Community, telephone 715014

**1.5 Ref: 305024 - Petition – Jitty Closure Empress Road/Mount Carmel Street, Arboretum - received 22.06.05**

**Issue:** A petition was received at the meeting held on 22 June 2005 requesting the closure of the Empress Road/Mount Carmel Street jitty in response to problems with drugs, alcohol and prostitution, plus a woman being mugged in the alleyway in March 2005.

The ASB Team investigated a complaint and subsequently passed on its findings.

Some of the walls in the area are subject to graffiti but these tend to be the walls of private properties. Periodically the team remove graffiti but need to request permission of homeowners prior to undertaking any works. Offensive graffiti is removed as soon as the Council is aware. Offensive graffiti is classified as the following – racist, sexual, hate crime, etc. The breezeblock walls will be addressed shortly. The department is awaiting warmer weather and will be working in partnership with the Probation Service to paint over the walls as this is the only means of removing the graffiti. Work is expected to commence by late April.

The area is a target for regular litter picks – they take place weekly on Wednesdays and Saturdays.

**Action:** To provide an update at the next meeting and propose to close the item once there is confirmation that the jitty has been cleaned.

**Update:** The removal of the graffiti and cleansing of the steps has taken place. Residents have contacted the Council to confirm that they are happy with the completed works. The area falls within the Neighbourhood Renewal area, which has a dedicated NEAT team - Neighbourhood Environmental Action Team - that can respond to issues such as fly tipping and graffiti. Residents are advised to contact Derby Direct on 01332 255260.

**Further information:** Ray Brown, Senior Planning Officer, Regeneration and Community, telephone 255024

Richard Winter, Assistant Waste Management Officer, Regeneration and Community, telephone 716352

**1.6 Ref: 305042 - Petition - Antisocial behaviour, St Chad's Road area, Arboretum - received 16.11.05**

**Issue:** Councillor Khan informed the meeting that he had received a petition from local residents regarding vandalism, antisocial behaviour and drug abuse in the area of St Chad's Road, Cromwell Road, Byron Street and Stonehill Road. There have been regular incidents where vehicles are vandalised, with windows smashed. Phone boxes are also vandalised, and are being used to sell drugs. He asked for something to be done.

**Action:** To provide an update at the next meeting.

**Update:** The local Police and the Anti Social Behaviour Team confirmed that there has been a reduction in incidences in the area. The area has been designated as a hot spot within the Neighbourhood Renewal area and on the 23 June, the Neighbourhood Team will be targeting the area of Chad's Road between Cromwell Road and Northumberland

Street as part of a long-term plan for the Neighbourhood. The Neighbourhood Team will provide a report on activity to the January 2007 Area Panel meeting.

**Further information:** Inspector Gary Parkin, Derbyshire Police, telephone 222184  
Andy Thomas, Anti-Social Behaviour Team, Community Safety Partnership, telephone 256910

#### **1.7 Ref: 306002 - Green Lane Centre, Arboretum - received 18.01.06**

**Issue:** A resident asked the panel for clarification of the criteria for Urban II funding; in particular the criteria quoted relating to the community and hostels. As a resident of Mount Street they live near Centenary House, and feel that a further 30 bedroom hostel establishment at Green Lane is not appropriate at this location.

An application was submitted to Derby City Partnership for Urban II funding to develop a training centre as part of the Green Lane Centre. The specification (criteria) for projects to bid against is essentially what projects must deliver, in this case learning opportunities and qualifications. Projects are then assessed against how well they will deliver the specification. The project has been awarded funding under Priority One of the URBAN Action Plan. The decision to award the scheme funding was subject to a number of conditions, one of which is the need to obtain planning permission for the proposed Centre.

**Action:** To provide a written response to the resident detailing the URBAN funding for the night shelter.

**Update:** The funding contribution from the URBAN programme is from Priority 1 - People: our work and lives - Measure 1 - Developing the confidence of local people. The project is not receiving any funding from the SRB6 programme- but is strategically linked to SRB Strategic Objective 2 - Addressing Social Exclusion and improving opportunities for the disadvantaged.

The funding from the URBAN programme is to make sure that the new Green Lane Centre incorporates dedicated training facilities for the hostel residents on site. There have been discussions about the need to include these training facilities within the Centre, which if removed from the plans, mean that the project will no longer be eligible for support from the Normanton URBAN programme, and the offer of funding will need to be withdrawn.

The aim is to have a 'suite' of training suites - which are designed to meet the needs of the hostel residents and located within each of the dedicated living areas. These facilities are to join up and link with existing initiatives including one in particular currently funded within the Normanton programme, the ICT & life skills project managed by the YMCA - which involves the hostel based delivery of accredited learning and the 'passport to living' programme.

The funding for the Centre has been subject to the same procedures of approval as all other projects, and would not have been approved if was ineligible for grant.

**Further information:**

Lisa Callow, Housing Options Manager, Resources, telephone 256487

#### **1.8 Ref: 306003 - Fly tipping, Arboretum - received 16.11.05**

**Issue:** A local resident raised his concern over the persistent fly tipping in the area, and

asked that CCTV be installed in the area to find out who is doing this.

**Action:** Provide a report back to the next meeting on local initiatives to address fly tipping in the area.

**Update:** The area on Oak Street has been highlighted as an issue and the need for additional waste bins is required. The area falls within a priority area for Neighbourhood Renewal. As a result, we will await the establishment of a NEAT team to respond to issues in the area. Work will commence from August to develop long term solutions to fly tipping and waste disposal in the area. Residents are advised to contact Derby Direct on 01332 255260 to report incidences of fly tipping.

**Further information:** Richard Winter, Assistant Waste Management Officer, Regeneration and Community, telephone 716352

**1.9 Ref: 306008 – Petition – Tree pruning, Normanton Road, Arboretum - received 22.03.06**

**Issue:** A number of local businesses have requested that the trees outside their property should be pruned in the same manner as those on Hartington Street. The Trees are in the way of shop signs and boards so customers are having problems finding the businesses. In addition, the trees are higher than the properties, thus causing the properties to be shaded and the blocking of the sun is causing damp to the external walls.

The businesses are also concerned as they have been told that trees in close proximity to their property causes structural damage to the property and will hold the Council liable for any damage.

**Action:** To respond to Councillor Shiraz Khan and the local businesses.

**Update:** A verbal update will be given at the meeting.

**Further information:** Jon Oakes, Assistant Arboricultural Officer, Environmental Services, telephone 715539

**1.10 Ref: 306009 – Housing renewal area, Leopold Street, Arboretum – received 22.03.06**

**Issue:** A resident raised concern that several weeks ago a serious fire related incident happened in Leopold Street at some Council premises. This had happened two years previous, and the two houses have been bricked up ever since. As Leopold Street is part of a regeneration neighbourhood, the resident asked when the regeneration will happen, and when will a difference be made.

**Action:** Respond directly to the resident and provide an update at the next meeting.

**Update:** The properties the resident referred to on Leopold Street are not in the ownership of Derby City Council. The area forms part of the Connecting Derby scheme, which is a planned programme of road improvements. The Private Sector Housing department has targeted these properties for compulsory purchase order as they form part of the Hartington Street Renewal area and because they have been derelict and neglected for some time there is a need for intervention to ensure the properties are

brought back into use.

**Further information:**

Martin Gadsby, Private Sector Housing Manager, telephone 255236

**1.11 Ref: 306010 – Old Post Office, Babington Lane, Arboretum – received 22.03.06**

**Issue:** A resident reported that hoardings placed outside the old post office on Babington Lane have restricted the available space on the pavement and are causing an obstruction. Work had commenced on the building several months ago but has since ceased. Current agents for the property are Galloway.

**Action:** To provide a written response to the resident

**Update:** The agent, Galloway informed us that Clowes Development, telephone 380353 are the Landlords for the property. Work is taking place on the property and is part of the development of the property and surrounding land. Our Highways Inspector has visited the site to ensure that the minimum clearance is being met. The advertising hoardings on the pavement on Babington Lane allow more than the 1.2 metres minimum clearance to enable access and do not represent an obstruction on the footway.

**Further information:** Stewart Corbett, Highway Manager, Regeneration and Community, telephone 715008

**1.12 Ref: 305027 – Petition – Turning area on Dexter Street, Arboretum – received 07.09.05**

**Issue:** A petition had been initially received in September 2004 requesting the council to consider extra lighting, double-glazing, damaged sewer pipes and a no-parking zone to create a turning area at the end of Dexter Street.

A report was presented to the Panel in September 2005 responding to the issues of additional lighting, damaged sewer pipes and double glazing. It was agreed to report back to the Panel regarding the introduction of the no-waiting and no-parking zone.

**Action:** To put into outstanding issues and report back after consultation progress in June 2006.

**Update:** The Traffic Regulation Order has now been made and the waiting restrictions, double yellow lines, are now in place at the end of Dexter Street.

**Further information:** Neil Palfreyman, Traffic Management Engineer, Regeneration and Community, telephone 716090  
Councillor Khan, telephone 331555

**1.13 Ref: 306014 – Highways maintenance, London Road/Bradshaw Way, Arboretum – received 22.03.06**

**Issue:** A local resident reported that London Road and Bradshaw Way were in an appalling state, and should be maintained regardless of developments in the area. The state of the roads is hazardous particularly to cyclists and disabled people.



**Action:** To provide a response at the next meeting and directly to the resident.

**Update:** We have referred this issue to the contractors undertaking the work. Unfortunately, some disruption during major works of this type will be experienced. The contractor is required to meet national standards whilst major works of this type are being carried out to ensure this disruption is kept to a minimum. The works are progressing well and it is hoped that the significant improvements to the area, which will result, will have far greater benefits for residents in the longer term. The work should be completed by 21 June 2006.

**Further information:** David Kinsey, Senior Highway Inspector, Regeneration and Community, telephone 716090

**1.14 Ref: 305006 - Cameron Road Homezone improvements and wheelie bins, Normanton - received 19.01.05**

**Issue:** A written question was submitted to the panel, asking the Council to enforce that wheelie bins are put away by every resident, as they are a hazard on the pavements, particularly for the blind and disabled. He also asked that the tree guards that are being installed are painted white instead of black, so that they are more visible to car drivers at night.

**Action:** To highlight the lack of parking facilities on the road for local residents to the traffic management. Department at the Council. To report back to the next meeting and provide a written response to the resident.

**Update:** As you are probably aware the Home Zone designs were finalised following extensive consultation and liaison with local residents. The proposals for both, a shared pedestrian/vehicle surface and angled parking were raised at an early stage of the design process and acknowledged as acceptable by the majority of the local community. The parking provision created is for a similar amount of spaces as were available before the Home Zone scheme. Parking surveys completed before the commencement of construction works, confirmed that the amount of spaces created, would exceed the maximum number of vehicles recorded in these counts.

The Council continue to monitor the amount, type and location of parking throughout the Home Zone and although some business parking has been noticed, all vehicles appear to display valid road tax and are therefore entitled to park on street. The City Council are also aware of vehicles being parked outside of the marked bays and are currently investigating methods of controlling parking within these areas.

Due to the layout of the Derby Lane – Cameron Road junction, the priority system can at times be difficult to distinguish. However, due to the presence of vertical deflections, vehicle speeds in this location are already at a minimum. It is my intention to have a Give Way Triangle marking laid on Derby Lane to identify the priority to drivers of vehicles on both roads.

**Further information:** Neil Palfreyman, Traffic Management Engineer, Regeneration and Community, telephone 716090

**1.15 Ref: 305040 – Petition – Removal of road humps, Browning Street, Upperdale Road and Stanhope Street, Normanton**

**Issue:** A petition was received at the meeting requesting the removal on the traffic humps on Browning Street, Upperdale Road and Stanhope Street in Normanton. It stated that the road humps on the roads were very intrusive and damage cars and other vehicles. They are also having a negative impact on the elderly, infirm – particularly those with back problems, and the general public who travel in vehicles over them. It was noted in the petition that these types of humps had been removed from various roads in Sinfin and Boulton.

**Action:** To provide a report at the next meeting

**Update:** A copy of the report was presented earlier in the agenda.

**Further information:** Tony Gascoigne, Traffic Control Engineer, Regeneration and Community telephone 715019

**1.16 Ref: 305043 – Petition – Improvements to Meynell Street, Normanton**

**Issue:** A petition had been received from residents of Meynell Street requesting that action be taken on the state of the front and rear of the garden walls, the blocked drains, the state of the pavements outside resident's homes, why it is not part of any local area renewal programme and the need for speed ramps to slow down traffic.

**Action:** To include in outstanding issues, and to confirm at a future meeting, whether Meynell Street is included in the slurry sealing programme.

**Update:** Meynell Street has been included in the provisional 2006/07 slurry-sealing programme. However, the street lighting PFI that is due to commence in August 2006 will impact this programme. The street lighting PFI is a major programme of replacement and renewal of street lighting across the city, which does not meet current standards. As a result highway and footway maintenance programmes will work together with the street lighting contractor to ensure that works are co-ordinated. The result of this is that the slurry-sealing programme will be subject to change. Residents will be notified directly when the slurry-sealing works will take place.

**Further information:** Neil Palfreyman, Traffic Management Engineer, Regeneration and Community, telephone 716090

John Edgar, Maintenance Manager Regeneration and Community, telephone 715067

Martin Gadsby, Private Sector Housing Manager, Resources, telephone 255236

**1.17 Ref: 305050 - Tree Pruning, Village Street, Normanton – received 16.11.05**

**Issue:** A member of the public stated that he had received a letter from the Arboricultural Officer, who had visited the site when in full leaf stating that work to the trees had been carried out, but he has not noticed any difference. He stated that the lighting officer had also visited saying that the trees did not effect the illumination of the highway, but he did not agree with this, because there is no light on the pathways due to the trees. Residents have complained that during the summer they have to have their lights on in their living room, as there is no natural light coming through, from these trees.

**Action:** To respond directly to the resident and provide an update to the next meeting.

**Update:** A letter has been sent out to the resident.

The trees on Village Street are not managed in the same way as those on Offerton Avenue, Castleton Avenue and Ashopton Avenue. The trees lining these streets are 'Pollards'.

Pollarding is an ancient tree management technique that starts early in a tree's life. It involves pruning back branches to the same point on a regular basis to form 'pollard heads' which store energy. Pollarding needs to be done at intervals of between one and five years. Many trees lining Derby's streets have been pollarded and we will continue this for the foreseeable future. Therefore, work was carried out on these trees in January as part of our tree management policy.

Unfortunately, the trees on Village Street are mature trees and we cannot pollard mature trees as it would cause extensive decay and threaten the tree's entire structure.

**Further information:**

John Booth, Arboricultural Manager, Environmental Services, telephone 715537

**1.18 Ref: 306004 - Payment Office, Village Street, Normanton received 18.01.06**

**Issue:** A resident raised concern over the closure of the payment office in Normanton. Councillor Williamson informed residents that there are a variety of ways in which residents can make payments.

Mr Rees, Derby Homes, confirmed that they have a list of all local facilities, and agreed to send the resident information, and make the information available in the next report. For rent payments, these can be made at local housing offices or Cardinal Square, and Council Tax payments can be made at the Council House.

**Action:** To provide a response to the next meeting.

**Update:** The alternative pay stations are accessible to working tenants as they are open after office hours and at weekends. Residents are advised to raise matters through their Derby Homes Community Panel or with the local housing officer.

**Further information:** Pete Matthews, Derby Homes, telephone 71 6577

**1.19 Ref: 306006 - Mud on Village Street, Normanton - received 18. 01.06**

**Issue:** A resident raised concern over the amount of mud on the speed bumps on Village Street, and asked if there was anything that could be done to ensure that the Contractors clear the bumps.

**Action:** None.

**Update:** It is not illegal to park on speed cushions unless associated waiting restrictions apply.

**Further information:**

John Edgar, Maintenance Manager Regeneration and Community, telephone 715067  
David Gartside, Head of Traffic, Regeneration and Community, telephone 715025

### **1.20 Ref: 306011 – Left turning, Newdigate Street, Normanton**

**Issue:** A resident reported that at least once a day a vehicle turns left from Newdigate Street into Balaclava Road. The resident requested an additional more prominent sign at the point to discourage the offence and requested what can be done in terms of enforcement.

**Action:** To provide a response at the next meeting.

**Update:** The prohibited left turn at the signalled junction is very well signed. The kerb at the junction with Balaclava Road has been built out to make the manoeuvre difficult. We can only assume people making the manoeuvre do so in the knowledge that it is prohibited. We will raise the issue with the Police at our regular liaison meeting.

**Further information:** Neil Palfreyman, Traffic Management Engineer, Regeneration and Community, telephone 716090

### **1.21 Ref: 306012 – Land, Sackville Street/Kenilworth Avenue, Normanton**

**Issue:** There is a piece of land on the corner of Sackville Street/Village Street and Kenilworth Avenue that is currently creating an eyesore. A local resident asked the panel for clarification on who owns the land, and what it was going to be its intended use.

**Action:** To provide a response at the next meeting.

**Update:** The land is currently owned by the Highways Agency, which is a government agency responsible for Trunk roads. It is a small area of land, which was originally owned by them when Kenilworth Avenue was a Trunk Road. They have recently agreed to sell the land although we are not aware of the identity of the prospective owner. Concerns about its condition have been passed to the agents acting for the agency.

**Further information:** Julie Basford, Asset Manager Property Services, Corporate Services, telephone 255545

### **1.22 Ref: 305029 – Bonfires – received 22.03.05**

**Issue:** A resident raised concerns over bonfires, stating that they are a nuisance and affect everybody. He explained that other cities have passed bylaws to ban them altogether, and asked if there is something the Council could do. This issue had been raised at previous meetings, but the resident did not feel that he had received a response.

**Action:** To report back on the bylaw and legislation at the next meeting.

**Update:** A letter has been sent to the local resident responding to their query. Smoke from bonfires can be classed as a statutory nuisance, where it affects the enjoyment of a nearby property. This is a subjective judgment based upon factors including the amount of smoke being produced, how often the bonfire occurs, what is being burnt and the location of nearby properties.

If a complaint of smoke from a bonfire is received, the Environmental Health

department will investigate it. This will be with a view to determining whether it is a statutory nuisance. Where a statutory nuisance is witnessed, they will serve an Abatement Notice to stop the nuisance. A breach of this Notice could result in prosecution.

If a bonfire personally affects a resident, they are advised to make a complaint to this Department it will then be investigated accordingly.

Whilst the Council discourages people from having bonfires, there are no plans to introduce a byelaw preventing people from having bonfires. The following regulations and legislation relates to bonfires.

We currently deal with bonfires using the **Environmental Protection Act (1990)**. Under this act, we must investigate a case of statutory nuisance. Smoke from bonfires can be classed as a statutory nuisance, where it affects the enjoyment of a nearby property. This is a subjective judgment based upon factors including the amount of smoke being produced, how often the bonfire occurs, what is being burnt and the location of nearby properties.

If you make a complaint of smoke they will investigate it to determine whether it is a statutory nuisance. Where a statutory nuisance is witnessed, they will serve an Abatement Notice to stop the nuisance. A breach of this Notice could result in prosecution.

The **Waste Framework Directive of 75/442/EEC of 15 July 1975** is the main European legislation regarding waste. However, it does not currently provide regulations that apply to private individuals. This will change, private householders will have to dispose of their waste and not cause harm to human health or environmental pollution.

**The Clean Air Act (1993)** specifically relates to bonfires arising on trade or industrial premises that generate dark smoke.

**The Highways Act (1980)** states that it is an offence to burn a bonfire near a carriageway, which results in causing injury, interruption or endangerment to a user of the highway.

### **1.23 Ref: 305035 - Alcohol Free Zone, All wards - received 07.09.05**

**Issue:** A member of the public asked when the alcohol free zone would be enforced, as they had understood it would be during the week, but as yet no signage had been erected. At the last meeting, a local resident asked the panel who decides where the signs are put. She confirmed that there were still none outside Centenary House.

**Action:** A local resident of Mount Street reported that the alcohol free zone was making absolutely no difference in the area, and that there were no signs up anywhere. Another resident explained that there were also problems on Byron Street. Councillor Burgess asked that an alcohol free zone sign also is installed on Great Northern Road. It was agreed that signs were required at the following locations: Great Northern Road, Sudbury Street, Centenary House – Mount Street, Mount Carmel Street Byron Street – across from the Chip shop. A report to be provided at the next meeting.

**Update:** The local police are targeting the issue of street drinking in the area. The local

police will focus on enforcement of the alcohol free zone, particularly in the Normanton area over the forthcoming months as a priority. The Neighbourhood Co-ordination team will provide some resources for additional signage in the area following an assessment by the police and Community Safety Officers. Requests submitted at the Area Panel meeting on 22 March 2006 will be passed to the Neighbourhood Co-ordination Team.

**Further information:** Nick Keen, GIS Officer, Chief Executives, telephone 255840  
 Inspector Gary Parkin, Derbyshire Police, telephone 222184  
 Ian Wheatley, Grounds Maintenance Manager, Environmental Services, telephone 716530  
 Stuart Leslie, Chief Legal Officer, Corporate and Adult Social Services telephone 255450

**1.24 Ref: 306013 – Pigeons, All wards – received 22.03.06**

**Issue:** A local resident raised concern over the increasing number of pigeons in the Normanton area. He has raised the matter with Councillor Nath. The resident was informed by Environmental Health that the pigeon population was out of control, and there was no way of limiting the number of them. He asked the panel to put together a campaign to educate people to stop feeding them.

**Action:** Councillor Nath responded that there has been significant activity taking place to address the problem with pigeons. To provide a progress report on the installation of signage in the area.

**Update:** Signage is due to be erected over the Summer in the Normanton area. In addition, education and awareness raising will continue in the area.

**Further information:** Richard Ziemacki, Specialist Technical Officer, Environmental Health, telephone 715293

**1.25 Outstanding issues**

Issue	Outstanding action	Date to report back
Ref: 304034 - Traffic issues – Normanton and Pear Tree	These issues have been combined under <b>reference 306015 - Traffic issues, Normanton and Arboretum.</b> A future update to be given after the major traffic review and planning event proposed for June 2006.	September 2006
Ref: 304054 – Petition - Renals Street and Avondale Road – request for a one-way system to improve traffic flows, Arboretum		
Ref: 305016 – Petition requesting One Way Road System on Wilfred Street, Sale Street and Molineux Street, Arboretum		
Ref: 305007 – Petition – St Giles Road – request for a one-way system, Normanton		
Ref: 305034 – Parking – Upperdale Road, Normanton		
Ref: 305039 – One way – Harrington Street, Normanton		

Ref: 303045 – Baseball Ground, Leacroft Road, Arboretum – raised 17.09.03 – new petition presented 19.01.05	Update to be provided on the recent masterplan, and planning application when available.	September 2006
Ref: 305048 – Stenson Road parking, Normanton - received 16.11.05	Update to be provided on the possibility of introducing waiting restrictions to resolve parking matters	September 2006

## PROPOSED ACTION

2.1 To consider and note the report.

<b>For more information contact:</b>	Sarah Dosunmu Telephone 01332 258501 e-mail sarah.dosunmu@derby.gov.uk
<b>Background papers:</b>	None.
<b>List of appendices:</b>	Appendix 1 - Area Panel 3 community issues update report, background information