

## RIPLEY TOWN COUNCIL

Minutes of the meeting held on 19 April 2005 at the Town Hall Ripley.

### PRESENT

Councillor W G Fryer MBE (in the Chair)

Councillors Mrs. J N Blake, G Carlile, Mrs. P D Carlile, C Cutting, C A D Eley, I Fisher, Mrs. D D Goddard, R H Goddard, Mrs. J H Gregory, Mrs. I Harry, M J Missett and A Wilde.

Constables John Fahey (881) and Andrew Murphy (2829) and fifteen members of the public were in attendance.

### 4397 MATTERS RAISED IN PUBLIC PARTICIPATION

Spokespersons for thirteen members of the public from Heage requested the support of the Town Council to press the Borough Council to take action against the alleged unauthorised activity of Peak Pet Cremations at 44 High Edge Drive Heage. An incinerator had been installed in the garage of the property and residents confirmed the business use by producing advertising material. It was confirmed that enforcement of both planning and pollution regulations was the responsibility of the Borough Council. The Town Clerk agreed to determine the present situation from the Borough Council and to inform the resident's nominated representative of the findings.

PC John Fahey (881) presented the following statistics in respect of current recorded crime in the Heage and Ripley area:

#### Heage

During the first quarter January to March the figures are almost identical to the same period last year, 26 recorded in 2004 and 27 this year. There is a reduction in offences of damage and dwelling burglary but the numbers are very low anyway.

#### Ripley

There has been a slight reduction in overall crime and in particular drug and shoplifting offences during the first quarter. There has been an increase in burglary, however we have identified the persons who we think are responsible and over the last few months the offenders have been arrested and put before the court. As a result one offender has received a three-year sentence, another two and a half years, a third two years. Another offender is currently on remand and is expecting a long sentence.

Overall according to recent crime figures for 2004/2005 there has been a reduction in victims of crime and a substantial reduction in victims of house burglary.

The Town Clerk agreed to invite the Belper Police Inspector to report similar figures for the Ambergate area.

The three Police Community Support Officers for Ripley were currently under training and would be fully operational shortly concentrating on anti - social behaviour.

The continuing problem of speeding motorists was reported to the Police representatives with Upper Hartshay and Ripley Market Place being identified as two areas worthy of Police attention.

#### 4398 APOLOGIES

An apology for absence was submitted on behalf of Councillors Miss L D Cox, S M Daley, S D Freeborn, M B Gent, M C Hooley, D R Neilson, F A Raphael and M J E V Wilson.

#### 4399 DECLARATION OF MEMBERS INTERESTS

There were no declarations of interest made by Members.

#### 4400 NON-EXEMPT MINUTES – 22 MARCH 2005

RESOLVED to confirm as a correct record the Non-Exempt Minutes of the Meeting held on 22 March 2005.

#### 4401 NON-EXEMPT MINUTES - ALLOTMENT SUB-COMMITTEE - 22 MARCH 2005

RESOLVED to approve and adopt the recommendations of the Allotment Sub-Committee held on 22 March as shown at Appendix 1 to these Minutes, subject to the addition of Councillor S M Daley as an attendee.

#### 4402 ITEMS IN EXCLUSION

There were no items to be taken in exclusion.

#### 4403 TOWN MAYORS ANNOUNCEMENTS

It was reported that the Town Mayor had attended the following function to represent the Town Council since the last meeting of Council: -

25-29 Mar	Twinning Association visit to Chateau Renault
2 April	Amber Valley Borough Mayor's Charity Concert
3 April	Belper Town Council Civic Service
9 April	Heanor and Loscoe Town Council Civic Dinner

#### 4404 PRODUCING A RIGHTS OF WAY IMPROVEMENT PLAN FOR DERBYSHIRE - KEY ISSUES QUESTIONNAIRE

It was reported that Derbyshire County Council had a new duty to prepare and publish a Right of Way Improvement Plan (RoWIP) under Section 60 of the Countryside and Rights of Way Act 2000. This plan will identify what the Authority needs to do in order to manage and improve local rights of way, both now and in the future, in order to meet the Government's aim of better provision for walkers, cyclists, equestrians and people with mobility problems. The plan has to be based on a thorough assessment of the existing network of paths, including how and why people currently use them and, just as importantly, why they may not. All Council's in Derbyshire had been requested to complete a "key issues questionnaire" to assist in the information gathering exercise.

RESOLVED to delegate to the Clerk the authority to complete the information questionnaire on behalf of the Council and should include the Council's view that

#### 4405 STOPPING-UP OF HIGHWAY AT NEWBRIDGE ROAD AMBERGATE BY THE GOVERNMENT OFFICE FOR THE EAST MIDLANDS - S247 - TOWN AND COUNTRY PLANNING ACT 1990

RESOLVED that no objection be raised to the change of use of the area classified as highway to allow stopping-up of the highway to allow construction of surfaced parking and turning area for two vehicles in connection with the dwelling at 51 Newbridge Road Ambergate under S247 of the Town and Country Planning Act 1990.

#### 4406 ANTI-SOCIAL BEHAVIOUR ACT 2003 - REQUEST FOR RENEWAL OF ORDER FOR CENTRE OF RIPLEY BY DERBYSHIRE CONSTABULARY

It was reported that following consultation with this Council the Borough Council in August 2004 gave consent to an Order for Derbyshire Constabulary to implement an Order under Part 4 of the Anti-Social Behaviour Act 2003 to allow the dispersal of groups and removal of persons under the age of 16 from a designated area in Ripley Town Centre.

Derbyshire Constabulary are now seeking the Borough Council's consent to renew the Order following an evaluation showing that the incidents of violent crime and anti-social behaviour (as measured by criminal damage) were lower over the period 1 October and 31 December 2004 compared to the same period in the previous three years.

RESOLVED that whilst the Town Council had no comments to make to the Borough Council in respect of the Derbyshire Constabulary request to renew this Order the Council would ask that in view of the reported crime figures that consideration be given to the Order being extended to cover the whole Town.

#### 4407 RIPLEY AND HEANOR MARKETS

It was reported that the Borough Council had considered a report on the problems being encountered with the outdoor markets at Heanor and Ripley. The report outlined a number of options in respect to market management and the Borough Council's ongoing support, including a proposal to provide a rescue package to ensure the markets in both towns were safeguarded for the foreseeable future.

The Borough Council Cabinet agreed its support for the markets but strictly on the basis of nil cost to the Council and to consult with both Ripley and Heanor Town Council's on the future of the outdoor markets and the role the Town Council can play in their ongoing support and management. The Council had been invited by the Borough Council to discuss and determine the respective views on the future support and development of the markets.

RESOLVED that the Borough Council be informed that a meeting of representatives of both Council's could take place if the basis of discussion was for this Council to take over responsibility for the Market Place, the markets and other current operations.

#### 4408 PROPOSED REMOVAL OF PAYPHONE ALFRED STREET RIPLEY

It was reported that to accommodate the provision of a new access to the Rose and Crown premises an application had been made to BT to remove the payphone which stands on land next to the footway at Alfred Street at the junction with Nottingham Road. The nearest other payphones were 156 metres away at Church Street and alternatively at Fletcher Street which was further away.

As representations were required before 27 April 2005 this matter was considered as an urgent item.

RESOLVED 1) that if by 27 April no public representations have been received the Town Clerk be authorised to inform BT the Council had no comments and

2) that any representations received by 27 April be submitted to BT with the Council's support.

#### 4409 PROVISION, MAINTENANCE AND FILLING OF GRIT BINS - SIDE ROADS IN RIPLEY HEAGE AND AMBERGATE

It was reported that the Borough Council had re-affirmed it's priorities for future services and the maintenance of grit bins had been identified as a non-priority service. It was anticipated therefore that the Borough Council would no longer maintain and fill the 68 grit bins and they would be removed.

The Borough Council had asked if the Town Council would consider taking over the responsibility for the maintenance and filling of grit bins on the side roads in Ripley Heage and Ambergate and had asked for comments within 21 days.

This is Page No 407 of the Minutes of the Meetings of Ripley Town Council held from 1 January 2000

As representations were required before the next programmed meeting of Council this matter was considered as an urgent item.

RESOLVED to inform the Borough Council:-

1) that the transfer of grit bins would produce a very small saving to the Borough Council Budget but would have a considerable effect on the Town Council precept and this was not in the best interests of the Council Tax payer

2) that whilst they strongly object to the proposed transfer of this service the Council were prepared to consult the residents of Ripley Heage and Ambergate next Autumn prior to the 2006/2007 Budget being determined on the Borough Council's request to transfer this service to the Town Council and

3) that if this consultation was in favour of the Town Council taking on the responsibility then subject to the Borough Council having surveyed and confirmed that all the bins were in a serviceable condition the Council would prepare a costed Business Plan on replacement, filling and maintenance for further consideration.

#### 4410 LICENSING MATTERS

RESOLVED 1) to confirm the action of the Town Clerk following consultation with the Mayor and Deputy Mayor of raising no objection to the following application for a Public Entertainment Licence: -

- (i) The Three Horseshoes Market Place Ripley
- (ii) The Kestrel Car Park for 2 May and 29 August only

2) to raise no objection to the following application for a Public Entertainment License for hours beyond midnight: -

- (i) The Regal Ballroom 34 Nottingham Road Ripley

3) to confirm the action of the Town Clerk following consultation with the Mayor and Deputy Mayor of raising no objection to the application for a Provisional Justices Off-Licence in respect of: -

(i) Sainsbury's Supermarket Nottingham Road Ripley in the names of Darran Bateman and Nicholas Gaunt

4) to confirm the action of the Town Clerk following consultation with the Mayor and Deputy Mayor of raising no objection to the application for a transfer of Justices Licence in respect of: -

(i) White House Inn 27 Derby Road Ambergate (Transfer to Rouzbeh Ravanshad and Louisa Ravanshad)

This is Page No 408 of the Minutes of the Meetings of Ripley Town Council held from 1 January 2000

4411 DERBYSHIRE ASSOCIATION OF LOCAL COUNCILS

RESOLVED to note the information contained in Circulars 14/2005 and the Minutes of the Executive Committee held on 26 February 2005

4412 FINANCE

RESOLVED 1) to authorise the under mentioned payments: -

Town Clerk's Salary	£674.18
Inland Revenue	£332.74
B Wood (Postages to 31/3/2005 -£382.71) Balance	£75.36
Lady Jowitt (Rent 3 Grosvenor Road)	£450.00
DALC Subscription 2005/2006	£563.02
AVBC (Non-domestic rate 3 Grosvenor Road)	£928.40
DCC (IT Services Contract)	£137.00
DCC (Street Lighting)	£35.25
Total	£3195.95

2) to note the 2004/2005 Budget Review/Risk Assessment Report for the year to 31 March 2005.

4413 ITEMS FOR INFORMATION

Receipt of the following items was reported for the information of Members:

- (i) CPRE Fieldwork Magazine - March 2005
- (ii) Issue 4 - Floodlink - Midlands Region - Environment Agency



## **RIPLEY TOWN COUNCIL**

### **APPENDIX 1**

Minutes of a Meeting of the Allotment Sub Committee held on 22 March 2005 at the Town Hall Ripley.

Present

Councillor W G Fryer MBE (in the Chair)

Councillors Mrs. J Blake, G Carlile, S M Daley, Mrs I Harry, D R Neilson and A Wilde.

Representatives of the Allotment Societies: -

Messrs M Brown, B Fairey, L Harris, M Kingsley, C Layton and B Maddocks.

#### **1/2005 MATTERS RAISED IN PUBLIC PARTICIPATION**

There were no matters raised by the one member of the public who attended.

#### **2/2005 MINUTES - 23 NOVEMBER 2004.**

RESOLVED that the Minutes of the Meeting held on 23 November 2004 be confirmed as a correct record and to note that the recommendations contained therein were approved and adopted by Council.

#### **3/2005 DECLARATION OF MEMBERS INTERESTS**

Councillor D R Neilson declared a pecuniary interest, as a Heage Road allotment holder, in respect of the item considered at Minute 5/2005 and left the room during consideration of this item and declared a personal interest, in all matters relating to that site and took no part in the discussion or recommendation in that respect.

Councillor G Carlile declared a personal interest, as a Midlands Co-operative Society Member

In respect of the item considered at Minute 4/2005.

#### **4/2005 "BEST ALLOTMENT" COMPETITION 2005**

RESOLVED to recommend to Council that each of the five Allotment Societies be invited to nominate an allotment for the 2005 "Best Allotment" Competition sponsored by the Midlands Co-operative Society and the Town Clerk contact each Society giving as much notice as possible of the judging date.

#### **5/2005 ALLOTMENT RENTS 2005/2006**

RESOLVED to recommend to Council that rents for the individual Societies for 2005/6 and due on 1 April 2005 be increased by 3% rounded to the nearest pound as follows:-

Nuttalls Park	£241.00
Parkside Heage	£80.00
Greenhillocks	£75.00
Sandham Lane	£75.00
Heage Road	£215.00

RESOLVED 1) to note that the Council's offer to pay the cost of materials to set back the entrance gate and repair the small access gate at the Norman Road end of the Heage Road Allotment Site had not been proceeded with

2) to recommend to Council the following improvements/maintenance for 2005/2006

(i) erection of a new gate at the Norman Road end of the Heage Road site in lieu of the items listed at resolution 1 above and

(iii) provision of a skip at the Heage Road site for clearance of excess materials on site

7/2005 VARIATION TO GRAZING AGREEMENT - PARKSIDE ALLOTMENT SITE

RESOLVED to note that the Council had agreed to a temporary variation to the Grazing Agreement at the Parkside Allotment Site to allow two cattle and two horses to graze on the site for the period March/April/May and thereafter grazing for two horses only.

8/2005 AMBER VALLEY FREE TREE SCHEME - GREENHILLOCKS SITE

RESOLVED to note that thirty hazel and one oak had been provided by Amber Valley Borough Council to plant the designated area of the Greenhillocks Allotment site.

9/2005 ADVERTISING OF VACANT ALLOTMENTS

RESOLVED to recommend to Council that a Press Release be issued to try and attract new plot holders to the two under utilised Council sites.

10/2005 FINANCE

RESOLVED 1) to note that the following expenditure had been incurred since the last meeting: -

Peak Waste Recycling (Sandham Lane Site)	£129.25
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2) to note income since the last meeting to 23 November 2004 as follows:-

Grazing Rent - Parkside Allotment Site Heage	£200.00
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3) that the Town Clerk pursue the matter of non-payment of the 2004/2005 rent for the Parkside Heage Allotment Site.

11/2005 DATE OF NEXT MEETING

RESOLVED that the next meeting be held on 22 November 2005 at the  
Town Hall Ripley.

This is Page No 411 of the Minutes of the Meetings of Ripley Town Council held from 1 January 2000