

# At the Ordinary Meeting of Breaston Parish Council held on Monday the 13th of December 2021 which commenced at 7.15pm via online conference platform Zoom.

## Present:

Councillors Wigglesworth, Luke, McCaig, Mounsey, Elliott, Miller, Stenson, Rowlinson, Beeching, Parkinson & Mills

1 member of the public

Councillor Wigglesworth in the Chair.

Councillor Wigglesworth welcomed everyone to the meeting.

## Police Session:

Date	Location	Crime
8.9.21	Holmes Road	Suspicious
9.9.21	Albert Road	Criminal Damage
15.9.21	Draycott Road	Suspicious
19.9.21	Main Street	Nuisance
22.9.21	Lawrence Avenue	Burglary
3.10.21	The Green	Shoplifting
8.10.21	Risley Lane	Burglary
9.10.21	The Green	Theft
9.10.21	Rectory Road	Suspicious
10.10.21	Risley Lane	Criminal Damage
21.10.21	Sawley Road	Criminal Damage
21.10.21	Sawley Road	Criminal Damage
21.10.21	Sawley Road	Criminal Damage
23.10.21	Cherry Close	Theft
29.10.21	Wilsthorpe Road	Burglary
29.10.21	Maylands Avenue	Criminal Damage
05.11.21	Wilsthorpe Road	Suspicious
15.11.21	Longmoor Lane	Criminal Damage
16.11.21	Risley Lane	Burglary (Commercial)
23.11.21	Sawley Road	Theft from a motor vehicle
27.11.21	Draycott Road	Suspicious
27.11.21	Risley Lane	Theft of motor vehicle
11.11.21	Stevenson Avenue	Nuisance ASB

The Clerk confirmed that PC Aldred was no longer assigned to the Long Eaton Rural area and that no other Police Constable was replacing him. Our Rural contact is now PCSO Bradley.

## Public Session:

Mr Fowler confirmed that he had contacted the Clerk regarding the pavement on Wilsthorpe Road and the hedges on Sawley Road. Clerk reported to DCC 7.12.21.

## Reports from outside bodies:

none

## 90/21 Apologies for Absence –

Apologies for absence were received from Cllr Fisher.

## 91/21 Declaration of Members Interest – to enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct –

Cllrs Rowlinson & Beeching declared an interest in any items relating to the In Bloom Group.

**92/21 Dispensations – to report on and consider any requests for dispensation in accordance with S31 of the Localism Act 2011 –**

none

**93/21 Approval of the minutes of the ordinary meeting held on 8<sup>th</sup> of November-**

It was PROPOSED and SECONDED to accept the minutes of the meeting held on 8<sup>th</sup> of November.

**94/21 Correspondence**

CPRE Countryside Voices

**95/21 Clerk's Report**

**a) Dispensation –**

it was RESOLVED to approve the recommendation for a dispensation for nonattendance at face-to-face meetings for Cllr Luke due to health concerns.

**96/21 Highways & Lighting Committee of Breaston Parish Council held on Wednesday 8th December at 8.45am at the Methodist Church Hall, Blind Lane, Breaston**

- 1. Agenda Summons –**
- 2. Public Session – none**
- 3. Present:**

Cllr Fisher (Chair) Cllrs Beeching, Parkinson, Elliott, & Wrigglesworth

**Also Present:**

Cllrs McCaig, Rowlinson, Mills, Mounsey, & Cllr Luke on Zoom (trailing system unfortunately the sound quality was not good for Cllr Luke, so we abandoned the trial prior to the General Purposes Committee)

**Apologies:**

Cllr Miller

**4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **Cllrs Rowlinson & Beeching declared an interest in any In Bloom items.**

**5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 - **none**

**6. Potholes/Street Lights/Overhanging Vegetation –**

**a) Highways Report:**

it was RESOLVED to note that

**Potholes on Jitties/Pavements:**

Festival Ave/Draycott Road Jitty were reported complete but not satisfactory – Clerk reported 22.11.21

Belmont Avenue/Longmoor Lane – the state of the surface is logged on the DCC system with no updates available at present.

Main Street & Risley Lane pavements are on the DCC programme scheduled for repair.

**Potholes on the Highway**

Hills Road the state of the surfacing is marked not actionable on the DCC system.

Holly Avenue the potholes were repaired on the 30.11.21.

**Road Signs**

Longmoor Lane Faded sign noted on the DCC system.

Longmoor Lane ROW footpath sign at entrance to Perks badly faded logged on the DCC system with no updates available.

## **Drainage**

The request for a new road drain adjacent to no. 36 Risley Lane is marked as enquiry raised on the DCC system, Clerk chased 22.11.21

Request for Sightline Mirrors – Main Street/Stevens Lane/Risley Lane.

The request for mirrors has been denied by DCC with the following reasons:

*In regards to a mirror, they are not recommended for use on the highway because:*

- *Distortion of reflected image, glare from sunlight or headlamps affecting driver's vision.*
- *Visibility issues during bad weather (rain, snow, frost)*
- *Difficulty judging speed of any approaching vehicle from the mirror image*
- *Maintenance issues – mirrors could be prone to vandalism, maintenance of their alignment and cleanliness is critical.*
- *Reliance on the mirrors restricted image may compromise the safety of other road users (pedestrians and cyclists) who do not appear in the mirror.*

*For the reasons highlighted above they are not prescribed in the Traffic Signs Regulations and General Directions (TSRGD), their use on the highway is subject to special authorisation by the Department for Transport (DfT). Requests for special authorisation to enable the placement of a mirror on the highway are assessed by the DfT against a stringent criteria.*

*The DfT does not encourage mirrors on the highway, and special authorisation will only be considered for junctions in rural/semi-rural locations where visibility is restricted and where there is evidence of accidents related to poor visibility and high speed crossing traffic at locations where a mirror is being requested.*

*The authority accepts that at that time there would be a significant number of these mirrors which would remain within the highway, as would have been the case across every highway authority in the Country. The intention is that as the years go by and these sign arrangements become damaged, worn, or unsafe they would not be replaced.*

*However, mirrors may be sited off the highway on private land which would be a matter for you and the landowner. Planning permission may be required of which you will have to contact Erewash Borough Council as the planning authority. Please be advised that when placing a mirror on private property that consideration should be given to public liability implications and risk assessments in the event that the mirror is cited as a contributory factor in a road traffic accident.*

*For the Department for Transport to grant a special authorisation in such circumstances would be based on the evidence that a particular location has an identified road safety problem, evidenced by an identified personal injury collision history.*

*Bearing in mind the above, we are not in a position to apply to the DfT for a mirror as they are unlikely to approve the request*

**Pedestrian Safety Risley Lane/Main Street Junction**

Following residents' comments on Facebook in relation to pedestrian safety the Clerk investigated the letter sent to DCC in February on behalf of a young resident. A letter with the same response had been received.

### **b) Street Lighting –**

it was RESOLVED to note that all reported streetlights have now been repaired.

### **c)Overhanging Vegetation-**

it was RESOLVED to note that following the report from Cllr Stenson that some trees on Poplar Road were low over the highway and causing issues for taller vehicles the Clerk to reported to

DCC F872215 22.11.21. Cllr Elliott reported that trees/hedges at 131 and 71 Wilsthorpe were a little low over the pavement, Clerk to send out letters.

**d) Bourne Square Yellow Lines - 82002826**

it was RESOLVED to note that the Clerk continues to liaise with the DCC Members secretary and on the 25.11.21 Mrs Harrison apologised for the delay and reported that she had copied in the Cabinet Support Member for Highways Cllr Cupit. A response is still awaited.

Councillor Parkinson reported that the annual request for pavements and roads to be put forward for repairs had been received from the Highways Team and that he had included a number of the issues listed in his submission.

**7. School Run Issues - Air Pollution/inconsiderate parking:**

It was RESOLVED to note that 4 entries for the litter poster competition were passed to the Clerk by the head, unfortunately the children's details were not included. This is really disappointing because it's impossible to go any further with the competition without the information. Clerk has reported to the school and awaits a reply. The Clerk proposed that the subject be removed from the agenda as no progress looked likely.

**8. Breaston in Bloom – Longmoor Lane 82005395–**

It was RESOLVED to note that the letter from the Bloom team was sent to DCC, and the following response was received on the 25.11.21.

*Thank you for your email 22 November, the letter has now been escalated to a senior management team, I have not as yet been advised of an outcome but will be in contact as soon as I have further information. I can confirm I have advised that you have requested an update.*

Clerk to continue to chase

**9. Speeding in the village-**

**a) Speedwatch**

It was RESOLVED to note that the Clerk has procured the signs, hi viz vests and the gun and the practical training is to be undertaken on the 15.12.21. A request was made for the Clerk to enquire about the installation of speed camera signs – on closer inspection there are numerous signs already in the village on the main road.

**b) Vehicle Activated Signs/Accident Draycott Road 82017053**

It was RESOLVED to note that Draycott Parish Council have received the same generic response to their letter and that Ockbrook & Borrowash have now sent a similar letter. Once a response is received a joint campaign for more traffic calming measures to be proposed to the other parishes. The letter has been copied to the Office of the Police and Crime Commissioner for investigation. Since the meeting, a response has been received from the OPCC which basically reiterates what DCC said including the erroneous link to the CREST website.

**10. Request for Pelican Crossing Sawley Road 82013287**

It was RESOLVED to note that the clerk sent a letter to DCC on the 27.9.21 and a response is still awaited. Since the meeting, a response has been received and the area will be surveyed by DCC in the spring to see if it meets the criteria for a crossing.

**11. Residents Requests-**

**a) Request for Horse Society Signs 82014389 –**

It was RESOLVED to note that the Clerk enquired when the signs would be installed, and the following response was received from S Muir Pearce. *Your request for horse and rider warning signs was passed to myself, and I can confirm that a works request/package has been sent to construction services for them to install two horse and rider warning signs in the locations as previously discussed with this team.*

*The time frame from issue to completion is usually up to three months.*

**b) Cycling on Wilsthorpe Road –**

It was RESOLVED to note that R Handbury sent the following reply:

*I have asked my colleagues in our Highway Design Team for the most up to date drawing for the A6005 cycle improvements, as soon as I have received it, I will share it with you for the Parish Councils attention.*

**c) Blind Lane Traffic Issues 82017016**

It was RESOLVED to note the issues raised by numerous residents of Blind Lane. A response from DCC was received on 25.11.21:

*We refer to the attached letter on behalf of a resident regarding parking, speeding and the one-way system on Blind Lane, Breaston of which our comments are as follows:*

*Parking*

*Residents' parking schemes are considered by the County Council from time to time, they need to be considered on an area basis rather than for an individual street/set of properties. This is to ensure that any scheme which is introduced complies with the requirement of being 'zero finance'.*

*That is the initial set up costs, and the running costs of the scheme in the form of regular visits by civil parking enforcement staff, are covered by the fees obtained from issuing the annual permits to residents. This is so that no additional costs fall on the County Council. Unfortunately, single streets/row of properties do not provide sufficient income to cover the costs. Due to the sufficient revenue that needs to be generated from the sale of permits to cover management and enforcement costs, we would need several hundred residents to sign up to a scheme in order for it to be financially sustainable.*

*It is also worth mentioning that contrary to what many people believe such schemes cannot guarantee a space outside their home. It simply designates a length of road on which residents can park and residents would still have to compete for space along with their neighbours and their visitors who often have more than one vehicle (there is no limit to how many permits issued per household). Local businesses and those with off street parking can also obtain permits too. This can often lead to schemes becoming oversubscribed and residents frustrated as they are paying for a permit, but there are often more permits issued than there spaces on the streets within the zones.*

*We are sorry but your location does meet the conditions for a residents permit only parking scheme.*

*Speeding*

*In regards to speeding and request for the speed limit to be changed to 20mph, We have attached a copy of a report that was presented to the Cabinet Member for Highways, Transport and Infrastructure back on the 31st of January 2019 regarding the analysis of a pilot scheme Derbyshire County Council undertook in Padfield, Glossop in relation to the introduction of a 20mph speed limit.*

*The outcome of the report was that back in 2016 it was considered that proposals would be put forward to pilot 20mph speed limits, a reduction from current 30mph limits in the villages of Brassington, Fritchley and the town of Ilkeston. These pilots were to follow the trial scheme in Padfield, Glossop. However, data from the trial scheme in Padfield which ran for 3 years (2015 to 2018) showed that on average, motorists travelled only 1mph slower than before the 20mph speed limit and its signing was installed.*

*The intention of reducing speed limits is to reduce road speeds so that we reduce casualties. The findings from the trial in Padfield showed that average speeds only reduced by 1mph, and in fact the number of collisions which occurred actually increased. The result of this trial were broadly similar to other national trials which had taken place, which is that just putting up 20mph speed limit signs did not make a significant difference to how fast people drive on the road. The County Council has to use its limited resources where they are going to have the most effect, and as a consequence of the above, the authority took the decision to cancel the 3 pilot schemes above, as a result of the evidenced findings from the Padfield scheme and in addition to which that scheme did not provide any evidential data that lower speed limits also encouraged wider health benefits.*

*In regards to general speeding, speeding vehicles is a responsibility of the Police to enforce as the law still classes such offences as a moving traffic offence and therefore the County Council under civil parking enforcement powers is unable to address this. Information Governance Regulations prevents us from being able to forward your details onto the Police and therefore you would need to contact them directly regarding concerns over vehicle speeds and its associated enforcement.*

*If you require further information they can be contacted in the first instance on the non-emergency telephone number of 101. The Safer Neighbourhood Team are also the contact for Community Speed Watch, this is a national initiative where volunteers from local communities work alongside the Safer Neighbourhood Team to monitor vehicle speeds in their area.*

*Alternatively the link below can be used to report speeding concerns to CREST (Casualty Reduction Enforcement Support Team)*

*<https://www.crestderbyshire.org/about-us/report-a-speeding-concern/>*

#### *Contravention of One Way System*

*We have carried out a review of the existing signing, along this route there are 3 x one way direction arrows, and 2 x No entry signs. All the signs are in good condition and not obscured by vegetation. In addition there are also 2 x one way arrows on the carriageway and 'NO ENTRY' road markings. We have noted that the 'NO ENTRY' road markings are good condition but the arrows are faded. This will be passed onto our colleagues in highway maintenance to refurbish.*

*There is an onus on drivers, including cyclists to acknowledge the environment they are passing through and drive appropriately. Section 59 to 82 of the Highway Code sets out rules for cyclists. Rule 69 states 'You MUST obey all traffic signs and traffic light signals' and in law is covered by Section 36 of the Road Traffic Act 1988 and in the Traffic Signs Regulations and General Directions (TSRGD) reg 10 (1).*

*If drivers and cyclists are passing through the 'NO ENTRY' signs and road markings this is classed in law as a moving traffic offence and only the Police have the powers to enforce. The Police have a duty of care to uphold the law and only actual prosecution of the offending drivers and fines issues will stop them reoffending. It will be at the discretion of the Police Officer to determine the best cause of action, either to give a warning or to issue a fixed Penalty Charge Notice.*

*We trust the above addresses all the points raised in your letter and has clarified our position for you.*

The response was copied to the local beat team and also to the CREST team – the link to the report system for CREST is no longer valid and all speeding reports should be made to the local beat team via 101. CREST team to report to DCC that they are providing incorrect information. All correspondence copied to the residents concerned.

The issue of highway safety has been reported to the Office of the Police and Crime Commissioner see minute item 9 b)

In light of the number of issues with speeding, drink/drug driving, and a lack of neighbourhood policing that a delegation of Councillors might visit the OPCC or invite the Commissioner to a Parish Council meeting.

## **12. Councillor's Reports Feedback:**

### **a) Inaccessible Jitties –**

It was RESOLVED to note that barriers have been removed at Plackett Close/Holmes Road, Cherry Close/Wilsthorpe Rd and complaints have been spotted on Breaston Nextdoor site. Ownership of the footpath between Carlin Close and Rectory Road has now been confirmed as DCC and photos of the barriers were sent to R Handbury on the 30.11.21. The work should be undertaken in due course.

### **b) Noise Pollution Airport –**

It was RESOLVED to note that the Clerk continues to chase the team at EMA for a response regarding the siting of the noise monitoring equipment in Breaston.

### **c) Safer Streets –**

It was RESOLVED to note that following the OPCC publicity relating to the Safer Streets programme, the Clerk sent an email to Street Lighting asking if the part night lighting would be scrapped on the 13.10.21 and chased again on the 23.11.21.

## **13. Bike Racks/Footpath Map**

It was RESOLVED to note that the Clerk publicised the current bike racks on Facebook and the website. The footpath map is old and has streets missing – Cllr Fisher investigated other online maps and Cllr Rowlinson suggested the DCC mapping system. The Clerk has added a link to the DCC site with instructions on how to find the information on the Parish Website. Following the meeting the Clerk found a link to OS mapping that the Parish Council can use Cllr Wrigglesworth to come into the office to investigate further if we can use this mapping for a new plan of the footpaths. If not perhaps ask resident who amended the village map if he could help.

## **14. 20's Plenty Derbyshire Letter –**

It was RESOLVED to note the correspondence from Charlotte Farrell (20's Plenty) requesting the Parish Council to lobby the County Highways Authority to:

1. Introduce 20 mph limits county wide on roads which are currently 30 mph.
2. Recognise the public health benefits of 20 mph and utilise money from the public health budget to help fund it.
3. Lobby central government to make the changes nationally.

Clerk to draft a letter to County Highways and Maggie Throup.

## **15. Councillor's Reports**

### **a) Parking Navigation Inn**

Cllr Beeching reported that the car park was once again full with cars parked on the pavement on Stevens Lane at the weekend.

### **b) Survey Work Mill Hill Lane**

Cllr Parkinson reported that an exploratory dig had been undertaken by surveyors on Mill Hill Lane relating to the possible siting of a telecoms mast. He made an enquiry with the Planners and no application had been received.

### **c) Risley Lane Horse Warning Sign**

Cllr Mills reported that the sign was once again down, on inspection the post is badly corroded at the bottom and if it is not repaired properly it will continue to fail – Clerk to report and highlight the health and safety implications.

**d) Bridgefield/Draycott Road Junction**

Cllr Rowlinson reported that visibility when leaving the Bridgefield Estate is very poor.

**e) Draycott Road Brick Built Bus Shelter**

Cllr Rowlinson reported that the shelter roof is badly delaminated. Clerk to report to EBC.

The meeting closed at 9.20am

**97/21 General Purposes Committee held on Wednesday the 8th of December at 9.20am at the Methodist Church Hall, Blind Lane, Breaston.**

**1. Agenda Summons**

**2. Public Session: none**

**3. Present:**

Cllr Mounsey (Chair) Cllrs Mills, Rowlinson, Elliott, McCaig, Wigglesworth & Fisher

**Also Present:**

Cllr Parkinson & Beeching

**Apologies:**

Cllr Luke

**4. Declaration of Members Interests –**

to enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct. – **none**

**5. Dispensations –**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 – **none**

**6. Dementia Friendly Parish –**

It was RESOLVED to note that the Clerk had publicised a call for volunteers to attend a Dementia Friends training session at St Michael's no response as yet, but a member of the church was circulating the information also and will hopefully have more joy.

**7. Christmas –**

**a) Christmas Concert-**

It was RESOLVED to note that a plan had been put in place to provide as much covid security as possible and that the event would go ahead. Cllr Mounsey reported that the event had been a great success and thanked everyone involved on the evening.

**8. Dog Poo Bags –**

It was RESOLVED to note the issues relating to the provision of dog poo bags the very large amount of dog bags which were being used by a very small number of pet owners was costly and not actually solving the problem of dog mess.

It was agreed that the current situation was unsustainable and that a dog bag dispenser would be purchased and installed at the Parish Rooms as a trial, once the trial was complete the possibility of purchasing dispensers for the other open spaces would be discussed. Cllr Mills enquired how much the dispenser would cost and where it would be funded from as the Dog Bag budget was all spent. Clerk confirmed that the equipment cost £79 and that it would be paid for from the Grounds Maintenance fund. Cllr Stenson enquired who would monitor the dispenser and the Clerk confirmed that the Caretaker and Clerk would be responsible.

**9. Calendar**

It was RESOLVED to note that the calendar is now on sale at the PCMR, Chequers and Andersons. Please tell everyone you know to buy one! Calendars would be sold at the Carol Concert. Clerk to organise posters for the shops advertising the calendars. Cllr Beeching sold 6 at the Carol Concert.



## **10. St Michael's Quinquennial Report –**

It was RESOLVED to note the information and for the Clerk to make the necessary arrangements accordingly.

- a) 8.2.9 Hole in southern boundary possible trip hazard – Clerk to arrange for Caretaker to level with soil
- b) 8.2.10 Tree work – already highlighted in tree inspection report
- c) 8.3.7 Application of surface dressing to Breedon gravel path – on inspection with churchwarden it is thought that clearance of weeds should improve the path sufficient to deal with this – Clerk chased Grounds Maintenance team – work to be completed week commencing 29.11.21
- d) 8.4.7 Carry out general memorial checks – Clerk to organise session with Caretaker in the new year.
- e) 8.4.8 Patch pointing and masonry repairs to churchyard boundary wall – further investigation required.
- f) 8.5.3 Consider rebuilding capping and upper course of northern boundary wall – Clerk and Churchwarden consider this unnecessary at present.
- g) 8.7.2 removal of weeds and self-set trees and plants around the church yard – see c) above – removal of self-set plants to be organised by the clerk.
- h) General garden husbandry to planted areas – possible project for In Bloom? Cllr Rowlinson to investigate.

## **11. Councillor's Reports –**

None

The meeting closed at 10.00am

**98/21 Parks & Cemeteries Committee of Breaston Parish Council held on Wednesday 8th December at 10.00am at the Methodist Church Hall, Blind Lane, Breaston.**

- 1. Agenda Summons**
- 2. Public Session – none**
- 3. Present:**

Cllr Rowlinson (Chair) Cllrs McCaig, Mounsey, Beeching, Wrigglesworth, & Fisher

### **Also Present:**

Cllrs Parkinson, Elliott, & Mills

### **Apologies:**

Cllrs Miller & Stenson

## **4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct –

**Cllrs Rowlinson & Beeching declared an interest in any In Bloom items.**

## **5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 - **none**

## **6. Risk Management –**

### **a) Flooding at Cemetery Chapel - Floor**

it was RESOLVED to note the information as presented by the Clerk. The costs were considered very high for the building with its current use. Whatever happens there will be a considerable cost so it was agreed that a public consultation was necessary to ask residents what they would like to see happen to the chapel. Options were:

- a) Demolish the building and make good the area for future use.
- b) Make repairs and replace floor and use purely as a chapel

c) Make repairs and improvements and use the building as a community space. Clerk to seek prices to demolish the building to give a cost comparison. Also, to seek the cost of installing toilet facilities in the building. It was agreed that the need to increase the precept would be made clear in the consultation document.

**b) Cemetery Map –**

it was RESOLVED to note that the Clerk continues to liaise with Elson and Hall and Jen hopes to have a draft copy to us this week.

**c) Water Heaters Pavilion**

It was RESOLVED to note that the heaters were not working properly, Clerk made arrangements for electrician to inspect. The electrician had discovered and rectified burnt out wiring however an element was not working and needs replacing by a plumber. Clerk to organise.

**7. Perks Sub-Committee – Feedback.**

It was RESOLVED to note the minutes of the meeting held on the 24th of November as circulated by the Clerk. A number of tasks were distributed to the members of the committee and a new meeting date was arranged for the 19th of January 2022. Cllr Luke enquired about the budget required for the project and it was agreed that both Cllrs Luke & Mills should attend the committee meetings going forward. The budget spreadsheet would be updated and circulated before the next meeting. All proposals will go before the full council before decisions are made.

**8. Pavilion Pump**

It was RESOLVED to note that the new pump was installed on the 4.11.21. The public toilets were reopened on the 5th and the invoice from EBC for the cleaning of the wcs was reduced due to the closure on request from the Clerk.

**9. Cemetery –**

**a) Wildflower Lawn – burial plot**

It was RESOLVED to note that the Clerk had received 2 quotes to carry out the work and awaits one further. A decision to be made in due course. It was agreed that the use of herbicides was not acceptable.

**b) DEFRA Consultation on Groundwater –**

It was RESOLVED to note that the Clerk has contacted EBC to try to organise a joint response to the consultation which closes on the 22.12.21. EBC are investigating with their Environmental Health Team and will report back in due course. Clerk to respond to the consultation accordingly and will inform DEFRA that the responses are not accurate as the whole site's statistics are not available.

**10. Centenary Garden Insurance Claim**

It was RESOLVED to note that the work was undertaken on the 23/11/21 Councillors agreed that it was difficult to plant the area again without risking the same end result, so it was agreed to level and grass the area.

**11. Grounds Maintenance Contract –**

It was RESOLVED to note that tender letters were sent out to 8 contractors and quotes have been received from 3.

Glendale - £10,722.62 plus VAT <https://www.glendale-services.co.uk/>

Fox Landscapes - £12,599.95 plus VAT Fox Landscaping – Grounds Maintenance & Landscaping Ltd.

Wayne Peapell Consultancy Ltd – £15,959.00 no VAT

Enclosed information from Wayne Peapell.

Following some discussion, it was agreed to award the contract to Fox Landscaping. Clerk to make the necessary arrangements.

Cllr Luke enquired what we know about Fox Landscaping and the Clerk reported that they had carried out a number of jobs for the Parish in the past including the flood work at Johnson's Meadow and levelling work on Perks Park.

## **12. Johnson's Meadow –**

It was RESOLVED to note that following Cllr Elliott's enquiry last month the Clerk contacted the agent for the new landowner and asked when the previously mentioned site meeting would take place. A response had been received from the agent and an invoice, however a further email reporting that the lease had expired and would the Council wish to sign a new lease was later received. The Clerk requested a copy of the new lease and Cllr Mills was inspecting to see if it matches the current lease and will report back in due course.

## **13. Tree Inspection Report 2021 –**

It was RESOLVED to note the annual report and the works recommended within.

The Clerk has requested quotes from contractors for the Medium and Low priority works and will circulate the responses in due course. Work covered by TPO's, and Conservation Area have been highlighted and applications have been made to the LPA to avoid delay once a decision on work is made. The trees in the old cemetery were not highlighted for any work, however in light of residents' concerns the Clerk had sought advice from the tree inspector on what work could be undertaken and a cost and also requested comparative quotes from other contractors. Clerk to circulate quotes when received.

## **14. Councillor's Reports**

None

The meeting closed at 10.50am

## **99/21 Environment Committee of Breaston Parish Council held on Monday 13th December at 9.00am via online conferencing platform Zoom (minutes to be ratified at the next possible face to face meeting.)**

- 1. Agenda Summons –**
- 2. Public Session - none**
- 3. Present:**

Cllr Elliott (Chair) Cllrs Fisher, Luke, Wrigglesworth & Mills (had to leave at 9.45am). Cllr Parkinson was in attendance but had issues with sound on the computer.

### **Apologies:**

Cllr Stenson

### **4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **none**

### **5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011- **none**

### **6. Village Improvement Programme –**

It was RESOLVED to note the information as presented by the Clerk:

Electricity Cabinet Wilsthorpe Road - DCC report that they have scheduled the cabinet for painting.

Verge at Holmes Road - Note to ask resident about the area at the December Ordinary Meeting.

Bollards Sawley Road – no response from DCC Clerk chased.

Untidy Verge Sawley Road – it was thought unlikely that the In Bloom team would be able to take the area on. Clerk to contact Network Rail to ask them to take on the work.

Electricity Cabinet Longmoor Lane – Clerk chased DCC

Rear School Gates – the Head reports that the gates are in the process of being painted.

Maylands Avenue – Team at EBC are investigating the two houses and will speak to the owners about the building materials.

## **7. Flood Issues–**

### **a) Risley Lane –**

it was RESOLVED to note that the enquiry with DCC (F842758) requesting the installation of a new road drain adjacent to number 36 Risley Lane, is still outstanding, however enquiries are taking 6-8 week. The Clerk sent through a further enquiry on DCC system on 16.11.21.

### **b) Longmoor Lane Flooding**

it was RESOLVED to note EBC had commenced work to the ditches and were now seeking a contractor to complete the work as some drainage pipes had been discovered in the area.

### **c) Sign Heath Gardens**

it was RESOLVED to note that the Clerk had made an enquiry with Severn Trent Water regarding the installation of the sign on Heath Gardens.

## **8. Applications –**

The Committee considered the following applications, and the recommendations were as follows:

ERE/1121/0050 - 68 Maylands Avenue - Two storey side, single storey rear and single storey front extensions involving demolition of existing attached garage and front porch - No Objections

ERE/1121/0035 - 113 Draycott Road - Proposed construction of single storey porch and pitched roof to existing bay window - No Objections

ERE/1121/0014 - 113 Draycott Road - Prior Notification of Construction of new family room in single storey brickwork, dual pitched roof with roof lights and patio doors Prior Notification No Consultation - No Objections

ERE/1221/0009 - 6 Maple Grove - Single storey rear extension & first floor rear extension - No objections

ERE/1121/0072 - St Michael's Churchyard - Works to trees - T11 Lime (TPO No: 5) - Reduce crown by 2 metres, clear stem to 5 metres. - Our own application no consultation response required.

ERE/1121/0070 - Breaston Cemetery - Works to various trees - Our own application no consultation response required.

ERE/1121/0069 - Perks Park - Works to trees - T1 Copper Beech (TPO No. 73) - Check tension on cable brace (if none remove cable or replace), crown lift to 4 metres - Our own application no consultation response required.

ERE/1121/0068 - Breaston Cemetery - Works to various trees - Our own application no consultation response required.

## **9. Decisions –**

The following decisions were made by Erewash Borough Council:

ERE/1021/0061 - 2a Mount Street - New front dormer to existing loft room - No Objections - Approved with conditions 3.12.21

ERE/1021/0051 - 28 Stevens Lane - Works to trees - Remove Greengage tree - No consultation Clerk to investigate why the applicant wishes to fell the tree EBC do not need to be told why on tree applications – clerk reports that the front garden is being levelled and that the resident would consider replacing the tree - Approved with conditions 2.12.21

ERE/1021/0044 - 37-39 Bourne Square - T1 - Leylandii - 50% crown reduction (14 to 7m) and shape - No consultation. - Approved with conditions 24.11.21

ERE/1021/0021 - 18 Marlborough Road - Proposed side extension comprising of new garage - Lost Consultation and not on website when trawling through in October - Approved with conditions 24.11.21

ERE/1021/0016 - 50 Marlborough Road - Alterations to the front elevation to include render at ground floor and a single storey front extension and a proposed part single and two storey rear

extension plus enlarged patio area at the rear. - Lost Consultation and not on website when trawling through in October - Approved with conditions 15.11.21

ERE/1021/0011 - 7 Burlington Close - Erect single storey side extension, enlarged car port and new pitched roof to side and rear. Apply new render finish and cladding to front and side elevations - Lost Consultation and not on website when trawling through in October - Approved with conditions 18.11.21

ERE/0721/0076 - Environment Agency GRO Kiosk Fearn Close - Demolition of an existing steel reinforced concrete pedestrian bridge over Golden Brook, and the installation of a new prefabricated steel 40T vehicular bridge with associated access ramps. Construction of new hardstanding to the North of the Bridge, and a CellPave HD hardstanding to the south to provide a turning circle for HGVs. Construction of associated fencing, barriers, and landscaping works - The Parish Council has no objection in principle however the following concerns were raised: Despite their D&A statement saying that will not increase the frequency of vehicle access, will the size of the vehicles increase?

Are Richmond Avenue and Fearn Close suitable access roads for HGV's?

I'm pretty sure that the residents of Fearn Close will object to the proposals due to noise or disturbance resulting from use.

What affect will this have on the Heath Gardens Flood elevation ditch that crosses this area and eventually runs into the Golden Brook? Comments sent 9.8.21 - Approved with conditions by committee 11.11.21

ERE/0520/0032 - Land to the rear of 19-21 Firfield Avenue - Variation of Condition 2 of planning permission ERE/0918/0035 (The erection of two dwellings) to allow alterations to approved ground levels to enable rear gardens to be a constant gradient whilst the flood compensation volumes remain unchanged - No Objection in principle, however the Parish Council are deeply concerned regarding the number of high value properties being built backing on to a known high-risk flood area propagated by the Golden Brook and the knock on effect of this development on established neighbouring properties. We will be very interested in the Environment Agencies considered opinion - Approved with conditions 9.11.21

*Nb. The email system had been faulty during October and a number of application consultations were not received. Clerk requested that LPA send consultations to the Outlook email address and the email fault has now been fixed. Councillors reviewed the applications, and it was agreed that there were no objections to the applications missed.*

## **10. Navigation Inn – Listed Status –**

It was RESOLVED to note that further information was sent to the team at Historic England who still refused the request to list the pub. The officer suggested that the Local Planning authority might be able to help, and an enquiry was sent to the team on the 22.11.21. They reported back on the 3.12.21:

*I sympathise with the difficulty in seeking listed status for the Navigation Inn. Historic England have very strict criteria about accepting new properties onto the national list, and very few third-party requests are successful. We are not currently reviewing the Local List, which of itself grants no statutory protection in any case. Neither has the Council applied an article 4 direction to any building on the Local List, not least because of the compensation liability that would arise on the Council were we to do so.*

*In any case, I am unsure what permitted rights you would wish to see removed from the Navigation Inn? As a drinking establishment, it has no permitted development rights to convert to any other use and is uniquely exempt from permitted development rights for demolition. In that light, I am unsure what additional protection could be afforded by an article 4 direction. In respect to the Derby & Sandiacre Canal, my understanding is that the line of route is not in the ownership of Punch Taverns, so I am unsure as to the risk they could pose to its restoration. Though I know it is easier said than done, the best protection of the canal would be to restore it.*

*I am sure the Parish Council are already considering their potential as a corporate body to work with the Derby & Sandiacre Canal Trust to achieve this.*

It was RESOLVED that there was no further action the Parish Council could take and that the item would be removed from the agenda. However, the site would continue to be monitored.

## **11. Climate Change – Marches Energy Agency – Energy Efficiency Advice -**

It was RESOLVED to note the information:

### **a) Pavilion**

Insulation of Roof Space and Loft Hatch – Mr Fisher has provided a quote and the clerk is now investigating other contractors who can quote for the work.

### **b) PCMR**

The lights at the PCMR were replaced on the 9th of November and are a massive improvement. Insulation of loft space and internal/shed walls and office floor –

Mr Fisher has provided a quote and the clerk is now investigating other contractors who can quote for the work. Clerk enquired with electrician on the best order to carry out the floor insulation in relation to the possible replacement of storage heaters. Electrician confirmed floor first then heaters.

The Committee reviewed the Climate Change Actions document, and it was agreed that the Clerk get the draft exclusion work done to the porch of the PCMR and that she would investigate the trickle vents in the toilet window. Clerk also to enquire about the water butts with Mr Fisher.

## **12. Appeals/Enforcement Issues:**

### **a) Land at Belvoir Close –**

It was RESOLVED to note that the anonymous reports from residents regarding the use of the land at Belvoir Close were reported by the Clerk and continue to be investigated by the enforcement officer at EBC. The Clerk continues to liaise with the enforcement officer and will circulate any progress as and when it is received.

### **b) Amazon Lockers, Navigation Inn - ENF/113755–**

It was RESOLVED to note that the Amazon lockers were reported to the enforcement team and following investigation the brewery have been informed that an application for planning permission is required. No application has been submitted as yet and the lockers are in regular use. The Clerk continues to liaise with the Enforcement Officer and will report on any results as and when they are received.

### **c) Unauthorised Air Conditioning Units 38 Risley Lane – ENF/114357-**

It was RESOLVED to note that the enforcement officer continues to investigate the issue and will report back as soon as possible.

## **13. Councillor's Reports Feedback -**

### **a) Cllr Mills Provision of an electric car charging point in the village –**

It was RESOLVED to note that Derbyshire County Council are investigating how to identify the best places to instal charging points and are currently seeking tenders from companies to carry out this investigation. This process is likely to be completed in the new year – Clerk to chase in new year.

## **14. NALC Climate Change Report**

### **a) Footpath map –**

It was RESOLVED to note that following the discussion regarding the footpath map at the last meeting the Clerk and Cllrs had investigated improving the map – Cllr Fisher printed off all of the jitties and paths and Cllr Rowlinson suggested the use of the DCC map – the Clerk reported that this was only ok for viewing via the DCC website and couldn't be printed because of copyright issues. The Clerk provided a link to the DCC mapping pages on the Parish Council website. 7.12.21. Cllr Wigglesworth to attend the office on Tuesday to access the OS site and see what maps could be accessed as part of the PSGA scheme.

**b) Bike racks**

It was RESOLVED to note that information had been posted on the internet regarding the bike racks. Cllr Elliott had circulated a presentation on how the racks could be improved and it was agreed that the Clerk should write to the Co-Op to investigate if they would be willing to get involved in the scheme to promote cycling in the village.

Cllr Beeching reported that the Office of the Police and Crime Commissioner had opened up a pot of money for Neighbourhood Watch Groups to apply for bids up to £250 – could this be used for cycle safety/security. Could we investigate a bike marking session in the village with PCSO Bradley.

**15. School Field**

It was RESOLVED to note that Cllr Elliott suggested that the school field project could be revisited for the benefit of the new councillors. In light of the absence of any new councillors it was agreed to postpone the presentation until the January meeting.

**16. Councillors Reports**

**a) Litho Factory –**

Cllr Elliott Enquired about the possible presence of a member of the Litho trust at the Ordinary Meeting and the Clerk reported that she had not received a response regarding the invitation to the meeting.

The Meeting closed at 10.45am

**100/21 Finance Committee of Breaston Parish Council held on Wednesday 8th of December at 10.50am at the Methodist Church Hall, Blind Lane, Breaston.**

**1. Summons**

**2. Public Session: none**

**3. Present:**

Cllr Mills (Chair) Cllrs Mounsey, Rowlinson, Elliott, Fisher, Wrigglesworth, & Parkinson

**Also Present:**

Cllr McCaig

**Apologies:**

Cllrs Luke & Miller

**4. Declaration of Members Interests:**

To enable any Councillors to indicate any items on the agenda in which they have a personal or pecuniary interest in accordance with the Parish Council's Code of Conduct – **none**

**5. Dispensations:**

To report on and consider any requests for dispensation in accordance with s31 of the Localism Act 2011 – **none**

**6. Budget 2022-23 –**

It was RESOLVED to note the time to set the Precept was fast approaching budget requirements need to be proposed and investigated ready for the new year, the Clerk has made enquiries with Erewash Borough Council regarding the level of Concurrent Functions Budget proposed for 2022/23 and will circulate the information once received. Clerk to arrange a meeting with Cllrs Luke and Mills before Christmas. Cllr Luke confirmed media reports that 75% of Councils would be increasing the precept in the new financial year and that Councillors needed to consider their committee's financial needs carefully and report requirements before the January meeting.

## 7. Councillor's Reports –

### a) Electricity Usage

Cllr Mills reported that it would be helpful to get a picture of the usage of electricity of the PCMR now that the new lights have been installed for feedback to the public.

The meeting closed at 11.00am

### 101/21 Payments & Receipts December 2021

Payee	Description	Amount
Post Office	Postage Stamps	31.68
Various	Staff Costs December	4320.75
Amazon	Calendar prizes	160.00
Glendale	Grounds Maintenance November	1058.40
Glendale	Removal of soil from the cemetery	389.10
Elson & Hall	Preparation and Printing of calendars	450.00
Sterilizing Services	Legionella Testing November	31.18
Co-op	Sundry cleaning products & batteries PCMR	13.80
British Gas Lite	Electricity Pavilion 22.10.21 – 22.11.21	36.66
British Gas Lite	Electricity Chapel 24.09.21 – 22.11.21	8.65
Leisure Lites	Installation of Christmas Lights	1380.00
Excel Office Equipment	Paper/lamination pouches/bookends	112.61
British Gas Lite	Electricity PCMR 24.09.21 – 22.11.21	121.62
Erewash Borough Council	Cleaning of the public conveniences Perks Park (discounted due to lengthy closure)	3186.43
Isobel the florist	Thank you flowers Sensory Garden P Harvey/J Davis & PCSO K Pykett	75.00
PeopleSafe	Man Down Subscription Quarterly payment	129.60
Land Registry	Enquiry relating to Holmes Road	6.00
David Sims	Sound system Remembrance Service	40.00
Go Local	Thank you cards and gift wrap Walks/sensory garden/pcso	12.16
Co-op	Thank you Village Walks, B Marshall	12.75
S Fisher	Repairs after vandalism Perks repairs to gate Perks, guttering PCMR/chapel, entrances Duffield Close, Memorial Garden Wall damaged by lorry.	394.00
A Kincade Electrical	Replacement of light fittings to PCMR	749.10
S Fisher	Supply and install storage racking hooks PCMR Store	195.00
S Fisher	Additional materials/labour Johnson's Meadow bridge (unforeseen issues once old bridge removed)	440.00
A Kincade	Replace faulty floodlight and Christmas Light sockets St Michael's Churchyard	294.40
Canopy Tree Services	Annual Inspection report 2021	468.00
Canopy Tree Services	Centenary Garden removal of laurel cherry and ash – Insurance request	1050.00
SLCC	Annual Membership 2022	270.00
<b>Total</b>		<b>15,436.89</b>
Payer	Description	Amount
Safety Signs for Less	Refund for returned sign	13.02



St Michael's Church	Reimbursement for work to clock/ivy removal	150.00
Bailey Memorials	Scanlan Memorial ND22	94.00
Methodist Church	Remembrance Wreaths	34.00
Bull's Head	Hanging Basket Inv 932	48.00
Nationwide	Interest October	3.70
<b>Total</b>		<b>342.72</b>

It was proposed and seconded that the above accounts for December be accepted.

**102/21 Public Questions**

none

**103/21 Date of the Next Meeting**

The next meeting of the Parish Council is scheduled for Monday January the 10<sup>th</sup> at 7.15pm  
Meeting Closed at 20.50pm

.....Chairman  
10.01.22