

# CULTURE, LEISURE AND TRANSPORTATION PORTFOLIO

## DECISION RECORD

24<sup>th</sup> April, 2007

The meeting commenced at 10.00 a.m. at Belle Vue Community, Sports & Youth Centre, Kendal Road, Hartlepool

### Present:

Councillor Victor Tumilty (Culture, Leisure and Transportation Portfolio Holder)

Officers: John Mennear, Assistant Director (Community Services)  
Alastair Smith, Head of Technical Services  
Mike Blair, Transportation and Traffic Manager  
Jo Wilson, Democratic Services Officer

### **125. Adult and Community Services Departmental Plan 2007/08 – 2009/10** *(Director of Adult and Community Services)*

#### **Type of decision**

Non-key

#### **Purpose of report**

To submit the Departmental Plan for Adult and Community Services Department for Portfolio Holder consideration.

#### **Issue(s) for consideration by Portfolio Holder**

The report outlined the Adult and Community Services Departmental Plan, detailing the vision for the department, key objectives and performance indicators. In the overview of the Plan the Director indicated that the following service plans were being developed under the strategic umbrella of the overall Departmental Plan:

- Older People
- Disabilities
- Mental Health
- Support Services
- Adult Education
- Libraries

- Sports and Recreation
- Museums and Heritage
- Parks and Countryside
- Strategic Arts

The report also outlined the Strategic Direction for Adult Services and the monitoring, reporting and reviewing arrangements. A copy of the Departmental Plan was attached as an appendix.

### **Decision**

That the Departmental Plan be endorsed.

## **126. Coronation Drive Remediation – Powers of Entry under the Environment Act 1995** (*Head of Technical Services*)

### **Type of decision**

Non-key

### **Purpose of report**

To seek authority for the Director of Neighbourhood Services/Head of Technical Services to exercise powers under section 108 of the Environment Act 1995 to enter residential premises for the purpose of carrying out remediation

### **Issue(s) for consideration by Portfolio Holder**

Cabinet had considered various reports in relation to the investigation and determination of contaminated land and remediation of a residential estate in Seaton Carew. The work is currently out to tender and in order to carry out the work it was necessary for the Director of Neighbourhood Services / Head of Technical Services to be given authority to exercise powers under Section 108 of the Environment Act 1995. This would allow entry to be gained to the residential premises with equipment either with the consent of the person who occupies the premises or under the authority of a warrant for the purpose of carrying out remediation within the cartilage of the property. There were no financial implications as funding was being sought from DEFRA under the contaminated land capital projects programme.

### **Decision**

That the Director of Neighbourhood Services/Head of Technical Services be given authority to exercise powers under Section 108 of the Environment Act 1995 such that access can be secured for remediation to be carried out for the properties in Coronation Drive.

**127. Arriva North East Fares Increase** (*Head of Technical Services*)

**Type of decision**

Non-key

**Purpose of report**

To seek approval to apply increased fare scales on bus services operated by Arriva North East on behalf of Hartlepool Borough Council.

**Issue(s) for consideration by Portfolio Holder**

The report provided details of the fares increase on Hartlepool Borough Council supported bus services operated by Arriva North East from 1<sup>st</sup> April 2007.

**Decision**

That the revised fare scales on supported bus services operated by Arriva North East be applied with immediate effect.

**128. Stagecoach Fares Increase** (*Head of Technical Services*)

**Type of decision**

Non-key

**Purpose of report**

To seek approval to apply increased fare scales on bus services operated by Stagecoach on behalf of Hartlepool Borough Council.

**Issue(s) for consideration by Portfolio Holder**

The report provided details of the fares increase on Hartlepool Borough Council supported bus services operated by Stagecoach from 22<sup>nd</sup> April 2007.

**Decision**

That the revised fare scales on supported bus services operated by Stagecoach be applied with immediate effect.

**129. Ashwood Close** (*Director of Neighbourhood Services*)

**Type of decision**

Non-key

**Purpose of report**

To consider the results of two consultation exercises carried out in relation

to residents' requests to close the cut-through from Ashwood Close to Templeton Close on the grounds of anti-social behaviour.

**Issue(s) for consideration by Portfolio Holder**

In March 2006 the North Neighbourhood Manager carried out a consultation exercise based on a request from several residents regarding the closure of the cut-through from Ashwood Close to Templeton Close and from Templeton through to the Gillen's shops. Residents were consulted and of the 113 respondents; 62 wanted the closure while 51 were against. A further consultation exercise in February 2007 showed 26 in favour and 16 opposed.

Any closure of a public footpath requires the approval of a Magistrates Court and needs almost 100% approval from the community. It was the view of the Head of Technical Services that given the number of objections already received an application would most likely be unsuccessful. Given this the Portfolio Holder indicated he would not be supporting the closure. A closure order should not be seen as an alternative to problems regarding anti-social behaviour and other measures should be undertaken to deal with issues arising in and around Ashwood Close.

**Decision**

That the closure of the thoroughfare be refused and officers instructed to monitor the situation, reporting back if necessary.

**J A BROWN**

**CHIEF SOLICITOR**

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