

**PETITION FROM FREEHOLD RESIDENTS OF FINSLEY WALK, WOODROFFE WALK AND CAXTON STREET**

To whom it may concern: Jaz Chera at Derby Homes Ltd.

Reference: Access Road and Car Park resurfacing

Sender: Residents of Finsley Walk, Woodroffe Walk and Caxton Street

Dear Sir/Madame

We had a meeting with several owners within the estate mentioned in your letter and can surely inform you that no one is going to pay for resurfacing of these areas because of the following reasons:

- 1) The Derby City Council is responsible, under Section 36 of the Highways Act 1980, to keep an updated list of the streets within the Derby area, which are publicly maintainable.  
We have checked and can confidently state that Finsley Walk, Woodroffe Walk and Caxton Street are found within the list as "Publicly Maintainable Streets". All of these have lightning and drainage throughout.
- 2) The land of the access roads and car parks at Finsley Walk, Woodroffe Walk and Caxton Street are owned by Derby City Council, they are not private streets. The carpark is not currently used only by the residents around the carpark but by people from all around the area. Why should we have the responsibility for maintaining a carpark, which is used by other people not living in the vicinity of the area?
- 3) The deed does not stipulate what is proportionate share of the cost of the maintenance or the repair, or what is understood by the maintenance and repair in the wider context. This clause was used as the basis of an argument to rip off the residents of their rights. It is discriminatory as other residents around the constituency are not required to pay for maintenance of their car park and access roads to their parking place.
- 4) The damage caused in the car parks is the mostly product of the heavy Council Refuse lorries. In the past no-one asked residents to pay any costs towards the maintenance.
- 5) The amount expected to pay according to the letter is not realistic. The letter does not explain how the cost was divided amongst the residents and there is no definition in the regards to the proportionate share. The explanation is inadequate. The public consultation never took place since no invitation was sent.
- 6) There are considerable number of the people in the area that cannot afford the costs such as elderly, disable and hardworking people and families who are having difficulties to meet the daily living costs.
- 7) **We demand that you provide the evidence and details of 5 quotas from the tender selection and explanation on how the choice was made. We also demand explanation on how you calculated the proportionate share, as not all owners had the same content letter.**

We are prepared to take matter further, if needs to be, through legal system.

On the next page is the petition signed by the residents of the Finsley Walk, Woodroffe Walk and Caxton Street. In this petition we are demanding that any work, which is to commence now or in the future on the expense of the residents, regarding to the resurfacing of the access roads and the car parks of the Finsley Walk, Woodroffe Walk and Caxton Street is cancelled indefinitely and immediately.