

REPORT FROM: ENVIRONMENTAL SERVICES MANAGER

TO: WEST CRAVEN COMMITTEE

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ENVIRONMENTAL CRIME UPDATE

PURPOSE OF REPORT

To inform Members of the Environmental Crime action for 1st July to 30th September 2016 in the West Craven area, (including spend on litter/ dog waste bins) along with the totals for 2016/17, and to ask for feedback on any problems with substations in the committee area.

RECOMMENDATIONS

- (1) To note the report on environmental crime actions.
- (2) To provide feedback on any problems with substations in the committee area.

REASONS FOR RECOMMENDATIONS

- (1) Members are kept informed of any environmental crime action taken.
- (2) To bring problems to the attention of Environmental Services in order to help remedy any substation sites.

ISSUE

Section 215 notices

Section 215 of the Town and Country Planning Act 1990 allows a local authority to serve a notice on the owners and occupiers of land, requiring the site to be tidied up if the condition of any land is in such a state as to adversely affect the amenity of the neighbourhood.

Section 215s pending

The Section 215 process was started on the following 5 properties during July and September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
31207	46 Park Road, Barnoldswick, Lancashire, BB18 5BQ	West Craven	27/07/2016
31227	43 Bank Street, Barnoldswick, Lancashire, BB18 6AU	West Craven	28/07/2016

31352	33 Shuttleworth Street, Earby, Barnoldswick, Lancashire, BB18 6QN	West Craven	09/08/2016
31830	17 Colin Street, Barnoldswick, Lancashire, BB18 5EW	West Craven	19/09/2016
31852	22 Bracewell Street, Barnoldswick, Lancashire, BB18 5EP	West Craven	21/09/2016
		Total	5

Section 215s completed

The following 4 properties were dealt with under Section 215, but were cleared and the process completed during July and September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
31207	46 Park Road, Barnoldswick, Lancashire, BB18 5BQ	West Craven	27/07/2016	11/08/2016
31352	33 Shuttleworth Street, Earby, Barnoldswick, Lancashire, BB18 6QN	West Craven	09/08/2016	15/08/2016
31227	43 Bank Street, Barnoldswick, Lancashire, BB18 6AU	West Craven	28/07/2016	23/08/2016
30522	13 Lower North Avenue, Barnoldswick, Lancashire, BB18 6DP	West Craven	16/06/2016	24/08/2016
		Total	4	

Section 215s completed by Legal

There were no Section 215's completed by Legal, from 1st July till 30th September 2016.

Section 46 Notices

Section 46 of the Environmental Protection Act (EPA) 1990 allows a waste collection authority to specify how waste is presented for collection, i.e. require an occupier to place waste for collection in receptacles of a kind and number specified. This is used to enforce separation of waste for recycling and also for the removal of containers from the public highway following the scheduled collection of waste.

There were 6 Section 46 Notices issued by Environmental Services between July and September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
30965	12 Stuart Street, Barnoldswick, Lancashire, BB18 6AX	West Craven	08/07/2016
31198	44 Aspen Lane, Earby, Barnoldswick, Lancashire, BB18 6NU	West Craven	27/07/2016
31237	49 Long Ing Lane, Barnoldswick, Lancashire, BB18 6BJ	West Craven	29/07/2016
31238	35 Long Ing Lane, Barnoldswick, Lancashire, BB18 6BJ	West Craven	29/07/2016
31745	47 Colin Street, Barnoldswick, Lancashire, BB18 5EW	West Craven	12/09/2016
31746	14 Brook Street, Earby, Barnoldswick, Lancashire, BB18 6NS	West Craven	12/09/2016
		Total	6

Section 79 Notices

Section 79 of the Public Health Act 1936 allows a Local Authority to serve notice where the owner of the land / property has accumulated noxious matter i.e. food waste and the notice gives the

owner 24 hours to remove the waste. On failure to act upon the Notice the Local Authority can remove the waste and recover the expenses of any actions taken.

There were 2 Section 79's carried out by Environmental Services between July and September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
31420	33 Shuttleworth Street, Earby, Barnoldswick, Lancashire, BB18 6QN	West Craven	11/08/2016
31520	13 Lower North Avenue, Barnoldswick, Lancashire, BB18 6DP	West Craven	18/08/2016
		Total	2

Community Protection Notice

CPN's can be used by the Council to target those responsible for specific ongoing problems or nuisance which negatively affects the quality of life in a community. Examples of behaviour covered by CPN's include owners allowing dogs to persistently stray and or cause a nuisance, owners of dogs persistently allowing dogs to foul without then removing the waste and vehicle repair garages parking vehicles for repair on residential streets.

There were no actions taken via a Community Protection process by Neighbourhood Services between July and September 2016. The table below identifies the total number of cases, including active cases, received since the CPN process began in February 2015:

Current	West Craven
Under Investigation	1
Resolved before warning	0
Statutory Warning Letter	0
Resolved after warning	2
Notice	0
Resolved after notice	0
In breach of Notice	0
Prosecution	0
Total Actions	3

Fixed Penalty Notices

The Council has various powers to issue Fixed Penalty Notices (FPN) for offences such as littering, failure to remove dog fouling, graffiti and fly tipping.

There were 13 Fixed Penalty Notices served in the period between July and September 2016 in the West Craven area by Environmental Services.

IDNO	ADDRESS	COMMITTEE	COMMENCED	TYPE
31146	Cowgarth Lane, Earby	West Craven	26/07/2016	FPN - Dog Fouling
31148	Cowgarth Lane, Earby	West Craven	26/07/2016	FPN - Dog Fouling
31345	Valley Gardens Park, Gisburn Road, Barnoldswick, BB18 5NQ	West Craven	09/08/2016	FPN - Flytipping
31753	Rainhall recycling centre, Rainhall	West Craven	12/09/2016	FPN -

	Road car park, Barnoldswick			Flytipping
31111	Kelbrook Road, Barnoldswick, between Park Road and road to Lower Park Marina	West Craven	25/07/2016	FPN - Litter from a vehicle
31527	Kelbrook Road,, near to Lower Greenhill caravan park	West Craven	23/08/2016	FPN - Litter from a vehicle
31733	A56, Colne Road, going in direction toward Barnoldswick	West Craven	09/09/2016	FPN - Litter from a vehicle
31894	Standing Stone Lane, heading towards Stainthwaite boarding kennels from Barnoldswick	West Craven	26/09/2016	FPN - Litter from a vehicle
31060	Barnoldswick town centre, Ellis Street outside 'Majestic Church'	West Craven	15/07/2016	FPN - Littering
31777	Fern Lea Avenue, next to bus station Barnoldswick	West Craven	14/09/2016	FPN - Littering
31847	Wellhouse Road, Barnoldswick, opposite war memorial	West Craven	21/09/2016	FPN - Littering
31862	Rear of Mediterranean take away, 21 Church Street, Barnoldswick	West Craven	21/09/2016	FPN - Littering
31936	Rear of Albert Road, Barnoldswick, junction to Albert Road next to newsagents 'Singhs'	West Craven	29/09/2016	FPN - Littering
		Total	13	

Annual Summary of Environmental Crime Actions for 2016/17

S215 pending	S215 closed	Sec 46	Sec 79	Fixed penalty notices					
				FPN Dog Fouling	FPN Duty of Care	FPN Litter from a vehicle	FPN Fly Tip	FPN Litter	Total
9	9	6	2	2	1	4	5	6	18

The table above summarises the total number of actions taken by Environmental Services in 2016/17.

Provision of litter / dog waste bins

Members approved a total allocation of £4,598.00 inclusive of slippage for 2016/17. At the end of Quarter 1, there was a remaining budget of £4,425.66. In Quarter 2, £40.00 was spent. Members are advised that there was 1 bin placed out/removed during July to September leaving a remaining total of £4,385.66.

AREA	DESCRIPTION	BIN TYPE	COST PER BIN
CEMETERY ROAD, EARBY	TO RELOCATE DOG BIN FROM INSIDE THE CEMETERY TO OUTSIDE	DOG	40.00

Members are further advised that due to wear or damage, 4 bins have been replaced by Environmental Services between July and September at no cost to the area's committee budget.

AREA	DESCRIPTION	BIN TYPE	COST PER BIN
Rushton Avenue, Earby	To replace the dog bin post	DOG	20.00
Colne Road, Earby	To replace the outer cover of the f/s litter bin	LITTER	111.33
Harrison Street, Barnoldswick	Replace P/M litter bin liner on the playground	LITTER	56.31
Barnwood Road, Earby	Dog bin been crushed, replaced.	DOG	126.52

Substation Sites

Following the scrutiny review of Litter and Detritus carried out in 2008, all area committees are encouraged to report if there are any substations within their area that may need tidying up. Members are asked to provide location details of any substations that are causing a problem with litter and/or fly tipping to Environmental Services.