

REPORT FROM: ENVIRONMENTAL SERVICES MANAGER

TO: BARROWFORD & WESTERN PARISHES COMMITTEE

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ENVIRONMENTAL CRIME UPDATE

PURPOSE OF REPORT

To inform Members of the Environmental Crime action from the 1st October to the 31st December 2016 in the Barrowford area, (including spend on litter/ dog waste bins) along with annual 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

There were no Section 215 processes opened during October to December 2016.

Section 215s completed

There was 1 property dealt with under Section 215 that was cleared in the process and completed during October to December 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
31585	11 Gisburn Road, Barrowford, Nelson, Lancashire, BB9 8NB	Barrowford	25/08/2016	10/11/2016

Section 215 completed by Legal

There were no section 215 notices commenced by Legal during this period.

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 2 Section 46 Notices issued by Environmental Services between October and December 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
16/0082/ESS46	10 Duckworth Street, Barrowford, Nelson Lancashire BB9 8PF	Barrowford	21/12/2016
16/0085/ESS46	12 Duckworth Street, Barrowford, Nelson Lancashire BB9 8PF	Barrowford	21/12/2016
		Total	2

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 no Section 79's carried out by Environmental Services between October and December 2016.

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.

The following actions were undertaken via a Community Protection process by Neighbourhood Services between October and December 2016.

Actions	
Resolved before warning	2

Description	Action
Cars awaiting repair or awaiting collection parked in residential parts of the street	Resolved before Warning
Parking on yellow lines and blocking the highway	Resolved before Warning

The table below identifies the total number of cases, including active cases, received since the CPN process began in February 2015:

Current	BWP
Under Investigation	2
Resolved before warning	3
Statutory Warning Letter	1
Resolved after warning	1
Resolved after notice	2
Total Actions	9

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 was 1 Fixed Penalty Notice served in the period between October and December 2016 in the Barrowford area by Environmental Services.

IDNO	ADDRESS	COMMITTEE	COMMENCED	TYPE
32260	Outside, 290 Gisburn Road, Barrowford, Nelson	Barrowford	11/11/2016	FPN - Litter from a vehicle
		Total	1	

Annual Summary of Environmental Crime Actions for 2016/17

S215 pending	S215 closed	Sec 46	Sec 79	Fixed penalty notices			
				FPN Dog Fouling	FPN Litter from a vehicle	FPN Duty Of Care	Total
6	6	6	0	2	3	1	6

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 for £187.00 inclusive of slippage from 2016/17. Members are advised that after Quarter 1, there was a remaining balance of £147.00. A further £313.00 was allocated to the budget in July, therefore £460.00 was brought forward to Quarter 2. At the end of Quarter 2, there was a balance of £313.48. There has been no spend in Quarter 3, therefore the remaining balance is £313.48.

Members are advised that due to wear or damage, 4 bins have been replaced by Environmental Services at no cost to the area committee's budget within the period October to December 2016.

AREA	DESCRIPTION	TYPE OF BIN	COST PER BIN
Barnoldswick Road, Blacko	To reconcrete base and fix outer on F/S litter bin opposite the Cross Gaits Inn	LITTER	40.00
Spenbrook Road, Newchurch	To replace the F/S litter bin which is rotten, 100 yards down from St Marys School	LITTER	192.34
Leet Road, Higham	Replace the dog bin post	DOG	20.00
Colne Road, Barrowford	Replace the dog bin post just past the Heritage Centre	DOG	20.00

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.