

**REPORT FROM:** ENVIRONMENTAL SERVICES MANAGER  
**TO:** BRIERFIELD & REEDLEY COMMITTEE  
**DATE:** 10<sup>TH</sup> MAY 2016

**Report Author:** David Walker  
**Tel. No:** 01282 661746  
**E-mail:** david.walker@pendle.gov.uk

**ENVIRONMENTAL CRIME UPDATE**

**PURPOSE OF REPORT**

To inform Members of the Environmental Crime action for 1st January to 31<sup>st</sup> March 2016 in the Brierfield and Reedley area, (including spend on litter/ dog waste bins) along with annual totals for 2015/16, 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 and Recreation 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 47 properties during January to March 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
29086	42 Arthur Street, Brierfield, Nelson, Lancashire, BB9 5RZ	Brierfield	11/01/2016

29128	25 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	15/01/2016
29219	7 Walverden Road, Brierfield, Nelson, Lancashire, BB9 0PJ	Brierfield	26/01/2016
29220	23 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	26/01/2016
29237	86 Burnley Road, Brierfield, Nelson, Lancashire, BB9 5JH	Brierfield	27/01/2016
29266	4 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	01/02/2016
29267	42 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5SG	Brierfield	01/02/2016
29268	18 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	01/02/2016
29356	17 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	04/02/2016
29357	19 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	04/02/2016
29379	Land at rear, Burnley Road/ Lord Street, Brierfield, Nelson, Lancashire, BB9 5JR	Brierfield	08/02/2016
29464	10 Lord Street, Brierfield, Nelson, Lancashire, BB9 5JY	Brierfield	15/02/2016
29508	13 Halifax Road, Brierfield, Nelson, Lancashire, BB9 5AE	Brierfield	17/02/2016
29544	32 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	18/02/2016
29545	22 Arthur Street, Brierfield, Nelson, Lancashire, BB9 5SQ	Brierfield	18/02/2016
29555	21 Bird Street, Brierfield, Nelson, Lancashire, BB9 5BD	Brierfield	19/02/2016
29556	31 Reedley Drive, Burnley, Lancashire, BB10 2QZ	Brierfield	19/02/2016
29561	4 Robson Street, Brierfield, Nelson, Lancashire, BB9 5NT	Brierfield	22/02/2016
29562	36 Castle Street, Brierfield, Nelson, Lancashire, BB9 5SL	Brierfield	22/02/2016
29563	10 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	22/02/2016
29564	32 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	22/02/2016
29565	69 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	22/02/2016
29566	9 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	22/02/2016
29567	34 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	22/02/2016
29568	22 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	22/02/2016
29583	9 Castle Street, Brierfield, Nelson, Lancashire, BB9 5SL	Brierfield	24/02/2016
29604	38 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	29/02/2016
29610	13 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	01/03/2016
29611	23 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	01/03/2016
29617	2 Milton Street, Brierfield, Nelson, Lancashire, BB9 5LW	Brierfield	01/03/2016
29621	13 Cambridge Street, Brierfield, Nelson, Lancashire, BB9 5LP	Brierfield	01/03/2016
29622	40 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	01/03/2016
29623	11 Ross Street, Brierfield, Nelson, Lancashire, BB9 5LQ	Brierfield	01/03/2016
29624	14 Albion Street, Brierfield, Nelson, Lancashire, BB9 5LG	Brierfield	01/03/2016
29625	12 Albion Street, Brierfield, Nelson, Lancashire, BB9 5LG	Brierfield	01/03/2016
29627	22 Clegg Street, Brierfield, Nelson, Lancashire, BB9 5JQ	Brierfield	01/03/2016
29628	20 Townley Street, Brierfield, Nelson, Lancashire, BB9 5JD	Brierfield	01/03/2016
29629	8 Mount Street, Brierfield, Nelson, Lancashire, BB9 5AY	Brierfield	01/03/2016
29653	19 Albert Street, Brierfield, Nelson, Lancashire, BB9 5JF	Brierfield	03/03/2016
29797	29 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	22/03/2016
29799	6 Berry Street, Brierfield, Nelson, Lancashire, BB9 5JE	Brierfield	22/03/2016
29800	24 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	22/03/2016
29801	4 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	22/03/2016
29802	30 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	22/03/2016
29804	43 Burnley Road, Brierfield, Nelson, Lancashire, BB9 5JR	Brierfield	22/03/2016
29805	2 Stoneyhurst Height, Brierfield, Nelson, Lancashire, BB9 0YB	Brierfield	22/03/2016
29838	Land adjacent to, 51 Reedley Road, Burnley, Lancashire, BB10 2LU	Brierfield	29/03/2016
		<b>Total</b>	<b>47</b>

## Section 215s completed

The following 32 properties was dealt with under Section 215, but were cleared and the process completed during the period January to March 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
28996	20 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	30/12/2015	05/01/2016
28997	32 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	30/12/2015	06/01/2016
29017	20 Townley Street, Brierfield, Nelson, Lancashire, BB9 5JD	Brierfield	30/12/2015	06/01/2016
28944	5 Oxford Street, Brierfield, Nelson, Lancashire, BB9 5LN	Brierfield	16/12/2015	18/01/2016
28481	33 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5SG	Brierfield	06/10/2015	19/01/2016
28995	8 Ann Street, Brierfield, Nelson, Lancashire, BB9 5SD	Brierfield	30/12/2015	27/01/2016
28998	5 Timber Street, Brierfield, Nelson, Lancashire, BB9 5NR	Brierfield	30/12/2015	08/02/2016
29379	Land at rear, Burnley Road/ Lord Street, Brierfield, Nelson, Lancashire, BB9 5JR	Brierfield	08/02/2016	08/02/2016
28988	20 Higher Reedley Road, Brierfield, Nelson, Lancashire, BB9 5HA	Brierfield	30/12/2015	16/02/2016
28462	45 Halifax Road, Brierfield, Nelson, Lancashire, BB9 5BG	Brierfield	02/10/2015	24/02/2016
28152	10 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	20/08/2015	26/02/2016
28460	34 Oxford Street, Brierfield, Nelson, Lancashire, BB9 5LN	Brierfield	02/10/2015	26/02/2016
29266	4 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	01/02/2016	26/02/2016
29013	21 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	30/12/2015	08/03/2016
29357	19 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	04/02/2016	08/03/2016
29562	36 Castle Street, Brierfield, Nelson, Lancashire, BB9 5SL	Brierfield	22/02/2016	08/03/2016
29556	31 Reedley Drive, Burnley, Lancashire, BB10 2QZ	Brierfield	19/02/2016	11/03/2016
29566	9 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	22/02/2016	14/03/2016
29086	42 Arthur Street, Brierfield, Nelson, Lancashire, BB9 5RZ	Brierfield	11/01/2016	17/03/2016
29237	86 Burnley Road, Brierfield, Nelson, Lancashire, BB9 5JH	Brierfield	27/01/2016	17/03/2016
29544	32 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	18/02/2016	17/03/2016
29563	10 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	22/02/2016	17/03/2016
29565	69 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	22/02/2016	17/03/2016
29561	4 Robson Street, Brierfield, Nelson, Lancashire, BB9 5NT	Brierfield	22/02/2016	18/03/2016
29567	34 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	22/02/2016	18/03/2016
29568	22 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	22/02/2016	18/03/2016
29267	42 Commercial Street, Brierfield, Nelson,	Brierfield	01/02/2016	22/03/2016

	Lancashire, BB9 5SG			
29583	9 Castle Street, Brierfield, Nelson, Lancashire, BB9 5SL	Brierfield	24/02/2016	22/03/2016
29268	18 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	01/02/2016	30/03/2016
29611	23 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	01/03/2016	30/03/2016
29621	13 Cambridge Street, Brierfield, Nelson, Lancashire, BB9 5LP	Brierfield	01/03/2016	30/03/2016
29838	Land adjacent to, 51 Reedley Road, Burnley, Lancashire, BB10 2LU	Brierfield	29/03/2016	31/03/2016
		<b>Total</b>	<b>32</b>	

### **Section 215 completed by Legal**

There were 0 Section 215 notices opened 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 0 Section 46 Notices issued by Environmental Services between January and March 2016.

### **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 0 Section 79s carried out by Environmental Services between January and March 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 January and March 2016:

Statutory Warning  
Letter 1

The annual actions are as follows:

Pending 1

Under Investigation	5
Resolved before warning	1
Resolved after warning	1
Notice	1
<b>Total Actions</b>	<b>9</b>

Failure to Comply with Notice	new dog escaping - enforcement of FPN pending	04.01.16
Warning Letter Served	Parking vehicle awaiting repair on street	22.01.16
Resolved after Warning	dogs out of control	21.07.15
Under Investigation	nuisance behaviour associated with young men driving on to the car park	
Under Investigation	rubbish in yard; throwing rubbish from windows; noise nuisance; drug related activity	
Under Investigation	dogs out of control; dog fouling; barking dogs	
Under Investigation	site is vulnerable to ASB - David Lambert	
Under Investigation	noise, caravan on back street, caravan in car park	
Resolved before Warning	dogs out of control in Marina and locally	
Pending	under age tobacco sales - currently closed	

### **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 January and March 2016 in the Brierfield and Reedley area by Environmental Services.

IDNO	ADDRESS	COMMITTEE	COMMENCED	TYPE
29652	Church Street, Brierfield	Brierfield	03/03/2016	FPN - Litter from a vehicle
		<b>Total</b>	<b>1</b>	

### **Annual Summary of Environmental Crime Actions for 2015/16**

	S215 pending	S215 closed	Sec 46	Sec 79	Fixed penalty notices					
					FPN Community Protection Notice	FPN Dog	FPN Litter	FPN Vehicle	FPN Flytip	Total
Brierfield	123	127	0	0	1	2	1	2	0	6

The table above summarises the total number of actions taken by Environmental Services in 2015

### **Provision of litter / dog waste bins**

Members approved a total allocation of £831.00 inclusive of slippage from 2014/15. A further £350.00 was allocated in November 2015 and a further £500.00 allocated in March 2016 creating a total allocation of £1681.00. Members are advised that there were 2 bins placed out/removed during January to March leaving a remaining total of £1203.00.

TOWN	DESCRIPTION	BIN TYPE	COST FOR BIN
REEDLEY	BY GATE TO LUCAS PLAYING FIELD, SIDE OF 538 COLNE ROAD	DOG	£115.74
BRIERFIELD	BY GATE TO FIELD AT SIDE OF NO. 20, HILLSBOROUGH AVE	DOG	£115.74

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

TOWN	DESCRIPTION	BIN TYPE	COST FOR BIN
BRIERFIELD	REPLACE POST FOR DOG BIN, STONEYHURST HEIGHTS	DOG	£20.00
BRIERFIELD	REFIX POST MOUNTED LITTER BIN TO POST BY NO. 31, KING ST TERRACE	LITTER	£20.00
REEDLEY	RE-ATTACH YELLOW LITTER BIN TO BARRIER, REEDLEY DRIVE	LITTER	£60.00
REEDLEY	REPLACE POST MOUNTED LITTER BIN PART WAY UP ON LEFT, REEDLEY DRIVE	LITTER	£131.88

### **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.