

REPORT FROM: ENVIRONMENTAL SERVICES MANAGER

TO: BRIERFIELD & REEDLEY 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 Brierfield and Reedley 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 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 36 properties during July to September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
30914	16 Lord Street, Brierfield, Nelson, Lancashire, BB9 5JY	Brierfield	06/07/2016
30964	22 Arthur Street, Brierfield, Nelson, Lancashire, BB9 5SQ	Brierfield	08/07/2016
31066	8 Railway Terrace, Brierfield, Nelson, Lancashire, BB9 5LD	Brierfield	18/07/2016
31223	32 Landless Street, Brierfield, Nelson, Lancashire, BB9 5LA	Brierfield	28/07/2016
31224	29 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	28/07/2016
31225	69 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	28/07/2016
31258	32 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	01/08/2016
31287	67 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	03/08/2016
31411	42 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NS	Brierfield	11/08/2016
31412	38 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NS	Brierfield	11/08/2016
31431	17 Railway View, Brierfield, Nelson, Lancashire, BB9 5NZ	Brierfield	12/08/2016
31433	12 Hope Street, Brierfield, Nelson, Lancashire, BB9 5AX	Brierfield	12/08/2016
31435	30 Landless Street, Brierfield, Nelson, Lancashire, BB9 5LA	Brierfield	12/08/2016
31453	15 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	12/08/2016
31457	6 Carlton Street, Brierfield, Nelson, Lancashire, BB9 5LL	Brierfield	12/08/2016
31458	7 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	12/08/2016
31486	13 Bank Street, Brierfield, Nelson, Lancashire, BB9 5RJ	Brierfield	12/08/2016
31573	14 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	25/08/2016
31574	1 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	25/08/2016
31576	30 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	25/08/2016
31578	2 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	25/08/2016
31654	13 Richard Street, Brierfield, Nelson, Lancashire, BB9 5HZ	Brierfield	02/09/2016
31655	14 Albion Street, Brierfield, Nelson, Lancashire, BB9	Brierfield	02/09/2016

	5LG		
31656	12 Albion Street, Brierfield, Nelson, Lancashire, BB9 5LG	Brierfield	02/09/2016
31657	22 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	02/09/2016
31658	36 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	02/09/2016
31659	1 Hill Street, Brierfield, Nelson, Lancashire, BB9 5AH	Brierfield	02/09/2016
31660	20 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	02/09/2016
31692	Land rear, 13 & 13a Burnley Road, Brierfield, Nelson, Lancashire, BB9 5HX	Brierfield	07/09/2016
31788	62 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NN	Brierfield	14/09/2016
31876	6 John Street, Brierfield, Nelson, Lancashire, BB9 5NU	Brierfield	22/09/2016
31878	4 John Street, Brierfield, Nelson, Lancashire, BB9 5NU	Brierfield	22/09/2016
31896	15A Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	26/09/2016
31942	32 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5SG	Brierfield	30/09/2016
31945	8 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	30/09/2016
31946	Eaton House, 8a Albion Street, Brierfield, Nelson, BB9 7LG	Brierfield	30/09/2016
		Total	36

Section 215s completed

The following 37 properties was dealt with under Section 215, but were cleared and the process completed during the period July to September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
30538	11 Cambridge Street, Brierfield, Nelson, Lancashire, BB9 5LP	Brierfield	17/06/2016	05/07/2016
30299	Path at rear, 11 Mansfield Crescent, Brierfield, Nelson, Lancashire, BB9 5RU	Brierfield	24/05/2016	06/07/2016
30548	4 Bird Street, Brierfield, Nelson, Lancashire, BB9 5BD	Brierfield	17/06/2016	06/07/2016
30636	13 Halifax Road, Brierfield, Nelson, Lancashire, BB9 5AE	Brierfield	22/06/2016	13/07/2016
30683	25 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	24/06/2016	13/07/2016
30397	3 Ann Street, Brierfield, Nelson, Lancashire, BB9 5SD	Brierfield	27/05/2016	15/07/2016
30673	26 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	23/06/2016	15/07/2016
30679	27 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	24/06/2016	27/07/2016
28661	12 Cambridge Street, Brierfield, Nelson, Lancashire, BB9 5LP	Brierfield	09/11/2015	01/08/2016
30681	20 Garden Street, Brierfield, Nelson, Lancashire, BB9 5DA	Brierfield	24/06/2016	02/08/2016
30805	36 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	29/06/2016	02/08/2016
30398	24 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	27/05/2016	03/08/2016
31066	8 Railway Terrace, Brierfield, Nelson, Lancashire, BB9 5LD	Brierfield	18/07/2016	03/08/2016
31287	67 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	03/08/2016	04/08/2016
30806	38-40 Bank Street, Brierfield, Nelson, BB9 5RJ	Brierfield	29/06/2016	05/08/2016
31225	69 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	28/07/2016	10/08/2016
30964	22 Arthur Street, Brierfield, Nelson, Lancashire, BB9 5SQ	Brierfield	08/07/2016	11/08/2016
30682	8 Carlton Street, Brierfield, Nelson, Lancashire, BB9 5LL	Brierfield	24/06/2016	15/08/2016
30680	16 Chapel Street, Brierfield, Nelson, Lancashire, BB9 5HJ	Brierfield	24/06/2016	17/08/2016
30914	16 Lord Street, Brierfield, Nelson, Lancashire, BB9 5JY	Brierfield	06/07/2016	23/08/2016
31411	42 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NS	Brierfield	11/08/2016	23/08/2016
30193	29 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	16/05/2016	06/09/2016

31223	32 Landless Street, Brierfield, Nelson, Lancashire, BB9 5LA	Brierfield	28/07/2016	06/09/2016
31458	7 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	12/08/2016	06/09/2016
31435	30 Landless Street, Brierfield, Nelson, Lancashire, BB9 5LA	Brierfield	12/08/2016	07/09/2016
31573	14 Commercial Street, Brierfield, Nelson, Lancashire, BB9 5HH	Brierfield	25/08/2016	07/09/2016
31457	6 Carlton Street, Brierfield, Nelson, Lancashire, BB9 5LL	Brierfield	12/08/2016	19/09/2016
31574	1 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	25/08/2016	22/09/2016
31659	1 Hill Street, Brierfield, Nelson, Lancashire, BB9 5AH	Brierfield	02/09/2016	22/09/2016
31258	32 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	01/08/2016	23/09/2016
31654	13 Richard Street, Brierfield, Nelson, Lancashire, BB9 5HZ	Brierfield	02/09/2016	23/09/2016
31655	14 Albion Street, Brierfield, Nelson, Lancashire, BB9 5LG	Brierfield	02/09/2016	27/09/2016
31658	36 Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	02/09/2016	27/09/2016
31896	15A Sackville Street, Brierfield, Nelson, Lancashire, BB9 5LE	Brierfield	26/09/2016	28/09/2016
31576	30 Every Street, Brierfield, Nelson, Lancashire, BB9 5SE	Brierfield	25/08/2016	29/09/2016
29885	11 Oxford Street, Brierfield, Nelson, Lancashire, BB9 5LN	Brierfield	05/04/2016	30/09/2016
30395	15 Ann Street, Brierfield, Nelson, Lancashire, BB9 5SD	Brierfield	27/05/2016	30/09/2016
		Total	37	

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 7 Section 46 Notices issued by Environmental Services between July and September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
31016	12 Taylor Street, Brierfield, Nelson, Lancashire, BB9 5RY	Brierfield	13/07/2016
31023	3 Hardy Street, Brierfield, Nelson, Lancashire, BB9 5RL	Brierfield	13/07/2016
31158	32 Humphrey Street, Brierfield, Nelson, Lancashire, BB9 5HQ	Brierfield	26/07/2016
31159	30-32 Montague Street, Brierfield, Nelson, Lancashire, BB9 5LJ	Brierfield	26/07/2016
31191	5 Mount Street, Brierfield, Nelson, Lancashire, BB9 5AY	Brierfield	27/07/2016
31192	12 Hope Street, Brierfield, Nelson, Lancashire, BB9 5AX	Brierfield	27/07/2016
31234	7 Railway View, Brierfield, Nelson, Lancashire, BB9 5NZ	Brierfield	29/07/2016
		Total	7

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 was 1 Section 79 carried out by Environmental Services between July and September 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
31686	71 Colne Road, Brierfield, Nelson, Lancashire, BB9 5NP	Brierfield	06/09/2016
		Total	1

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 July and September 2016:

Resolved before Warning	2
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Description	Action
dogs out of control; dog fouling; barking dogs	Resolved before Warning
over grown garden and neighbour dispute	Resolved before Warning

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

Action	
Under Investigation	6
Resolved before warning	5
Statutory Warning Letter	2
Resolved after warning	1
Notice	1
Total Actions	15

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 5 Fixed Penalty Notices served in the period between July and September 2016 in the Brierfield and Reedley area by Environmental Services.

IDNO	ADDRESS	COMMITTEE	COMMENCED	TYPE
31221	Brierfield, 13 Colne Road, BB9 5HW	Brierfield	28/07/2016	FPN - Duty of Care
31386	78 Colne Road, Brierfield, Nelson	Brierfield	10/08/2016	FPN - Duty of Care
31884	Barbers shop by Glenda, 28 Colne Road, Brierfield	Brierfield	22/09/2016	FPN - Duty of Care
31932	rear of 8 Albion Street, Brierfield, Albion Street, Brierfield, BB9 5LG	Brierfield	29/09/2016	FPN - Littering
31519	Rothesay Road, Brierfield	Brierfield	18/08/2016	FPN - Microchipping of dogs
		Total	5	

Annual Summary of Environmental Crime Actions for 2016/17

S215 pending	S215 closed	Sec 46	Sec 79	Fixed penalty notices				
				FPN Community Protection Notice	FPN Duty of Care	FPN Micro Chipping of dogs	FPN Litter	Total
70	77	7	1	1	4	1	3	9

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 £1,203.00 inclusive of slippage for 2016/17. In Quarter 2, £258.40 was spent. Members are advised that there were 2 bins placed out/removed during July to September leaving a remaining total of £944.60.

AREA	DESCRIPTION	TYPE OF BIN	COST PER BIN
GRANVILLE ROAD, BRIERFIELD	BETWEEN MUGA AND GARAGE SITE	POST	£131.88
WEATHERHILL CRESCENT, BRIERFIELD	NEW DOG BIN ERECTED BY THE WOODEN STILE	DOG	£126.52

Members are further advised that due to wear or damage, 6 bins have been replaced by Environmental Services between July and September at no cost to the area's committee budget.

AREA	DESCRIPTION	TYPE OF BIN	COST PER BIN
Robinson Lane, Brierfield	To replace the dog bin at top of lane	DOG	126.52
Robinson Lane, Brierfield	To replace a dog bin at bottom of lane	DOG	126.52
Hard Platts, Brierfield	To replace damaged dog bin	DOG	106.52
Quakers Bridge, Clitheroe Rd, Brierfield	To replace burnt out bin	DOG	126.52
Kings Causeway, Brierfield	Replace dog bin post	DOG	20.00
Bank Street, Brierfield	Replace the inner liner of F/S litter bin	LITTER	56.31

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.