

REPORT FROM:	ENVIRONMENTAL SERVICES MANAGER
TO:	WEST CRAVEN COMMITTEE
DATE:	7TH FEBRUARY 2017

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 October to 31st December 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 4 properties during October to December 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
31997	6 Bank Street, Barnoldswick, BB18 6AU	West Craven	05/10/2016
32084	23A Victoria Rd, Earby, Barnoldswick, BB18 6UN	West Craven	19/10/2016

32155	21 Gisburn Street, Barnoldswick, BB18 5ER	West Craven	28/10/2016
32284	Land off private road track, Bashfield Barn, Salterforth	West Craven	16/11/2016
		Total	4

Section 215s completed

The following 7 properties were dealt with under Section 215, but were cleared and the process completed during October to December 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
31852	22 Bracewell Street, Barnoldswick, Lancashire, BB18 5EP	West Craven	21/09/2016	10/10/2016
29363	2 Albion Street, Earby, Barnoldswick, Lancashire, BB18 6QA	West Craven	05/02/2016	14/10/2016
31830	17 Colin Street, Barnoldswick, Lancashire, BB18 5EW	West Craven	19/09/2016	21/10/2016
32084	23A Victoria Road, Earby, Barnoldswick, Lancashire, BB18 6UN	West Craven	19/10/2016	02/11/2016
32155	21 Gisburn Street, Barnoldswick, Lancashire, BB18 5ER	West Craven	28/10/2016	15/11/2016
32284	Land off private road track, Bashfield Barn, Salterforth	West Craven	16/11/2016	17/11/2016
31997	6 Bank Street, Barnoldswick, Lancashire, BB18 6AU	West Craven	05/10/2016	07/12/2016
		Total	7	

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 was 1 Section 46 Notice issued by Environmental Services between October and December 2016.

IDNO	ADDRESS	COMMITTEE	COMMENCED
31954	14 Brogden St, Barnoldswick, Lancashire, BB18 5ES	West Craven	03/10/2016
		Total	1

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 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.

There were no actions taken via a Community Protection process by Neighbourhood Services between October and December 2016:

Action	
Resolved before warning	2

Description	Action
Threatening behaviour towards Cleansing staff	Resolved before Warning
Partying and barbeques in the street	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	1
Resolved before warning	2
Resolved after warning	2
Total Actions	5

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 7 Fixed Penalty Notices served in the period between October and December 2016 in the West Craven area by Environmental Services.

IDNO	ADDRESS	COMMITTEE	COMMENCED	TYPE
32012	Victory Park, Barnoldswick, rugby fields	West Craven	05/10/2016	FPN - Dog Fouling
32423	Grass area off The Butts and Taylor Street, Barnoldswick	West Craven	06/12/2016	FPN - Dog Fouling
16/0089/ECFLY	Albert Street Car Park Albert Street, Earby Lancashire	West Craven	22/12/2016	FPN – Flytipping
32255	Skipton Road, Barnoldswick, parking space outside veterinary surgeons	West Craven	10/11/2016	FPN - Litter from a vehicle

32253	Rainhall Road, Barnoldswick, outside citizens advice bureau	West Craven	10/11/2016	FPN - Littering
32358	Fern Lea Avenue, near public toilets opposite Co-operative shop	West Craven	29/11/2016	FPN - Littering
32428	Rainhall Road car park, recycling centre	West Craven	09/12/2016	FPN - Littering
		Total	7	

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 vehicle	FPN Fly Tip	FPN Litter	Total
13	16	7	2	4	1	5	6	9	25

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 2, there was a balance of £4,385.66. There was no spend during Quarter 3, therefore the remaining balance is £4,385.66.

Members are further advised that due to wear or damage, 11 bins have been replaced by Environmental Services between October and December at no cost to the area's committee budget.

AREA	DESCRIPTION	BIN TYPE	COST PER BIN
Valley Gardens, Barnoldswick	Replace dog bin post	DOG	20.00
West Close Road, Barnoldswick	To replace the F/S litter bin outside the HWDC	LITTER	172.34
Rainhall Road, Barnoldswick	Replace the post and re-attach the dog bin	DOG	20.00
Fernlea Avenue, Barnoldswick	Reinstate dog bin post into ground, opposite the bus stop	DOG	20.00
Town Green, Barnoldswick	Replace dog bin post near junction of Wellhouse Road	DOG	20.00
Earby Road, Salterforth	Replace dog bin post near to Elm Street	DOG	20.00
Frederick Street, Barnoldswick	Replace dog bin and post at top of street	DOG	126.52
Frederick Street,	Reinstate the post mounted litter bin	LITTER	20.00

Barnoldswick			
Rainhall Road, Barnoldswick	Reinstate the dog bin post into ground, been uprooted	DOG	20.00
Robinson Fold, Barnoldswick	Move dog bin from the fence outside the development, to a new post	DOG	40.00
Rainhall Road, Barnoldswick	Replace P/M litter bin at bottom of stairs to Co-op Car Park	LITTER	151.88

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.