

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 April to 30th June 2017 in the West Craven area, (including spend on litter/ dog waste bins) along with the totals for 2017/18, 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 11 properties during April to June 2017.

IDNO	ADDRESS	COMMITTEE	COMMENCED
17/0343/S215ES	47 Lower Rook Street Barnoldswick	West Craven	04-Apr-17

17/0376/S215ES	2 Rainhall Road Barnoldswick	West Craven	18-Apr-17
17/0377/S215ES	8 Shuttleworth Street Earby	West Craven	18-Apr-17
17/0426/S215ES	13 Grange Street Barnoldswick	West Craven	03-May-17
17/0427/S215ES	18 Linden Road Earby	West Craven	03-May-17
17/0430/S215ES	25 Park Avenue Barnoldswick	West Craven	03-May-17
17/0557/S215ES	15 Waddington Street Earby	West Craven	06-Jun-17
17/0558/S215ES	46 Green End Avenue Earby	West Craven	06-Jun-17
17/0561/S215ES	66 Kenilworth Drive Earby	West Craven	06-Jun-17
17/0649/S215ES	22 Shuttleworth Street Earby	West Craven	27-Jun-17
17/0650/S215ES	6 Arthur Street Barnoldswick	West Craven	27-Jun-17
		Total	11

Section 215s completed

The following 9 properties were dealt with under Section 215, but were cleared and the process completed during April to June 2017.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
17/0430/S215ES	25 Park Avenue Barnoldswick	West Craven	03-May-17	03-May-17
17/0343/S215ES	47 Lower Rook Street Barnoldswick	West Craven	04-Apr-17	15-May-17
17/0427/S215ES	18 Linden Road Barnoldswick	West Craven	03-May-17	15-May-17
17/0177/S215ES	13 Rainhall Road Barnoldswick	West Craven	21-Feb-17	22-May-17
17/0426/S215ES	13 Grange Street Barnoldswick	West Craven	03-May-17	12-Jun-17
17/0376/S215ES	2 Rainhall Road Barnoldswick	West Craven	18-Apr-17	16-Jun-17
17/0557/S215ES	15 Waddington Street Earby	West Craven	06-Jun-17	22-Jun-17
17/0558/S215ES	46 Green End Avenue Earby	West Craven	06-Jun-17	22-Jun-17
17/0377/S215ES	8 Shuttleworth Street Earby	West Craven	18-Apr-17	26-Jun-17
		Total	9	

Section 215s completed by Legal

There were no Section 215's completed by Legal, from 1st April till 30th June 2017.

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 April and June 2017.

IDNO	ADDRESS	COMMITTEE	COMMENCED
17/020154/ES1BON	55 York Street Barnoldswick	West Craven	27-Apr-17
17/020710/ES1BON	12 Louvain Street Barnoldswick	West Craven	02-May-17
17/020715/ES1BON	14 Louvain Street Barnoldswick	West Craven	02-May-17
17/026074/ES1BON	26 Louvain Street Barnoldswick	West Craven	24-May-17
17/028143/ES1BON	4 Linden Road Earby	West Craven	01-Jun-17
17/028153/ES1BON	22 Arthur Street Barnoldswick	West Craven	01-Jun-17
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 no Section 79's carried out by Environmental Services between April and June 2017.

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 undertaken via a Community Protection process by Neighbourhood Services between April and June 2017:

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

	Barrowford & Western Parishes	Brierfield & Reedley	Colne & District	Nelson	West Craven	Total
Current						

Prosecution	0	0	1	0	0	1
In breach of Notice	0	0	1	1	0	2
Under Notice	0	0	1	0	0	1
Resolved after notice	2	2	2	4	0	10
Statutory Warning Letter	2	0	3	23	1	29
Resolved after warning	1	2	8	17	3	31
Under Investigation	3	12	15	29	2	61
Resolved before warning	3	14	23	43	3	86
Total Actions	11	30	54	117	9	221

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 6 Fixed Penalty Notices served in the period between April and June 2017 in the West Craven area by Environmental Services.

IDNO	ADDRESS	COMMITTEE	COMMENCED	TYPE
17/0337/ECFLY	Rear Of 38 Rainhall Road Barnoldswick	West Craven	26-Apr-17	EC - Flytipping
17/0360/ECFLY	Street Record Boot Street, Earby	West Craven	03-May-17	EC - Flytipping
17/0298/ECLITR	Rainhall Road Car Park Rainhall Road Barnoldswick	West Craven	03-Apr-17	EC - Littering
17/0313/ECFING	Unit 1 Victoria Mill Boot Street Earby	West Craven	11-Apr-17	EC - Littering
17/0346/ECLITR	12-14 Fernlea Avenue Barnoldswick	West Craven	28-Apr-17	EC - Littering
17/0310/ECLITV	Euravia House 354 Colne Road Kelbrook	West Craven	10-Apr-17	EC -Littering Vehicle
Total			6	

Annual Summary of Environmental Crime Actions for 2017/18

S215 (P)	S215 (C)	Sec 46	Sec 79	Fixed penalty notices			
				FPN Litter from a vehicle	FPN Fly Tip	FPN Litter	Total
11	9	6	0	1	2	3	6

The table above summarises the total number of actions taken by both Environmental and Neighbourhood Services in 2017/18.

Provision of litter / dog waste bins

Members approved a total allocation of £4,386.00 inclusive of slippage for 2017/18. There was no spend during Quarter 1, therefore the balance remains at £4,386.00.

Members are further advised that due to wear or damage, 2 bins have been replaced by Environmental Services between April and June at no cost to the area's committee budget.

AREA	DESCRIPTION	BIN TYPE	COST PER BIN
LOWER PARK STREET, BARNOLDSWICK	Replace the broken post and re-attach dog bin on garage site	DOG	20.00
COATES LANE, BARNOLDSWICK	Replace the dog bin outside Lockfield House	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.