

**REPORT FROM: ENVIRONMENTAL SERVICES MANAGER**

**TO: COLNE AND DISTRICT COMMITTEE**

**DATE: MAY 2018**

**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 1<sup>st</sup> January to 31<sup>st</sup> March 2018 in the Colne area, (including spend on litter/ dog waste bins) along with annual 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 71 properties between January and March 2018.

<b>IDNO</b>	<b>ADDRESS</b>	<b>COMMITTEE</b>	<b>COMMENCED</b>
18/0007/S215ES	44 Blucher Street Colne	Colne	04-Jan-18
18/0015/S215ES	158 Birtwistle Avenue Colne	Colne	08-Jan-18
18/0029/S215ES	3 Montague Street Colne	Colne	11-Jan-18
18/0030/S215ES	5 Hawley Street Colne	Colne	11-Jan-18
18/0031/S215ES	6 Zion Street Colne	Colne	11-Jan-18
18/0032/S215ES	8 Zion Street Colne	Colne	11-Jan-18
18/0033/S215ES	30 Allendale Street Colne	Colne	11-Jan-18
18/0034/S215ES	37 Keighley Avenue Colne	Colne	11-Jan-18
18/0039/S215ES	9 Rigby Street Colne	Colne	11-Jan-18
18/0040/S215ES	13 Hall Street Colne	Colne	11-Jan-18
18/0047/S215ES	58 Duke Street Colne	Colne	11-Jan-18
18/0049/S215ES	68 Duke Street Colne	Colne	11-Jan-18
18/0061/S215ES	20-22 Dockray Street Colne	Colne	15-Jan-18
18/0086/S215ES	1 Rimington Avenue Colne	Colne	22-Jan-18
18/0087/S215ES	114 Harrison Drive Colne	Colne	22-Jan-18
18/0104/S215ES	3 Hawley Street Colne	Colne	29-Jan-18
18/0106/S215ES	20 Henry Street Colne	Colne	29-Jan-18
18/0109/S215ES	42 Blucher Street Colne	Colne	29-Jan-18
18/0114/S215ES	25 Walton Street Colne	Colne	29-Jan-18
18/0122/S215ES	196-198 Keighley Road Colne	Colne	29-Jan-18
18/0133/S215ES	81 Keighley Road Colne	Colne	05-Feb-18
18/0142/S215ES	4 Keighley Road Colne	Colne	05-Feb-18
18/0145/S215ES	12-16 Dockray Street Colne	Colne	05-Feb-18
18/0149/S215ES	51 Glen Street Colne	Colne	08-Feb-18

18/0158/S215ES	4 Hargreaves Street Colne	Colne	12-Feb-18
18/0159/S215ES	21 Fern Street Colne	Colne	12-Feb-18
18/0163/S215ES	7 Dudley Street Colne	Colne	15-Feb-18
18/0164/S215ES	52 Windsor Street Colne	Colne	15-Feb-18
18/0165/S215ES	54 Windsor Street Colne	Colne	15-Feb-18
18/0166/S215ES	101 Skipton Road Colne	Colne	15-Feb-18
18/0167/S215ES	87 Derby Street Colne	Colne	15-Feb-18
18/0169/S215ES	13 Oak Street Colne	Colne	15-Feb-18
18/0170/S215ES	33 Midgley Street Colne	Colne	15-Feb-18
18/0180/S215ES	5 Derby Street Colne	Colne	19-Feb-18
18/0183/S215ES	46-48 Glen Street Colne	Colne	19-Feb-18
18/0199/S215ES	23 Atkinson Street Colne	Colne	22-Feb-18
18/0201/S215ES	41 Sheridan Road Colne	Colne	22-Feb-18
18/0202/S215ES	42 Glenroy Avenue Colne	Colne	22-Feb-18
18/0209/S215ES	9 Hawley Street Colne	Colne	26-Feb-18
18/0213/S215ES	26 Exchange Street Colne	Colne	26-Feb-18
18/0214/S215ES	33 Blascomay Square Boundary Street Colne	Colne	26-Feb-18
18/0216/S215ES	79 Green Road Colne	Colne	26-Feb-18
18/0225/S215ES	23 Blascomay Square Boundary Street Colne	Colne	01-Mar-18
18/0252/S215ES	9 North Street Colne	Colne	08-Mar-18
18/0254/S215ES	37 North Street Colne	Colne	08-Mar-18
18/0255/S215ES	39 North Street Colne	Colne	08-Mar-18
18/0256/S215ES	39 Talbot Street Colne	Colne	08-Mar-18
18/0258/S215ES	41 Talbot Street Colne	Colne	08-Mar-18
18/0260/S215ES	96 Burnley Road Colne	Colne	08-Mar-18
18/0261/S215ES	19 North Street Colne	Colne	08-Mar-18

18/0265/S215ES	5 Bold Street Colne	Colne	12-Mar-18
18/0268/S215ES	1 Glenroy Avenue Colne	Colne	12-Mar-18
18/0269/S215ES	3A Burrell Avenue Colne	Colne	12-Mar-18
18/0270/S215ES	7 New Street Colne	Colne	12-Mar-18
18/0271/S215ES	12 Phillips Lane Colne	Colne	12-Mar-18
18/0280/S215ES	29 Chatham Street Colne	Colne	15-Mar-18
18/0284/S215ES	8 Ridehalgh Street Colne	Colne	15-Mar-18
18/0285/S215ES	28 Midgley Street Colne	Colne	15-Mar-18
18/0288/S215ES	23 Oak Street Colne	Colne	15-Mar-18
18/0290/S215ES	35 Walton Street Colne	Colne	15-Mar-18
18/0291/S215ES	89 Derby Street Colne	Colne	15-Mar-18
18/0299/S215ES	5 Hawley Street Colne Lancashire BB8 8AF	Colne	19-Mar-18
18/0313/S215ES	11 Chapel Street Colne	Colne	22-Mar-18
18/0314/S215ES	14 Knowsley Street Colne	Colne	22-Mar-18
18/0337/S215ES	24 Exchange Street Colne	Colne	26-Mar-18
18/0341/S215ES	15 Cleveland Street Colne	Colne	26-Mar-18
18/0342/S215ES	70 Varley Street Colne	Colne	26-Mar-18
18/0347/S215ES	5 New Street Colne	Colne	29-Mar-18
18/0348/S215ES	31 Hill Street Colne	Colne	29-Mar-18
18/0352/S215ES	81 Green Road Colne	Colne	29-Mar-18
18/0353/S215ES	85 Green Road Colne	Colne	29-Mar-18
		<b>Total</b>	<b>71</b>

### **Section 215s completed**

The following 55 properties were dealt with under Section 215, but were cleared and the process completed during 1<sup>st</sup> January to 31<sup>st</sup> March 2018.

IDNO	ADDRESS	COMMITTEE	COMMENCED	CLOSED
17/1339/S215ES	44 Duke Street Colne	Colne	07-Dec-17	04-Jan-18

17/1344/S215ES	72 Clayton Street Colne	Colne	07-Dec-17	04-Jan-18
17/0991/S215ES	33 Midgley Street Colne	Colne	25-Sep-17	08-Jan-18
17/1325/S215ES	66 Duke Street Colne	Colne	04-Dec-17	08-Jan-18
17/1336/S215ES	15 New Market Street Colne	Colne	07-Dec-17	08-Jan-18
17/1337/S215ES	6 Casserley Road Colne	Colne	07-Dec-17	08-Jan-18
17/1025/S215ES	60 Oak Street Colne	Colne	02-Oct-17	09-Jan-18
17/1385/S215ES	4 Zion Street Colne	Colne	21-Dec-17	09-Jan-18
17/1211/S215ES	23 Oak Street Colne	Colne	13-Nov-17	11-Jan-18
17/0920/S215ES	13 New Market Street Colne	Colne	12-Sep-17	15-Jan-18
18/0034/S215ES	37 Keighley Avenue Colne	Colne	11-Jan-18	15-Jan-18
17/1326/S215ES	20 Duke Street Colne	Colne	04-Dec-17	18-Jan-18
17/1261/S215ES	78 Cleveland Street Colne	Colne	23-Nov-17	19-Jan-18
17/1340/S215ES	34 Ruskin Avenue Colne	Colne	07-Dec-17	19-Jan-18
17/1378/S215ES	84 Walton Street Colne	Colne	18-Dec-17	19-Jan-18
18/0007/S215ES	44 Blucher Street Colne	Colne	04-Jan-18	25-Jan-18
18/0061/S215ES	20-22 Dockray Street Colne	Colne	15-Jan-18	25-Jan-18
18/0030/S215ES	5 Hawley Street Colne	Colne	11-Jan-18	29-Jan-18
18/0039/S215ES	9 Rigby Street Colne	Colne	11-Jan-18	30-Jan-18
17/1148/S215ES	449 Burnley Road Colne	Colne	30-Oct-17	31-Jan-18
17/1149/S215ES	4 Townley Street Colne	Colne	30-Oct-17	02-Feb-18
18/0032/S215ES	8 Zion Street Colne	Colne	11-Jan-18	02-Feb-18
18/0033/S215ES	30 Allendale Street Colne	Colne	11-Jan-18	02-Feb-18
18/0040/S215ES	13 Hall Street Colne	Colne	11-Jan-18	05-Feb-18
18/0149/S215ES	51 Glen Street Colne	Colne	08-Feb-18	12-Feb-18
18/0086/S215ES	1 Rimington Avenue Colne	Colne	22-Jan-18	15-Feb-18
18/0159/S215ES	21 Fern Street Colne	Colne	12-Feb-18	15-Feb-18
18/0106/S215ES	20 Henry Street Colne	Colne	29-Jan-18	19-Feb-18

17/0041/S215ES	13 Oak Street Colne	Colne	12-Jan-17	20-Feb-18
17/1107/S215ES	22 Cleveland Street Colne	Colne	20-Oct-17	20-Feb-18
17/1212/S215ES	24 West Street Colne	Colne	13-Nov-17	20-Feb-18
18/0114/S215ES	25 Walton Street Colne	Colne	29-Jan-18	20-Feb-18
17/1219/S215ES	20 Windy Bank Colne	Colne	13-Nov-17	27-Feb-18
18/0015/S215ES	158 Birtwistle Avenue Colne	Colne	08-Jan-18	27-Feb-18
18/0087/S215ES	114 Harrison Drive Colne	Colne	22-Jan-18	27-Feb-18
18/0145/S215ES	12-16 Dockray Street Colne	Colne	05-Feb-18	27-Feb-18
18/0202/S215ES	42 Glenroy Avenue Colne	Colne	22-Feb-18	27-Feb-18
18/0142/S215ES	4 Keighley Road Colne	Colne	05-Feb-18	28-Feb-18
17/1231/S215ES	26 Keighley Avenue Colne	Colne	13-Nov-17	05-Mar-18
17/1180/S215ES	20 Lime Street Colne	Colne	06-Nov-17	07-Mar-18
17/1327/S215ES	21 Earl Street Colne	Colne	04-Dec-17	07-Mar-18
17/1338/S215ES	32 Ruskin Avenue Colne	Colne	07-Dec-17	07-Mar-18
18/0163/S215ES	7 Dudley Street Colne	Colne	15-Feb-18	07-Mar-18
18/0164/S215ES	52 Windsor Street Colne	Colne	15-Feb-18	07-Mar-18
18/0170/S215ES	33 Midgley Street Colne	Colne	15-Feb-18	07-Mar-18
18/0031/S215ES	6 Zion Street Colne	Colne	11-Jan-18	09-Mar-18
18/0109/S215ES	42 Blucher Street Colne	Colne	29-Jan-18	09-Mar-18
18/0180/S215ES	5 Derby Street Colne	Colne	19-Feb-18	09-Mar-18
18/0256/S215ES	39 Talbot Street Colne	Colne	08-Mar-18	12-Mar-18
17/0651/S215ES	16 Hawley Street Colne	Colne	28-Jun-17	14-Mar-18
18/0199/S215ES	23 Atkinson Street Colne	Colne	22-Feb-18	21-Mar-18
18/0209/S215ES	9 Hawley Street Colne	Colne	26-Feb-18	21-Mar-18
18/0216/S215ES	79 Green Road Colne	Colne	26-Feb-18	21-Mar-18
18/0133/S215ES	81 Keighley Road Colne	Colne	05-Feb-18	22-Mar-18
18/0252/S215ES	9 North Street Colne	Colne	08-Mar-18	26-Mar-18

		<b>Total</b>		<b>55</b>
--	--	--------------	--	-----------

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

There were no Section 215's served by legal from January to March 2018.

### **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 Notice issued by Environmental Services between January and March 2018.

IDNO	ADDRESS	COMMITTEE	COMMENCED
18/003377/ES1BON	26 Basil Street Colne	Colne	18-Jan-18
18/006639/ES1BON	19 Walton Street Colne	Colne	08-Feb-18
18/009181/ES1BON	5 Walton Street Colne	Colne	22-Feb-18
18/009187/ES1BON	25 Walton Street Colne	Colne	22-Feb-18
18/012782/ES1BON	9 Fountain Street Colne	Colne	16-Mar-18
18/012783/ES1BON	14 Basil Street Colne	Colne	16-Mar-18
18/012786/ES1BON	24 Basil Street Colne	Colne	16-Mar-18
		<b>Total</b>	<b>7</b>

### **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 one Section 79 Notice carried out by Environmental Services between January and March 2018.

IDNO	ADDRESS	COMMITTEE	COMMENCED
18/013897/ES1S79	38 Hall Street Colne	Colne	27-Mar-18
		<b>Total</b>	<b>1</b>

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

<b>Current</b>	<b>Barrowford &amp; Western Parishes</b>	<b>Brierfield &amp; Reedley</b>	<b>Colne &amp; District</b>	<b>Nelson</b>	<b>West Craven</b>	
Prosecution	0	0	0	0	0	0
Breached Notice	0	0	1	1	0	2
Under Notice	3	0	3	3	0	9
Resolved after notice	0	2	6	4	0	12
Under Statutory Warning	1	1	4	15	4	25
Resolved after warning	1	3	12	25	3	44
Under Investigation	5	9	12	28	4	58
Resolved before warning	5	22	31	68	5	131
<b>Total Actions</b>	<b>15</b>	<b>37</b>	<b>69</b>	<b>144</b>	<b>16</b>	<b>281</b>

The following actions were undertaken via a Community Protection process by Neighbourhood Services between January and March 2018.

<b>Quarter 4 Actions</b>	<b>Colne &amp; District</b>
Prosecuted	0
Breached Notice	0
Notice Served	1
Resolved after notice	0
Statutory Warning Letter	2
Resolved after warning	1
Resolved before warning	3

The following list shows all the current cases; and the resolutions during quarter 4:

<b>Description</b>	<b>Action</b>
Accumulation of building waste, burning waste and non-removal of dead animals	Failure to Comply with Notice



control of dogs and dog fouling	Community Protection Notice Served
dog escaping from back yard	Community Protection Notice Served
failing to control dogs	Community Protection Notice Served
feeding wildlife attracting vermin	Warning Letter Served
failing to control dogs	Warning Letter Served
failing to control dogs	Warning Letter Served
failing to adhere to Pubwatch Ban	Warning Letter Served
condition of property and garden	Under Investigation
condition of yard	Under Investigation
untidy land	Under Investigation
scrap metal dealing -	Under Investigation
condition of land to rear of Albert road	Under Investigation
condition of land	Under Investigation
condition of land	Under Investigation
ivy and dead conifer tree on allotment land affecting residents in Temple street	Under Investigation
empty property being vandalised	Under Investigation
storing and burning household refuse on land	Under Investigation
carrying out car repairs and spraying in street	Under Investigation
nuisance caravan	Under Investigation
caravan parked on adopted road	Under Investigation

### **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 no FPNs served in the period between January and March 2017 in the Colne area by both Environmental and Neighbourhood Services.

## Annual Summary of Environmental Crime Actions for 2017/18

Sec 215 (P)	Sec 215 (C)	Sec 46	Sec 79	Fixed Penalty Notices								Total
				FPN Duty of Care Business	FPN Duty of Care Household	FPN Dog Fouling	FPN Micro chip Dogs	FPN Fly Tip	FPN Dog not on a lead	FPN Litter from a vehicle	FPN Litter	
237	218	39	2	2	1	4	3	4	2	4	9	29

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 £501.00 inclusive of slippage from 2017/18. In Quarter 4, there was no spend, leaving a remaining balance of £287.96.

Members are also advised that due to wear or damage, the following bins have been replaced or repaired by Environmental Services at no cost to the area committee budget within the period January to March 2018.

AREA	DESCRIPTION	TYPE OF BIN	COST PER BIN
Burrans Meadow, Colne	Reinstate dog bin post into ground	DOG	20.00
Talbot Street, Colne	Refix dog bin onto post into ground	DOG	20.00
Tennyson Road, Colne	Reinstate the litter bin at junction with Harrison Drive	LITTER	40.00
Cottontree Lane, Colne	To replace and reinstate dog bin at end of tram tracks near LBS	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.