

TONBRIDGE AND MALLING BOROUGH COUNCIL

LOCAL ENVIRONMENTAL MANAGEMENT ADVISORY BOARD

Monday, 4th March, 2013

Present: Cllr M O Davis (Chairman), Cllr Mrs F A Kemp (Vice-Chairman), Cllr Mrs P Bates, Cllr C Brown, Cllr F R D Chartres, Cllr Mrs E M Holland, Cllr S M King, Cllr Mrs A S Oakley and Cllr C P Smith.

Councillors Atkins, Ms Atkinson, Baldock, Bolt, Coffin, Cure, N Heslop, Luker, Mrs Murray, Parry-Waller, Rhodes, Miss Sergison and Ms Spence were also present pursuant to Council Procedure Rule No 15.21.

Apologies for absence were received from Councillors Balcombe and Trice.

PART 1 - PUBLIC

**LEM
13/001 DECLARATIONS OF INTEREST**

There were no declarations of interest made.

**LEM
13/002 MINUTES**

RESOLVED: That the notes of the meeting of the Local Environmental Management Advisory Board held on 27 November 2012 be approved as a correct record and signed by the Chairman.

MATTERS FOR RECOMMENDATION TO THE CABINET

**LEM
13/003 WASTE AND ELECTRICAL AND ELECTRONIC EQUIPMENT
RECYCLING**

Decision Notice D130023MEM

The joint report of the Director of Health and Housing and Cabinet Member for Environmental Services provided an update on a Waste and Electrical and Electronic Equipment (WEEE) recycling project and recommended that the existing pilot scheme taking place at some of the Saturday household bulky waste collection service sites be extended for a further year and to additional sites to permit effective evaluation of the initiative.

RECOMMENDED: That the extension of the Waste and Electrical and Electronic Equipment and Scrap Metal Recycling Pilot to March 2014 be approved subject to the Director of Health and Housing agreeing detailed service arrangements with Light Brothers Limited.

**LEM
13/004**

BOROUGH GREEN AIR QUALITY MANAGEMENT AREA

Decision Notice D130024MEM

The joint report of the Director of Health and Housing and Cabinet Member for Environmental Services provided feedback from the consultation process regarding the proposed Air Quality Management Area (AQMA) for Borough Green in the light of the 2012 Detailed Assessment which had identified areas of exceedence in respect of the annual mean air quality objective for nitrogen dioxide. Details were given of the procedure for and matters involved in declaring the AQMA.

RECOMMENDED: That

(1) the responses received to the consultation on the Detailed Assessment for Borough Green and the proposed AQMA be noted; and

(2) the designation of the Air Quality Management Area from 1 April 2013, as detailed in the Order set out at Annex 2 to the report, be approved in pursuance of the provisions of section 83(1) of the Environment Act 1995.

**LEM
13/005**

DEFRA GRANT FOR AIR QUALITY WORK

Further to the Scrutiny Review of Air Quality in 2012, the joint report of the Director of Health and Housing and Cabinet Member for Environmental Services gave details of a joint bid submitted to the Department for Environment, Food and Rural Affairs (DEFRA) by Tonbridge and Malling and Maidstone Borough Councils, with support from Kent County Council, for grant aid to evaluate the impact on local air quality from retrofitting buses on the A20 corridor with emissions reducing equipment.

The Advisory Board was informed that DEFRA had confirmed the success of the bid and its intention to award £150,000 towards the cost of the project. It was noted that the grant money would be awarded to Tonbridge and Malling as the lead authority and the report outlined arrangements for a partnership agreement between the various parties. Members requested that clarification of the position regarding "state aid" be included in the agreement to provide the necessary safeguards for the Council.

Consideration was given to the establishment of a Capital Plan Scheme of £150,000 and a revenue budget of £56,000 to be funded by the grant from DEFRA, a contribution from Kent County Council with the balance split equally between Tonbridge and Malling and Maidstone Borough Councils. An evaluation of the Capital Plan Scheme was set out at Annex 1 to the report and it was noted that the Council's contribution of £3,000 would be met from existing budgets with no ongoing capital or revenue commitments beyond the scope of the scheme.

RECOMMENDED: That the Council



(1) note the award of grant of £150,000 to install, monitor and investigate local air quality benefits from retrofitting emissions abatement equipment to buses along the A20 corridor, with an additional outcome of informing ongoing national research;

(2) establish a Capital Plan (List A) scheme of £150,000 and revenue budget of £56,000 funded from grant and parties' contributions as outlined in paragraph 1.3.2 of the report; and

(3) endorse Tonbridge and Malling Borough Council as lead authority for this programme of work.

***Referred to Cabinet**

**LEM
13/006**

STREET SCENE ACTION PLAN 2013-14

Decision Notice D130025MEM

The joint report of the Director of Health and Housing and Cabinet Member for Environmental Services provided details of progress made to date in the Street Scene Action Plan for 2012/13 together with proposed initiatives planned for 2013/14.

Members discussed a number of concerns including alleviation of littering through design and enforcement, clearance of obstructions in private gardens and the particular problems of littering on railway property.

RECOMMENDED: That the Street Scene Action Plan for 2013/14 as detailed in Annex 2 to the report be approved.

MATTERS SUBMITTED FOR INFORMATION

**LEM
13/007**

HORSE MEAT INVESTIGATIONS

The report gave an update on the current incident in which equine DNA had been found in a number of beef burgers and ready meals sold in retail outlets in the United Kingdom. It was anticipated that a full analysis of the results of the Food Standard Agency's (FSA) UK-wide survey of food authenticity in processed meat products would be published in April 2013. The report outlined the position concerning local interventions and it was noted that officers would provide assistance to the FSA as required and were maintaining dialogue with KCC Trading Standards to ensure effective enforcement and information co-ordination locally.

**LEM
13/008**

WASTE SERVICES UPDATE

The Advisory Board was updated on a number of waste and street scene service initiatives including refuse and recycling collections over the Christmas and New Year period. Appreciation was recorded to the contractor and staff in agreeing to work on Boxing Day to ensure

minimum disruption and reduced collection slippage. The report also gave details of the response to the severe weather during January involving the redeployment of refuse and recycling crews to assist with removal of snow and ice from public footpaths.

Reference was also made to the review of plastic bottle recycling at bring sites which would be reported to the next meeting of the Advisory Board and to the termination of the Kent Cubit scheme, the multi-agency approach to dealing with untaxed, abandoned and nuisance vehicles across Kent.

**LEM
13/009** **FLY-TIPPING - THE NATIONAL AND LOCAL POSITION**

Members were updated on trends in respect of fly-tipping nationally and at a local level, the Waste and Street Scene team continuing to work with the Kent Enforcement team which was funded by Kent County Council.

**LEM
13/010** **FOOD AND SAFETY TEAM UPDATE**

The report provided an update on recent activities of the Food and Safety team including E.Coli 0157 cross contamination training for business, the presentation of Healthy Eating Awards by the Mayor and future arrangements for the West Kent Training Partnership in conjunction with K College.

**LEM
13/011** **EXTERNAL CONSULTATIONS**

Members noted the consultation document responded to since the last meeting of the Advisory Board.

**LEM
13/012** **SERVICE OF STATUTORY NOTICES**

The report outlined the statutory notices served since the last meeting of the Advisory Board.

**LEM
13/013** **PROSECUTIONS**

The report of the Director of Central Services gave details of prosecutions undertaken in respect of health and safety and littering offences.

MATTERS FOR CONSIDERATION IN PRIVATE

**LEM
13/014** **EXCLUSION OF PRESS AND PUBLIC**

There were no items considered in private.

The meeting ended at 2030 hours.

TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

**Decision Taken By: CABINET MEMBER FOR
Environmental Services**

Decision No: D130023MEM

Date: 4th March 2013

Decision(s) and Reason(s)

Waste and Electrical and Electronic Equipment Recycling

**(Joint report of Director of Health and Housing and Cabinet
Member for Environmental Services)**

The report provided an update on a WEEE recycling project and recommended that the existing pilot scheme taking place at some of the Saturday household bulky waste collection service sites be extended for a further year and to additional sites to permit effective evaluation of the initiative.

Following consideration by the Local Environmental Management Advisory Board, the Cabinet Member for Environmental Services resolved that:

The extension of the Waste and Electrical and Electronic Equipment and Scrap Metal Recycling Pilot to March 2014 be approved subject to the Director of Health and Housing agreeing detailed service arrangements with Light Brothers Limited.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 4 March 2013.

Signed Cabinet Member for O Baldock
Environmental Services:

Signed Leader: N Heslop

Signed Chief Executive: J Beilby

Date of publication: 08 March 2013

This decision will come into force and may then be implemented on the expiry of 5 working days after publication unless it is called in.

TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

**Decision Taken By: CABINET MEMBER FOR
Environmental Services**

Decision No: D130024MEM

Date: 4th March 2013

Decision(s) and Reason(s)

Borough Green Air Quality Management Area

**(Joint report of Director of Health and Housing and Cabinet
Member for Environmental Services)**

(Annex 1 (2.96 M/bytes))

(Annex 2)

The report provided feed-back from the consultation process regarding the proposed Air Quality Management Area (AQMA) for Borough Green in the light of the 2012 Detailed Assessment which had identified areas of exceedence in respect of the annual mean air quality objective for nitrogen dioxide. Details were given of the procedure for and matters involved in declaring the AQMA.

Following consideration by the Local Environmental Management Advisory Board, the Cabinet Member for Environmental Services resolved that:

- 1) the responses received to the consultation on the Detailed Assessment for Borough Green and the proposed AQMA be noted; and
- 2) the designation of the Air Quality Management Area from 1 April 2013, as detailed in the Order set out at Annex 2 to the report, be approved in pursuance of the provisions of section 83(1) of the Environment Act 1995.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 4 March 2013.

Signed Cabinet Member for O Baldock
Environmental Services:

Signed Leader: N Heslop

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RECORD OF DECISION

**Decision Taken By: CABINET MEMBER FOR
Environmental Services**

Decision No: D130025MEM

Date: 4th March 2013

Decision(s) and Reason(s)

Street Scene Action Plan 2013-14

**(Joint report of Director of Health and Housing and Cabinet
Member for Environmental Services)**

(Annex 1)

(Annex 2)

**The report provided details of progress made to date in the Street
Scene Action Plan for 2012/13 together with proposed initiatives
planned for 2013/14.**

Following consideration by the Local Environmental Management
Advisory Board, the Cabinet Member for Environmental Services
resolved that:

The Street Scene Action Plan for 2013/14 as detailed in Annex 2 to the
report be approved.

Reasons: As set out in the report submitted to the Local Environmental
Management Advisory Board of 4 March 2013.

Signed Cabinet Member for O Baldock
Environmental Services:

Signed Leader: N Heslop

Signed Chief Executive: J Beilby

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