

TONBRIDGE AND MALLING BOROUGH COUNCIL

LOCAL ENVIRONMENTAL MANAGEMENT ADVISORY BOARD

Tuesday, 3rd September, 2013

Present: Cllr M O Davis (Chairman), Cllr S M King (Vice-Chairman), Cllr Ms V M C Branson, Cllr C Brown, Cllr R W Dalton, Cllr T Edmondston-Low, Cllr Mrs E M Holland, Cllr Mrs F A Kemp, Cllr Miss A Moloney and Cllr D J Trice.

Councillors Baldock, Bishop, Bolt, N Heslop, Mrs Murray and Ms Spence were also present pursuant to Council Procedure Rule No 15.21.

Apologies for absence were received from Councillors Ms Atkinson and Mrs Oakley.

PART 1 - PUBLIC

**LEM
13/030 DECLARATIONS OF INTEREST**

There were no declarations of interest made in accordance with the Code of Conduct.

**LEM
13/031 MINUTES**

RESOLVED: That the notes of the meeting of the Local Environmental Management Advisory Board held on 8 May 2013 be approved as a correct record and signed by the Chairman.

**LEM
13/032 KEEP BRITAIN TIDY**

Helen Bingham, Communication and PR Manager of Keep Britain Tidy, gave a detailed presentation on the work and aspirations of the organisation and provided details of forthcoming campaigns to encourage people to look after their environment.

MATTERS FOR RECOMMENDATION TO THE CABINET

**LEM
13/033 AIR QUALITY UPDATE**

Decision Notice D130102MEM

The report of the Director of Planning, Housing and Environmental Health provided an update on air quality involving a variety of bids for funding to support initiatives that had the potential to improve air quality.

RECOMMENDED: That endorsement be given to the support that officers have offered to other local authorities and organisations, as detailed in the report, which will be incorporated into the Council's Air Quality Action Plan.

**LEM
13/034**

GOVERNMENT CONSULTATION ON LOCAL AIR QUALITY MANAGEMENT

Decision Notice D130103MEM

The report of the Director of Planning, Housing and Environmental Health gave details of the content of the recently published DEFRA document: 'Local Air Quality Management – Consultation on options to improve air quality management in England – July 2013' and the proposed response to the consultation. Attention was drawn to the need to reinforce a reduction in reporting requirements and to placing a greater focus on action planning. The proposal to establish a single standard of compliance at both national and European level was welcomed.

RECOMMENDED: That

(1) the officers' proposed response to support an expanded Option 2 of DEFRA's consultation on Local Air Quality Management be endorsed; and

(2) delegated authority be given to the Director of Planning, Housing and Environmental Health, in conjunction with the Cabinet Member for Environmental Services and the Chairman of the Local Environmental Management Advisory Board, to approve the final response to the consultation prior to submission to DEFRA by 13 September 2013.

**LEM
13/035**

NOISE ACTION PLANS

Decision Notice D130104MEM

The report of the Director of Planning, Housing and Environmental Health detailed the Council's response to the consultation by the Highways Agency, following their identification of the eleven "Important Areas" across the Borough for noise action planning.

RECOMMENDED: That the action taken in responding to the Highways Agency Consultation, as summarised at Annex 2 to the report, be endorsed.

**LEM
13/036**

PRIMARY AUTHORITY PARTNERSHIPS

Decision Notice D130105MEM

The report of the Director of Planning, Housing and Environmental Health detailed an approach made to the Food and Safety Team requesting consideration of a Primary Authority Partnership.

RECOMMENDED: That

(1) the approach made by a national company expressing an interest to partner the Council in the Primary Authority scheme be noted; and

(2) agreement be given to the principles of the partnership arrangement should the Council be selected.

MATTERS SUBMITTED FOR INFORMATION

**LEM
13/037**

THE KENT RESOURCE PARTNERSHIP

The report of the Director of Street Scene and Leisure set out details of recent changes to the Kent Resource Partnership (KRP), formerly known as the Kent Waste Partnership. The Partnership's updated Objectives and Policies were set out in Annex 1 to the report.

**LEM
13/038**

FOOD AND SAFETY TEAM UPDATE

The report provided an update on recent activities of the Food and Safety Team. Particular reference was made to the recent introduction of the National Local Authority Enforcement Code.

**LEM
13/039**

ENVIRONMENTAL PROTECTION TEAM UPDATE

The report of the Director of Planning, Housing and Environmental Health provided an update on a range of Environmental Protection issues and made particular reference to action taken to date regarding the ongoing odour issue affecting residents in south Tonbridge.

**LEM
13/040**

ANNUAL ENVIRONMENTAL MONITORING REPORT 2012

The report summarised the results of the environmental monitoring programme carried out by the Environmental Protection Team during 2012.

**LEM
13/041**

WASTE SERVICES UPDATE

The report provided an update on a number of Waste and Street Scene Service initiatives.

**LEM
13/042**

LOCAL GOVERNMENT ASSOCIATION (LGA) - LOCAL WASTE REVIEW

The report of the Director of Street Scene and Leisure Services drew attention to the findings of the Local Government Association's review of waste services provided by local authorities in the UK.

**LEM
13/043**

LOVE WHERE YOU LIVE

The report of the Director of Street Scene and Leisure Services detailed the past successes and future initiatives involved in the Love Where You Live campaign, which was launched in September 2011 in partnership with Keep Britain Tidy.

**LEM
13/044**

EXTERNAL CONSULTATIONS

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

**LEM
13/045**

SERVICE OF STATUTORY NOTICES

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

**LEM
13/046**

DETAILS OF PROSECUTIONS AND APPEALS

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

MATTERS FOR CONSIDERATION IN PRIVATE

**LEM
13/047**

EXCLUSION OF PRESS AND PUBLIC

The Chairman moved, it was seconded and

RESOLVED: That as public discussion would disclose exempt information, the following matter be considered in private.

PART 2 - PRIVATE

MATTERS FOR RECOMMENDATION TO THE CABINET

**LEM
13/048**

WASTE AND STREET SCENE - PROCUREMENT OF SERVICES (Reason: LGA 1972 Sch 12A Paragraph 3 - Financial or business affairs of any particular person)

The report gave details of the result of the re-tendering process associated with the provision of the pest control and dog warden services.

RECOMMENDED: That

(1) the result of the Dog Warden contract procurement process be noted and the award of the contract in respect of this service to Ward Security Ltd be endorsed; and



(2) the results of the pest control contract procurement process be noted.

***Referred to Cabinet**

The meeting ended at 2101 hours

TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

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

Decision No: D130102MEM

Date: 3rd September 2013

Decision(s) and Reason(s)

Air Quality Update

(Report of Director of Planning, Housing and Environmental Health)

The report provided an update on air quality involving a variety of bids for funding to support initiatives that had the potential to improve air quality.

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

Endorsement be given to the support that officers have offered to other local authorities and organisations, as detailed in the report, which will be incorporated into the Council's Air Quality Action Plan.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 3 September 2013.

Signed Cabinet Member for O Baldock
Environmental Services:

Signed Leader: N Heslop

Signed Chief Executive: J Beilby

Date of publication: 06 September 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: D130103MEM

Date: 3rd September 2013

Decision(s) and Reason(s)

Government Consultation on Local Air Quality Management

**(Report of Director of Planning, Housing and Environmental Health)
(Annex 1)**

The report gave details of the content of the recently published DEFRA document: 'Local Air Quality Management – Consultation on options to improve air quality management in England – July 2013' and the proposed response to the consultation. Attention was drawn to the need to reinforce a reduction in reporting requirements and to placing a greater focus on action planning. The proposal to establish a single standard of compliance at both national and European level was welcomed.

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

- 1) the officers' proposed response to support an expanded Option 2 of DEFRA's consultation on Local Air Quality Management be endorsed; and
- 2) delegated authority be given to the Director of Planning, Housing and Environmental Health, in conjunction with the Cabinet Member for Environmental Services and the Chairman of the Local Environmental Management Advisory Board, to approve the final response to the consultation prior to submission to DEFRA by 13 September 2013.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 3 September 2013.

Signed Cabinet Member for O Baldock
Environmental Services:

Signed Leader: N Heslop

Signed Chief Executive: J Beilby

Date of publication: 06 September 2013

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TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

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

Decision No: D130104MEM

Date: 3rd September 2013

Decision(s) and Reason(s)

Noise Action Plans

**(Report of Director of Planning, Housing and Environmental Health)
(Annex 1)
(Annex 2)**

The report detailed the Council's response to the consultation by the Highways Agency, following their identification of the eleven "Important Areas" across the Borough for noise action planning.

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

The action taken in responding to the Highways Agency Consultation, as summarised at Annex 2 to the report, be endorsed.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 3 September 2013.

Signed Cabinet Member for O Baldock
Environmental Services:

Signed Leader: N Heslop

Signed Chief Executive: J Beilby

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TONBRIDGE & MALLING BOROUGH COUNCIL

RECORD OF DECISION

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

Decision No: D130105MEM

Date: 3rd September 2013

Decision(s) and Reason(s)

Primary Authority Partnerships

(Report of Director of Planning, Housing and Environmental Health)

The report detailed an approach made to the Food and Safety Team requesting consideration of a Primary Authority Partnership.

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

- 1) the approach made by a national company expressing an interest to partner the Council in the Primary Authority scheme be noted; and
- 2) agreement be given to the principles of the partnership arrangement should the Council be selected.

Reasons: As set out in the report submitted to the Local Environmental Management Advisory Board of 3 September 2013.

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Environmental Services:

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