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ENVIRONMENT COMMITTEE

Minutes of a Meeting held on Thursday 26 February in the Council Chamber, Town Hall, Matlock at 6.00pm

PRESENT Councillor Steve Bull - In the Chair

Councillors Sue Burfoot, Ann Elliott, Steve Flitter, Chris Furness, Neil Horton, Cate Hunt, Garry Purdy, Mike Ratcliffe, Lewis Rose, OBE, Peter Slack, Geoff Stevens MBE, Jacquie Stevens and Carol Walker.

Paul Wilson (Corporate Director), Sandra Lamb (Head of Corporate Services), Sarah Gee (Senior Solicitor), Kate Hamill (Solicitor), Heidi McDougall (Head of Environmental Services), Keith Postlethwaite (Grounds Maintenance and Car Parks Manager) and Jackie Cullen (Committee Assistant).

1 member of the public.

APOLOGIES

Apologies for absence were received from Councillor Jo Wild. Councillor Jacquie Stevens attended as Substitute Member.

266/14 – MINUTES

It was moved by Councillor Chris Furness, seconded by Councillor Geoff Stevens MBE and

RESOLVED That the minutes of the meeting of the Environment Committee (unanimously) held on 18 December 2014 be approved as a correct record.

The Minutes were signed by the Chairman.

267/14 – OUTCOME OF CONSULTATION ON PUBLIC SPACE PROTECTION

The Committee considered a report on the outcome of the consultation exercise and an overview of the comments received, that proposed a recommendation to Council that final agreement be given to the implementation of the Public Space Protection

Orders (previously Dog Control Orders) on 1st April 2015. The Orders would replace any other legislation or Bylaws that were in force.

On 28 February 2013 the Corporate Committee approved the recommendations of the Street Cleansing and Grounds Maintenance review including the commencement of a programme of education, engagement and enforcement, to ensure that the street scene was protected from littering and dog fouling. On 25 September 2014 Council noted the intention to apply for Public Space Protection Orders subject to the necessary consultation being undertaken and any representations being given full consideration.

The consultation period ran from mid November 2014 through to the beginning of January 2015 and the responses were summarised in Appendix 1 to the report. After reviewing all the responses, a positive outcome of support in respect of the proposed Orders had been received, as summarised in the report.

Following some objections, revisions had been made to take account of concerns and disability issues raised to the Public Space Protection Order for dogs on leads to be replaced with exclusions around the play areas and dogs on leads by direction on some sites, as listed in Appendix 2 to the report.

A revision to Appendix 3 to the report was requested at the meeting. This listed the areas to which the Dog Exclusion Order applied; the areas to which the Dogs on Leads Order applied, and the areas to which the Dogs on Leads by Direction Order applied. In error, an omission had occurred whereby Ashford in the Water Parish Council had requested a Dog Exclusion Order on their site. It was agreed by the Committee that this request be included.

The implementation of Public Space Protection Orders formally enabled the use of fixed penalty notices (FPNs) for dog related issues. It was recommended that the Head of Environmental Services be given delegated authority to authorise appropriately trained officers to undertake the respective duties in respect of litter offences and PSPO enforcement.

Details of the administrative arrangements and monitoring process were set out in the report. It was recommended that the policies outlined in 3.2, 3.3 and Appendix 4 be adopted. A revision was requested to Appendix 4, in that Fixed Penalty Notices will not be issued on person 17 or below.

Prior to the implementation of the orders or issuing of the first penalty notices the District Council would deliver an educational and promotional campaign; details of publicity and promotional work were set out in the report.

It was moved by Councillor Geoff Stevens, MBE, seconded by Councillor Garry Purdy and

RESOLVED (unanimously) 1. That the outcome of the public consultation undertaken be noted.

2. That Council be recommended to approve the implementation of the Public Space Protection Orders as outlined in Appendix 3, with the addition of a Dog Exclusion Order on the site requested by Ashford in the Water Parish Council, to take effect on 1 April 2015 for:
 - The Fouling of Land By Dog Order
 - The Dog Exclusion Order
 - The Dog on Lead Order
 - The Dog on Lead by Direction Order
3. That the Head of Environmental Services be given delegated authority to authorise officers to undertake associated enforcement duties.
4. That the policies outlined in 3.2, 3.3 and Appendix 4 be adopted, subject to the amendment of Appendix 4 to exclude the issue of Fixed Penalty Notices to persons aged 17 years or less.
5. That the planned publicity and promotional work be noted.

268/14 - COMMUNITY GOVERNANCE REVIEW – UPLANDS DRIVE

The Committee considered a report on the results of a public consultation exercise on a draft proposal to transfer numbers 3,5,6,7 and 8 Upland Drive from Matlock Town Council's Matlock Bank and Sheriff Fields Ward (QMB polling district) to Darley Dale Town Council's South Ward (SHE polling district).

A list of consultees was set out in the report, and feedback resulting from that consultation was attached at Appendix 2 to the report.

If approved, the effective date of the Order would be 1 March 2015.

It was moved by Councillor Steve Flitter, seconded by Councillor Geoff Stevens, MBE, and

RESOLVED
(unanimously)

That in the interests of more effective and convenient local governance, the Council publishes final recommendations as required by the Local Government Public Involvement in Health Act 2007 to

- secure the transfer of numbers 3,5,6,7 and 8 Upland Drive from Matlock Town Council's Matlock Bank and Sheriff Fields Ward (QMB polling district) to Darley Dale Town Council's South Ward (SHE polling district).

- confirm the consequent changes to electoral arrangements, as follows

Electoral Division	Current Arrangement	Proposed Arrangement
Parish Ward	Matlock Town Council Matlock Bank and Sheriff Fields	Darley Dale Town Council – South Ward
District Council Ward	Matlock All Saints	Darley Dale
County Council	Matlock	Derwent Valley
Parliamentary Constituency	Derbyshire Dales	Derbyshire Dales

269/14 – EXCLUSION OF THE PUBLIC AND PRESS

It was moved by Councillor Chris Furness, seconded by Councillor Carol Walker, and

RESOLVED
(unanimously)

That any members of the public or press be invited to leave the meeting for the remaining item of business for the reason shown below:

“This report contains information which is commercially sensitive and legally privileged and which may disadvantage the District Council in contractual negotiations, if released to the public.”

270/14 – THE WASTE AND RECYCLING COLLECTION SERVICES CONTRACT 2012-2020

The Committee considered a report regarding proposals for a contractual change to the waste and recycling collection services contract awarded to Serco Limited in October 2011.

MEETING CLOSED 7.24 PM

CHAIRMAN