



# Minutes

## OPERATIONAL MANAGEMENT COMMITTEE

<b>Date:</b>	Tuesday, 15 November 2016
<b>Venue:</b>	Town Hall, St Annes.
<b>Committee Members:</b>	Councillor David Eaves (Chairman) Councillor Albert Pounder (Vice-Chairman)  Councillors Frank Andrews, Julie Brickles, Alan Clayton, Richard Fradley, Paul Hodgson, Barbara Nash, Sandra Pitman, Thomas Threlfall.
<b>Other Councillors Present:</b>	Councillors Susan Fazackerley, Liz Oades and Elaine Silverwood
<b>Officers Present:</b>	Allan Oldfield, Tracy Morrison, Kathy Winstanley, Sarah Wilson, Andrew Dickson, Darren Bell, Sharon Wadsworth
<b>Other Attendees:</b>	Approximately 37 members of the public were in attendance during the course of the meeting.

### Public Platform

Under the Public Platform arrangements, six members of the public addressed the committee in relation to Item 4, Public Space Protection Orders for Dog Control.

#### 1. Declarations of interest

Members were reminded that any disclosable pecuniary interests should be declared as required by the Localism Act 2011 and any personal or prejudicial interests should be declared as required by the Council's Code of Conduct for Members. There were no declarations of interest on this occasion.

The Chairman welcomed Councillor Threlfall to his first Operational Management Committee meeting.

#### 2. Confirmation of minutes

RESOLVED: To approve the minutes of the Operational Management Committee meeting held on 13 September 2016 as a correct record for signature by the Chairman.

#### 3. Substitute members

The following substitutions were reported under Council procedure rule 24(c):

Councillor Barbara Nash substituting for Councillor Edward Nash

### Decision Items

#### 4. Public Space Protection Orders for Dog Control

Kathy Winstanley, Head of Health and Environment, introduced a report on the recommendations from a cross party working group that was established to consider the introduction of Public Space Protection Orders (PSPO's) for the enforcement of dog control in Fylde under the Anti-Social Behaviour Crime and Policing Act 2014. PSPO's could be introduced in a public place to prevent certain persistent activities that have a detrimental effect on the quality of life of those in the

locality. Failure to comply with a PSPO would be an offence which could be dealt with by a fixed penalty notice (of up to £100) or by prosecution (maximum fine of £1000).

Kathy Winstanley explained that this was the first step to introducing PSPO's and the initial proposals would form part of a consultation with the Police, the Police and Crime Commissioner and the public.

During the course of a full and frank discussion Councillor Clayton proposed that the recommendations be agreed as a starting point to go to consultation. Councillor Fradley seconded the proposal.

Councillor Andrews, seconded by Councillor Threlfall, proposed an amendment to remove "a borough wide PSPO limiting the number of dogs under the control of one person to a maximum of 4" from the recommendations. On voting the amendment was LOST.

The Operational Management Committee voted on the original proposal and it was RESOLVED to approve the recommendations as below and to instruct officers to carry out the necessary public consultation as required by the legislation. The results of the consultation would be reported back to a future meeting of the Committee, and if PSPO's are subsequently approved, a recommended implementation date of 1<sup>st</sup> June 2017 would be suggested.

Recommendations approved:

- a borough wide PSPO requiring dogs to be kept on leads on all public highways at all times
- a borough wide PSPO requiring the removal of dog faeces at all times
- a borough wide PSPO excluding dogs from all children's play areas
- a borough wide PSPO limiting the number of dogs under the control of one person to a maximum of 4
- a PSPO requiring dogs to be kept on leads at various locations across the borough (Appendix A)
- a PSPO excluding dogs at various locations across the borough (Appendix A)
- the introduction of a fixed penalty notice (FPN) for breaching a PSPO to the value of £100, reduced to £50 if paid within 7 days
- after an introductory, educational period, a zero tolerance approach to be followed in relation to any PSPO made following the consultation
- to recommend to full council that existing dog related byelaws are repealed, to avoid conflicting restrictions
- to recommend to full council to include a 2017/18 one off budget item of £12,000 to fund a communication campaign and appropriate signage to support of the introduction of any dog related PSPO's made following the consultation
- to approve the purchase and use of body worn CCTV cameras (subject to procedural requirements) by the Dog Enforcement Wardens as a Health and Safety measure to be funded from existing service budgets
- to recommend appropriate officers investigate the use of PSPO to control other ASB issues such as BBQs and public drinking and to make recommendations to the relevant committees (Tourism and Leisure and Public Protection).

*Please note that following the meeting confirmation had been received that the land that the football pitch at Park View Playing Field was situated on is owned by Lytham Town Trust and as such classed as private land. The recommendation in relation to the exclusion of dogs from the football pitch at Park View has been removed from Appendix A.*

5. Disposal of Kirkham Car Parks to Kirkham Town Council

Allan Oldfield, Chief Executive, presented a report detailing a formal request from Kirkham Town Council that ownership of the three car parks in Kirkham be transferred to the town council. Following the transfer, Kirkham Town Council would become responsible for all costs associated with ownership of the Mill Street, Orders Lane and Eagles Court car parks.

Parking is provided free of charge in order to support town centre retailers and a covenant would be put in place restricting future use of the land to free parking.

Following a brief discussion it was RESOLVED that the freehold interests in Mill Street, Eagles Court and Orders Lane car parks be transferred to Kirkham Council at no cost, subject to covenants restricting the use of each to free car parks and recycling centres. The transfers would be subject to clawback provisions should any part of the site be commercially developed in the future.

6. Bus Shelters Replacement Programme

Andrew Dickson, Head of Technical Services, presented a report with details for the replacement of bus shelters and the provision of new additional shelters to be funded from the Bus Shelter Replacement scheme that was within the approved Capital Programme for 2016/17. It was anticipated that the maintenance costs in respect of the additional shelters would be contained within the existing approved revenue budget for that purpose.

Four shelters had been identified for replacement following a survey on the condition of the 68 shelters that are the direct responsibility of Fylde Council.

The Committee RESOLVED to approve the proposal to provide up to four replacement bus shelters and up to four new additional bus shelters as detailed in the report, with the works being funded from the approved 2016/17 capital programme scheme for this propose in the sum of £30,000.

7. Provision of Bus Shelters Relating to Section 106 Agreement 03/0157 Queen's Manor, St Annes

At the Chairman's discretion a resident that was directly affected by one of the proposed bus shelters was allowed to address the committee.

Andrew Dickson introduced a report detailing the secured S106 contributions of £20,000, from the developer on application 03/0157 at Queen's Manor, St Annes, for the improvement of local public transport facilities within one kilometre of the site. The development had been completed and the monies paid over to Fylde Council to provide an additional four bus shelters to meet the terms of the agreement.

Following a brief discussion it was RESOLVED:

1. That the Committee note the intention to utilise the sum of £20,000 secured from the development of the approved residential development at Queens's Manor St Annes for the purposes of providing four bus shelters at locations identified in the report.
2. To agree on the location of 3 of the proposed stops and that Andrew Dickson enters into discussions with LCC and the resident affected by the Clifton Drive South/Croyde Road bus stop to resolve any issues. The outcome of the discussions to be discussed at the next meeting of the committee.
3. That the committee note the proposed four additional bus shelters would be added to the shelters that Fylde Council has responsibility for maintaining, repairing and replacing. It is anticipated that these costs in respect of the four additional shelters may be contained within the existing approved revenue budget for this purpose, at least in the short-term, although the level of the overall bus shelter maintenance budget may need to be increased at a future point as part of the budget-rightsizing exercise.

4. That Committee request approval by the Chief Financial Officer, for a fully-funded increase to the Bus Shelter Replacement Scheme within the approved capital programme for 2016/17 in the sum of £20,000 to fund the provision and installation of the works as described within the report, to be met from a S106 developer contribution for this purpose, which had been previously received by Fylde Council, in the same amount.

8. Snowdon Road Depot, Vehicle Wash-Down Bay

Andrew Dickson presented a report on the details of the construction a new vehicle wash-down facility at Snowdon Road depot for Parks and Greenspaces and Operational Services vehicles to be funded from the capital budget.

Following a brief discussion it was RESOLVED:-

1. to approve the proposal to provide a fit for purpose wash-down facility at Snowdon Road depot as detailed in the report, with the works being funded from the approved 2016/17 capital programme scheme of £25,000,
2. to note that ancillary works to provide a screen would be delivered as part of the overall scheme and would be funded from the approved revenue budget for repairs and maintenance for 2016/17.

Information Items

The following Information Items were received by the committee.

9. Green Waste Subscription Service

The report provided an update on the details of the proposed introduction of a subscription based service for the collection of green waste in 2017.

Following a detailed discussion it was RESOLVED to note progress on this matter, and that a further report be brought back thereon, pending the Council's consideration of this matter at its December meeting.

10. Fairhaven and Chur Scar Coastal Defence Project

The report provided an update on the project to replace sea defences at Fairhaven and Church Scar.

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