

<p style="text-align: center;"><u>MEETING</u></p> <p style="text-align: center;">ENVIRONMENT COMMITTEE</p>
<p style="text-align: center;"><u>DATE AND TIME</u></p> <p style="text-align: center;">TUESDAY 4TH JUNE, 2019</p> <p style="text-align: center;">AT 7.00 PM</p>
<p style="text-align: center;"><u>VENUE</u></p> <p style="text-align: center;">HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BQ</p>

Dear Councillors,

Please find enclosed additional papers relating to the following items for the above mentioned meeting which were not available at the time of collation of the agenda.

Item No	Title of Report	Pages
1.	PUBLIC QUESTIONS AND COMMENTS (IF ANY)	3 - 16

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Procedure for Questions and Comments at Committees

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Qn No	Item No	Raised by	Question Raised	Answer
1	13	John Dix	The end of year performance report states that Waste (Frontline) was £2.015 million over budget in 2018/19 how has this massive 33% overspend arisen given that the round reorganisation was meant to save money?	The recycling and waste service in 2017/18 cost the Council £8.4M (including supervision). In 2018/19 the front-line service cost £8.0M (with an addition £300K for supervision). It should be noted that over this period there was inflationary pressure relating to wages, fuel, vehicle parts etc.
2	9	Theresa Musgrove	<p>1. According to information obtained via FOIA earlier this year, much of the planting of trees so far has been put in residential areas of Tory wards. This is a repeat of the proven pattern of Highways expenditure, and quite disgraceful.</p> <p>What percentage of the next provision of planting will be in Labour wards, and in areas that desperately need further protection from toxic air quality, such as the many schools located next to the North Circular?</p>	<p>The political designation of wards in Barnet is not considered for this project, in 2017-18 we planted 68 trees in Conservative wards and 71 in Labour (West Hendon was Labour in this cycle), and in 2018-19 we planted 143 trees in Conservative wards, 39 in Labour wards and 47 in wards where Councillors are mixed. We are attempting to strategically plant trees where they are most effective at absorption, utilisation and dispersal of air pollutants, focussing primarily on Nitrogen dioxide and reducing Urban Heat Island temperatures where heat absorbed during the day is released at night by planting shade trees to reduce daytime absorption. This is all explained in our Tree Policy which is attached as is the original GLA map we are working to.</p> <p>Our focus on planting is dictated by factual data with regard to locations with high concentrations of Nitrogen dioxide, we have attached a list of roads identified from the 2012 map provided by GLA, also attached. We have approached GLA requesting more recent data and will be working with them to create a more complete set of roads to target</p>

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				<p>for planting based on the air quality and high urban heat island temperatures.</p> <p>We have looked at the planting we have undertaken since 2014 when we first starting this work in conjunction with Environmental Health, the early planting was concentrated in West Finchley & Woodhouse wards (both Labour) as this is where the air quality monitor was located at Tally Ho corner.</p> <p>This forthcoming year we are looking at roads in Burnt Oak, Colindale, High Barnet, Edgware and East Finchley.</p>
3	7	Gina Emmanuel	<p>The report on Street Cleansing Improvement Options considers how to spend £400k. A list of options prioritising street cleansing improvements (e.g. town centres, trunk roads, etc) has been included. However, there is no mention on this list of LB Barnet's industrial estates and their immediate surrounds. Please explain why these industrial estates have not been prioritised as requiring street cleansing improvements?</p>	<p>The report focusses on delivering street cleansing improvements on land which is under the direct control of the authority. Industrial estates in Barnet and across the UK are often privately owned and managed. Private land owners and businesses have a legal obligation under the Environmental Protection Act 1990 to keep their land and that immediately outside their premises clean and gives enforcement powers to the Council to take legal action to require them to get these cleaned up.</p>
4		John Dix	<p>Given that in March, Councillor Zinkin moved that the Committee receive regular updates on the financial position on the proposed savings targets for the</p>	<p>The Committee will be receiving regular updates once the first budget monitoring cycle has been completed for 2019/20. Officers recently wrote to members of the committee to explain that the requested information would be supplied to this timeframe.</p>

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			rounds reorganisation, this was seconded by Councillor Simberg and agreed by all Members, why has this update not been provided in this report?	
5	9	Theresa Musgrove	<p>How many native trees are on this list - different species and total number of trees?</p> <p>What are their Latin names?</p> <p>Why are they not planting more natives?</p> <p>What is the justification for the species they have chosen to plant?</p>	<p>We usually plant cultivars as these have proven qualities but many of these are based on native species, we have an agreement to plant 'bee friendly' trees with London Wildlife trust and this is mainly done in parks, many of these are native.</p> <p>We order our trees using their scientific names (Greek and English as well as Latin) but usually publish common names, a full list with scientific names is attached.</p> <p>In streets we need proven form and shape, we need to consider soil types, pollution and reflected heat, drought, fruit fall, ultimate height and spread, disease and risk. We also plant in due regard to the immediate environment with consideration to subsidence in risk areas.</p> <p>Essentially, we are trying to plant trees that are sustainable, that can handle all the difficulties of urban street based existence and that will grow to produce the amenity and health benefits we detail in our Policy.</p>
6	7	Gina Emmanuel	When will Barnet industrial estates receive street cleansing improvements?	See response to Q3.

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7		John Dix	When will this committee and the general public be provided with a detailed breakdown of the costs of the rounds reorganisation and what the service is currently costing given that it has now been in operation for 8 months?	The Committee will be receiving regular updates once the first budget monitoring cycle has been completed for 2019/20.
8	13	Theresa Musgrove	I have noted a tendency for any new pavement replacement to be strictly nominal, for example in one road near me, contractors replaced a handful of slabs in a long stretch of broken and dangerous pavement, and left the rest unaltered, with a clear health and safety risk to residents, especially the elderly, disabled and children. Who is checking that work is properly finished, and how many times are contractors being paid for jobs that have not been carried out? Please give details of the number of unsatisfactory Highways' contractor pavement jobs checked by the council, and the number found to be unsatisfactory.	<p>Annual condition surveys are undertaken on the Council's Highway network and the results of the 2018 survey identified a measured improvement on the footway network over the last three years. The annual surveys are conducted to identify lengths of the network which are potentially in need of more detailed investigation or treatment and the data is used to prioritise a works programme using a risk based approach.</p> <p>Highways are inspected cyclically for safety, and orders issued to Conway Aecom (CA) as part of the reactive maintenance process. It should be noted that cracked paving, whilst unsightly, does not necessarily represent a hazard. It is estimated that we issue 10,000 jobs to CA annually. To report concerns on individual footways or roads please use this link https://www.barnet.gov.uk/roads-and-pavements/report-problem-road-street-or-pavement</p> <p>The Council's Highways service provider carries out monthly checks on approximately one in 10 of all work orders issued to CA and on all work over a value of £300. This is to ensure that the works are being completed as instructed and to specification. The table below shows the results of these checks for the period between July 2018 and February 2019. Where it is</p>

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				identified that the highways contractor has not completed the works to the required standards, they are required to undertake remedial works at their own cost. <table><tr><th>Quality of work audits</th><th>July</th><th>Aug</th><th>Sept</th><th>Oct</th><th>Nov</th><th>Dec</th><th>Jan</th><th>Feb</th></tr><tr><td>failure rate</td><td>10%</td><td>21%</td><td>7%</td><td>9%</td><td>7%</td><td>7%</td><td>5%</td><td>6%</td></tr></table>	Quality of work audits	July	Aug	Sept	Oct	Nov	Dec	Jan	Feb	failure rate	10%	21%	7%	9%	7%	7%	5%	6%
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9	7	Gina Emmanuel	Specifically, when will the industrial area, on and around Brent Terrace (North) NW2 (Brent Terrace south, Tilling Rd, Claremont Rd near Donoghues), be prioritised for street cleansing improvements? Is there a schedule of work for this street cleaning? If so, please supply it. When is the work scheduled to commence and be completed?	The industrial area is due to be cleared within the next 12 months. The contractor working on the railway tracks, and Brent Cross south, will operate within the construction management plan which will include measures related to dust suppression. We will also review the street cleansing operation in this area.																		
10	13	Theresa Musgrove	Why is it that the Labour ward end of Squires Lane is still awaiting the often promised road resurfacing, and a new crossing, years after this was promised, and the Tory end of the road was prioritised? Are Highways Improvements still being prioritised on a political basis, as a previous independent report found?	<p>Resurfacing works were completed in November 2018 in Squires Lane between Station Road/ Manor View and Long lane. The scheme between Long Lane and Etchingham Road was deferred until a safety scheme consisting of a 20mph zone and zebra crossing adjacent to Manorside School is approved allowing incorporation into the scheme. This approach was seen to provide value by avoiding digging up part of the newly laid surface.</p> <p>Committee has agreed the safety scheme which is being programmed to coincide with the resurfacing of the road. It is anticipated that the work will be programmed to commence</p>																		

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				towards the end of July.
11	7	Gina Emmanuel	How is LB Barnet intending to clean the cement dust that is coating the area on Brent Terrace (north)? Why hasn't this street cleansing improvement been prioritised, since this can cause death from silicosis?	<p>Both cement batching plants are under permit from the council and are compliant with the terms of the permits – the cement processes are enclosed and measures are in place to avoid the release of cement dust. They are operated by two established companies that are both very thorough with their processes. We carry out periodic checks on compliance as part of the permitting process.</p> <p>Cement dust contains silica which can, if inhaled in sufficient quantities, cause silicosis. Please see NHS information link here: https://www.nhs.uk/conditions/silicosis/</p>
12	7	Gina Emmanuel	How is LB Barnet intending to reduce the huge quantities of general dust on Brent Terrace (north)?	<p>Environmental Health permits the two cement works on Brent Terrace, both were last inspected in October 2018 in accordance with the Environmental Permitting Regulations, both sites were deemed low risk and were complying with their permit conditions therefore, no enforcement work was necessary.</p> <p>The operators of the cement works take lots of measures to reduce dust;</p> <ul style="list-style-type: none"> • The processes are enclosed, minimising dust, and the loads of the lorries are sealed to prevent the spread of dust. In addition, they have wheel cleaning equipment in place • There is a mud tank cleaning system which includes a debris collection sweep that drives debris towards a collection zone in a mud tank, and the debris is mechanically disposed of through an opening in the mud tank

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				<ul style="list-style-type: none"> They also have humps at the entrance to stop anything coming off site <p>This inspection regime minimises dust created by the industrial facilities.</p> <p>The Environmental Health service will continue to monitor the operation of the site and take the appropriate action that is afforded to them under legislation as necessary – see below</p> <p>See also answer to question 9 above</p>
13	7	Gina Emmanuel	How is LB Barnet intending to reduce the increased dust levels in Brent Terrace (south) and surrounding areas, probably due to Donoghues and the removal of vegetation during works on the railway sidings?	<p>Environmental Health permits the concrete crusher at Donoghues which was last inspected under the Environmental Permitting Regulations in November 2018. Dust is minimised by ensuring permit conditions for the concrete crusher are being met.</p> <p>Environmental Health regularly visit the area and, due to the increased number of complaints, Environmental Health will be undertaking a joint visit with the Environment Agency in June.</p> <p>The remainder of the Waste Transfer Station business at Donoghues is permitted by the Environment Agency.</p>
14	7	Gina Emmanuel	Air quality monitoring in the area of Brent Terrace north and south has been requested. Please supply the data.	Air quality monitoring is not carried out by the Council at Brent Terrace North / Brent Terrace South or Claremont Way. The Environment Agency have undertaken air quality monitoring at Donoghues and the results are due in early June.

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15	7	Gina Emmanuel	LB Barnet became a Cleaner Air Borough. Is this a self-appraisal scheme? Were air quality statistics from Brent Terrace north and south and its surrounds included in the statistics required to achieve this accolade?	<p>The Cleaner Air Borough Status is an accolade awarded by the GLA (Mayor of London) and is not a self-appraisal scheme, evidence is supplied to the GLA who then award the recognition.</p> <p>It is not area specific but recognises a Council's work to improve air quality across 6 different criteria.</p> <ul style="list-style-type: none"> • Political leadership • Taking action • Leading by example • Using the planning system • Integrating air quality into the public health system • Informing the public
16	7	Gina Emmanuel	These issues were raised as members enquiries, how were these evaluated, since very little has changed?	<p>All Members enquiries are evaluated and responded to according to standard procedures</p> <p>The Environmental Health Service Director and Group Manager visited Brent Terrace to assess dust in mid-April and the team maintain regular communication between the operators of the site and the Environment Agency</p>
17	7	Gina Emmanuel	The report describes a very reactive set of options for street cleansing improvements; there are no proactive measures listed (e.g. CCTV) to prevent fly tipping, etc. Despite being constantly subjected to fly tipping, no preventative measures are being used in Brent	<p>We have assigned a Community Safety Officer to open an investigation to consider the concerns raised about proactive measures to tackle fly tipping including CCTV in Brent Terrace.</p> <p>The officer will gather information including from our street scene service and make an assessment as to whether CCTV would assist in preventing fly tipping in Brent Terrace. The</p>

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			Terrace and the surrounds. Why isn't CCTV, or other methods, being employed?	CCTV option is only one of a range of potential interventions that will be considered. With the finite number of camera assets available and over 5000 streets in Barnet we are only able to provide CCTV coverage on a minority of streets at any one time. At this stage we are not able to pre-empt the results of the assessment as to whether the location will be selected for a camera deployment. A similar approach was taken in Geron Way, with CCTV being installed as both a deterrent and to gather evidence for further action against the perpetrators
18	7	Gina Emmanuel	In 5.1 of the report, robust enforcement is spoken of as being important. Why is there no enforcement in Brent Terrace and the surrounds? There are bins all over the footpath and in the road, constant fly tipping, constant issues with illegal parking, etc.	As a result of the question posed by Ms Emmanuel the Community Safety Team have tasked our waste enforcement contractor to undertake fly tipping and littering patrols in the area and enforce upon any person not disposing of their waste correctly.
19	7	Gina Emmanuel	The report states the responsibilities of the Environment Committee. It has responsibility for parks and environmental health; why are the green spaces and parks in Brent Terrace and the surrounding areas being reduced under the Brent Cross Cricklewood development (and also in Childs Hill)? How will that improve health and wellbeing in Brent terrace in particular and Cricklewood/Childs Hill in general?	The outline planning permission for the BXC development approved in 2010 and amended by the Section 73 application in 2014 allows for existing parks (Clarefield Park) and a number of informal open spaces such as the triangles on Brent Terrace, to be redeveloped. However existing spaces including Claremont Open Space and Clitterhouse Playing Fields will be substantially improved and enhanced with a range of new facilities catering for all age groups as well as new and improved pitches and facilities for sports. New parks will also be created such as Eastern Park and Brent Terrace Park. A temporary park will be provided on the site of part of Clarefield Park which will be in place before the closure of any of the existing informal green spaces on Brent Terrace. Overall the Brent Cross Cricklewood development will result in an overall increase of approximately 9ha of public open space at

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				the end of the development compared to the existing amount of open space within the site.
20	7	Gina Emmanuel	The Environment Committee has responsibility for environmental health, but the area of Brent Terrace (north) and its surrounds has been completely neglected for years so that it has become a health hazard to residents and employees. The equalities and diversity statement states that all citizens should be treated equally; the residents and employees in this area want the same chance of good physical and mental health as individuals in other parts of Barnet, which we do NOT currently have. What will be done to improve health and wellbeing in the area? When will this be done?	The area of Brent Terrace North has not been neglected. One of the aims of the regeneration effort has been to reduce the industrial nature of the area and so reduce the environmental impact on local residents
21	11	Gina Emmanuel	In the flood report, in item 2.10 it is stated that there is a potential development of a Thames Tank under the Brent Cross Cricklewood development, so no flood alleviation options were considered for the Hendon Way. What is a Thames Tank? When is this scheduled during the development? Who will pay for this work?	The Thames Tank referred to in the Barnet Flood Risk Management report is a subterranean flood storage tank that attenuates water at times of flood before releasing it once the flood water subsides. The use of such a tank is being considered at Environment Committee on 4 June 2019. The flood risk management proposals discussed in this report are for the period post 2020/21 and as such are not currently scheduled and will only be taken forward subject to funding being received from the Environment Agency

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22	11	Gina Emmanuel	Why will flood alleviation options for Childs Hill not be completed?	The Barnet Flood Risk Management report being considered at Environment Committee on 4 June 2019 does not state that flood alleviation options for Childs Hill will not be completed. The report proposes two flood risk management proposals for the Childs Hill Critical Drainage Area, which will be taken forward in the period post 2020/21, subject to funding being received from the Environment Agency
23	11	Gina Emmanuel	What effect will the proposed increased paving and all-weather pitches have on flooding on Clitterhouse Playing Fields, under the Brent Cross Cricklewood development?	<p>The triangles of land referred to below relates to Plots 53 & 54 of the BXC regeneration scheme. These Plots along with Part 1 of improvements to Clitterhouse Playing Fields formed part of Phase 1A (North). Detailed planning consent for these parts of the regeneration scheme were obtained in June and July 2015 through the determination of Reserved Matters Applications (Plots 53 & 54 RMA reference: 15/00720/CON; and Clitterhouse Playing Fields Improvements Part 1 RMA reference: 15/00769/RMA). In support of both of these RMAs, a Environmental Statement ('ES') Further Information Report (15/00732/BXE) was submitted for the LPA's consideration. This considered the detailed design for these elements of the scheme compared back to that assessed within the Environmental Impact Assessment carried out in relation to the principal outline planning permission.</p> <p>Chapter 12 of the ES Further Information Report (January 2015) assessed Water Resources and Flood Risk impacts of the abovementioned developments. The detailed development proposals for these sites included the installation of surface water drainage systems to intercept, attenuate and convey surface water runoff from proposed pathways and pitches to Clitterhouse Stream in relation to Clitterhouse Playing Fields. In relation to Plots 53 & 54,</p>

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				<p>the scheme includes the provision of Sustainable Urban Drainage Systems (SuDS) within the proposed parking/hardstanding areas in the form of permeable paving overlying storage cells. This system enables the removal of contaminants through filtration and then the discharge of surface water run-off to the existing adopted sewer that extends along Brent Terrace. The assessment concluded that the detailed design of these parts of the regeneration scheme did not therefore give rise to any new or different environmental effects than that previously assessed and mitigated through the outline planning permission.</p> <p>Through the LPA's consideration of these RMAs, the Environment Agency were consulted and raised no objections to the proposed developments. Planning permission was consequently granted and for Clitterhouse Playing Fields in particular (ref. 15/00769/RMA) a condition was attached requiring further details of the proposed SuDS for the grass pitches to be submitted to the LPA for approval.</p>
24	11	Gina Emmanuel	What effect will the proposed building on the Brent Terrace green space triangles have on flooding on Brent Terrace, under the Brent Cross Cricklewood development?	See response on question 23
25	9	Gina Emmanuel	I understand that it is illegal to cut down trees during bird nesting season, officially February to August. Trees were felled during May 2019 on the Claremont Open Space, NW2 and its surrounds. Please explain	It is not illegal to fell trees at this time of year, but awareness of any potential nesting sites that birds may be occupying is vital and an action plan should be part of any tree managers working practices. Our Policy document does reference this protection and the legislation behind it. These trees were not removed by the council but the developer working on Brent

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			<p>why this was permissible and what the LB Barnet tree policy states regarding this.</p>	<p>Cross development, Argent with agreement from the Council through planning permission.</p> <p>Permission to remove the trees was granted under the extant planning permission 15/00769/FUL. All tree works were approved under the submitted method statement by Hayden's Arboricultural Consultants Limited Tree Survey, Arboricultural Impact Assessment Arboricultural Method Statement & Tree Protection Plan In Accordance with BS 5837:2012 section 5.5.1 Tree Surgery which references adherence to BS3998:2010 Tree Works and wildlife legislation. This is the national agreed standard for undertaking any tree felling/pruning operations.</p> <p>The removal of the trees was undertaken by contractors employed by Argent, the main developer for this part of the Brent Cross Development area. Bird nests are protected by the Wildlife and Countryside act 1980. Tree felling during the nesting season is not illegal, provided no nesting birds are disturbed. This is assured by having an ecologist on site to check trees for nesting birds prior to works.</p>
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Public Comment –Item number	Agenda Title	Name
13	End of Year 2018/19 Environment Performance Report	Jon Dix