

 EXECUTIVE – 15th October 2008		Agenda Item No.
Title	Declaration of Air Quality Management Areas in Kenilworth	
For further information about this report please contact	Paul Briggs – (01926-456714) Richard Hall (01926-456700)	
Service Area	Environmental Health	
Wards of the District directly affected	Kenilworth St Johns and Kenilworth Abbey	
Is the report private and confidential and not for publication by virtue of a paragraph of schedule 12A of the Local Government Act 1972, following the Local Government (Access to Information) (Variation) Order 2006	No	
Date and meeting when issue was last considered and relevant minute number	25 th March 2008 22 nd October 2007	
Background Papers		

Contrary to the policy framework:	No
Contrary to the budgetary framework:	No
Key Decision?	Yes
Included within the Forward Plan? (If yes include reference number)	Yes

Officer/Councillor Approval		
With regard to officer approval all reports <u>must</u> be approved by the report authors relevant director, Finance, Legal Services and the relevant Portfolio Holder(s).		
Officer Approval	Date	Name
Chief Executive		
CMT		
Section 151 Officer		
Legal		
Finance		
Portfolio Holder(s)		
Consultation Undertaken		
An extensive public consultation exercise has been conducted as set out in the report.		
Final Decision?		Yes
Suggested next steps (if not final decision please set out below) Following declaration of an Air Quality Management Area it is necessary to conduct further monitoring and assessment work. This will enable an understanding of how measures in the corporate Air Quality Management Action Plan will be used effectively to reduce pollution levels in Kenilworth.		

1. SUMMARY

- 1.1 As part of the overall review and assessment of air quality in Warwick District extensive monitoring and computer modelling of air pollutants in Kenilworth has been carried out. This has concluded that there are exceedances of air quality standards in two parts of Kenilworth, due to nitrogen dioxide, derived from vehicles.

A consultation exercise has been carried out in relation to the proposal to declare two Air Quality Management Areas (AQMAs) in Kenilworth. This closed on 1st of September 2008 and the results are provided within this report.

The report also recommends the declaration of AQMAs as set out in appendices.

2. RECOMMENDATION

- 2.1 That the completion of the consultation process is noted.
- 2.2 That the areas as defined in the Appendices to this report are declared Air Quality Management Areas, namely: -

Air Quality Management Area 4 – Part of Warwick Road, Kenilworth

Air Quality Management Area 5 – New Street, Kenilworth, from the junction Bridge Street/Fieldgate Lane up to and including No 17 New Street)

3. REASONS FOR THE RECOMMENDATION

- 3.1 It is a requirement, under the Environment Act 1995 Part IV, to declare Air Quality Management Areas (AQMAs) in circumstances where there are exceedances or if there are likely to be exceedances of air quality standards. After extensive monitoring and assessment this is the case in the two areas referred to in this report.

4. ALTERNATIVE OPTION CONSIDERED

- 4.1 There is no alternative but to declare AQMAs in situations as set out above. However, the limits of the defined areas are a matter of interpretation of the results and practical circumstances. It is considered that the proposed areas are the most appropriate to be included within the AQMAs.

5. BUDGETARY FRAMEWORK

- 5.1 The work of monitoring and assessment of air quality is part of the normal function of the Environmental Health department and therefore there is no budgetary implication.

6. POLICY FRAMEWORK

- 6.1 The Corporate Strategy refers to providing high standards of environmental services across the district delivering a sustainable and quality environment. The work to improve air quality contributes to this.

The work also aligns with the County's Local Transport Plan and Local Planning Policies for transport which contribute to meeting the CO2 reduction targets.

7. BACKGROUND

- 7.1 An informative document pack, including a comments sheet, was delivered to all properties within the proposed AQMA's declaration areas (Warwick Road and New Street). These packs were hand delivered.

All identified statutory consultees and other relevant consultees received packs via postal services, email, or hand delivery.

There was also a designated 'helpline' setup for comments, queries etc

All information received from the consultation process has now been reviewed and compiled into the attached report.

The Public Consultation ran for a period of 8 weeks, coming to an close on the 1st September 2008.

- 7.2 Of the total of **209** information packs distributed, there were **18** responses (**8.6%** response rate) of these **13** were received via the post.

We sent out 27 packs to Statutory Consultees as well as emailing 46 District Councillors and approximately 30 WDC Senior Officers. Acknowledgments were received from 3 organisations. Of these, 2 advised that, after noting the contents, they had no further comments to be made.

These results will be used in reviewing the AQMA declarations for Kenilworth as well as the development of the Air Quality Action Plan (AQAP) to include suggestions and address specific concerns to improve the final document, and reflect the needs of the community as well as improving the air quality within the district.

- 7.3 Further details of the consultation process and responses can be provided on request.
- 7.4 The areas proposed as Air Quality Management Areas are shown in the Appendix.