

## Proposed Marlborough Air Quality Management Area

### 1. Purpose of the Report

- 1.1 To brief the meeting regarding the decision to declare an Air Quality Management Area (AQMA) for Marlborough.
- 1.2 To summarise the consultation process used to determine the most appropriate option for the AQMA
- 1.2 To agree the draft order for the AQMA in the town.

### 2. Background

A Detailed Assessment (DA) of the air quality in the vicinity of Herd Street/ Barn Street, Marlborough has been completed as part of the statutory duties of the Wiltshire Council within the process of Local Air Quality Management (LAQM).

This is set out fully in Part IV of the Environment Act 1995 but essentially requires all local authorities to periodically review air quality within their areas and to take action if published Air Quality Objectives for the UK are likely to be exceeded.

The DA has developed the information gathered and the conclusions reached from previous Air Quality reporting within the former Kennet District Council area. It aims to identify with reasonable certainty whether the Air Quality Objectives are likely to be exceeded in the vicinity of Herd Street / Barn Street, Marlborough and if a formal AQMA is required.

The report concludes that an AQMA is required to cover an area of likely exceedence of nitrogen dioxide (NO<sub>2</sub>) levels in Herd Street / Barn Street, Marlborough.

### Main Considerations

In order to determine the most appropriate extent for an AQMA to include Herd Street / Barn Street, 3 options were proposed for consultation and presented to the Marlborough Area Board in October 2010.

Appendix 1 to this report summarises the consultation process leading to the decision to propose option 3, the whole town for inclusion within the AQMA.

Once the proposed AQMA has been formally approved the council is required under section 84(1) of the Environment Act 1995 to carry out a Further Assessment of existing and likely future air quality in the designated AQMA within 12 months of its designation.

### Environmental Impact of the Proposals

Ultimately the proposal will lead to action designed to improve the air quality in the immediate area of Herd Street / Barn Street, Marlborough.

## **Financial Implications**

Any financial implications will be linked to the actions taken as a consequence of the declaration of the AQMA. These are to be determined in the 12 months period immediately following the decision to declare the area, during which the local authority is to carry out a Further Assessment of the air quality.

## **Legal Implications**

Having identified a likely exceedance of the Air Quality Objectives in the Detailed Assessment, the Council has a statutory obligation to declare an Air Quality Management Area.

## **HR Implications**

None.

## **Equality and Diversity Implications**

None

## **Recommendation**

It is recommended that:

The Marlborough CAB adopt the proposals in the Detailed Assessment and agree the attached draft Air Quality Management Order for Marlborough.

\*\*\*Maggie Rae

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## **Appendices**

Appendix 1 – Summary of the consultation process

Appendix 2 – Air Quality Management Order

Background Paper - Detailed Assessment for Herd Street, Marlborough, available on the Wiltshire Council Website:

No unpublished documents have been relied upon in the preparation of this report