

Ballymoney Borough Council

Health & Environmental Services Committee Meeting No 353 – 27th October 2009

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BALLYMONEY BOROUGH COUNCIL

Minutes of Health & Environmental Services Committee Meeting No 353 held in the McKinley Room, Riada House, Ballymoney on Tuesday 27th October 2009 at 7.00 pm.

IN THE CHAIR Councillor E Robinson

PRESENT

Aldermen
F Campbell Mayor
H Connolly
C Cousley, MBE, Deputy Mayor

Councillors
A Cavlan
J Finlay
R Halliday
M McCamphill
A Patterson

APOLOGIES Councillor I Stevenson

IN ATTENDANCE Director of Borough Services
Deputy Director of Borough Services
Alderman J Simpson
Committee Clerk

353.1 MINUTES – MEETING NO 352 - 22ND SEPTEMBER 2009

It was proposed by Councillor Finlay, seconded by Alderman Connolly and
AGREED:

that the minutes of meeting No 352 on 22nd September 2009 be confirmed as a correct record.

353.2 ERECTION OF STREET NAMEPLATES IN A LANGUAGE OTHER THAN ENGLISH

At the request of Councillor Finlay, the Chair agreed to consider this item, deferred from the previous meeting, at the commencement of the meeting to facilitate his early departure to attend to personal matters.

The Director advised that occupiers of premises have initiated procedures for the erection of a street nameplate in a street in a language other than English in respect of six streets (two previously reported to Committee HES 351.14 refers), within the Borough as follows:-

STREET	DATE RECEIVED
Carnfinton Park, Rasharkin	19.09.08
Rhencullen Park, Rasharkin	17.11.08
Rockview Park, Rasharkin	05.06.09
Bamford Park, Rasharkin	18.06.09
Hillview Park, Dunloy	01.07.09
Valley View, Rasharkin	02.07.09

Following completion of necessary preliminaries, the occupiers of premises were surveyed in accordance with the procedure set out in Council Policy – Naming of Streets and Numbering of Properties adopted on 5th February 2007.

The number of valid responses and the percentage of respondents in agreement, in each case is as follows:-

STREET	VALID RESPONSES	% RESPONDENTS IN AGREEMENT
Carnfinton Park, Rasharkin	21	95
Rhencullen Park, Rasharkin	5	100
Rockview Park, Rasharkin	17	82
Bamford Park, Rasharkin	19	79
Hillview Park, Dunloy	10	90
Valley View, Rasharkin	2	100

As regards each location, it is the case that two thirds or more of respondents to the survey conducted support the erection of a sign in a language (Irish) other than English. Council's Policy – Naming of Streets and Numbering of Properties adopted on 5th February 2007 states that (paragraph 8.7), where two thirds or more of respondents to the survey support the erection of a sign in a language other than English and that language is either Irish or Ulster Scots, Council will normally agree the request.

The format of the signage, which may be erected, was circulated.

In accordance with the Council's Policy – Naming of Streets and Numbering of Properties (adopted on 5th February 2007) **IT IS RECOMMENDED** that committee consider the applications and make a recommendation to Council. **IT IS FURTHER RECOMMENDED** where the cost of erection of such signage exceeds that of the current service budget, any applications approved will be dealt with in date received priority.

Having spoken to the Equality Commission, Councillor Finlay advised members that he had further questions he would like to put to their representatives.

It was proposed by Councillor Finlay, seconded by Alderman Campbell and **AGREED:**

to recommend that Council write to the Chief Executive of the Equality Commission inviting representatives to address the Committee on issues relating to naming of streets in a language other than English (Irish).

* Alderman Simpson arrived during the discussion at 7.01 pm.

353.3 LANDFILL CAPACITY (352.3)

The Director advised, as a matter arising from the previous meeting, that discussions had taken place with the Council's current service supplier which had resulted in an improved price having been secured on the Council's existing contract effective from 1st November 2009. Based on this saving, the Director requested members to reconsider the authority given at the previous meeting to commence an EU procurement process reminding members that no budget provision had been made. A discussion ensued on the benefits in continuing the current contract provision for the duration of the contract and the alternatives, with the Director responding to member questions.

It was proposed by Alderman Campbell, seconded by Councillor Finlay and **AGREED:**

to recommend that Council continue its contractual arrangements with its current provider on the basis of the revised price secured by the Director, effective from 1st November 2009.

MATTERS FOR CONSIDERATION

ENVIRONMENTAL SERVICES

353.4 DRIVER CPC (CERTIFICATE OF PROFESSIONAL COMPETENCE) TRAINING

The following item was deferred from the previous meeting.

The EU passed the Driver CPC EU Directive in 2003. This affects all professional LGV (Large Goods Vehicles i.e. vehicles greater than 3.5 tonnes) and PCV (Passenger-Carrying Vehicles) drivers.

This Directive became effective on 10th September 2009 for Large Goods Vehicles drivers and is applicable to all Environmental Services employees required to drive vehicles greater than 3.5 tonnes.

All drivers, new and existing, have to undertake 35 hours of training every five years to ensure that their Driver CPC is current so that they can continue to drive professionally within the UK or the EU. This is known as periodic training.

Environmental Services drivers of Large Goods Vehicles will need to complete 35 hours of periodic training before 10th September 2014. The minimum length of a training course that contributes to the periodic training requirement is seven hours. A total of 14 Environmental Services employees will be required to undergo training. Training for same in 2009/10 will cost £1,200 and can be met from the existing budget.

All training must be taken with an approved training centre, which must be approved by Driver & Vehicle Agency (DVA) according to the requirements of the Directive. Upon completion, the Certificate of Professional Competence will be recorded by the issuing of a Driver Qualification Card.

IT IS RECOMMENDED that all Environmental Services employees who drive vehicles greater than 3.5 tonnes complete seven hours Driver CPC training per annum commencing 2009/10.

Members discussed the proposed training schedule and costs to enable the training of staff members over a five-year period and the benefit to Council of the training beyond RPA. Alderman Simpson expressed his concern at the cost involved in the training exercise.

It was proposed by Alderman Campbell, seconded by Councillor Finlay and **AGREED:**

to recommend that all Environmental Services employees who drive vehicles greater than 3.5 tonnes complete seven hours Driver CPC training per annum commencing 2009/10.

ENVIRONMENTAL PROTECTION

353.5 CROSSTAGHERTY LANDFILL SITE

Following a visit made by NI Environment Agency officials to the Council's former landfill site at Crosstagherty on 25th September 2009 correspondence has been received from NIEA requesting that Council forward to the Department a copy of the site closure plan.

IT IS RECOMMENDED that Council complies with the NIEA request.

At the request of Councillor Finlay, the Director clarified the role of the NIEA as an enforcement agency and the possible impact of not complying with the request received. He advised that even though the site has been closed for a substantial period NIEA continue to monitor the site. He also responded to member's further questioning.

It was proposed by Councillor McCamphill, seconded by Councillor Cavlan and **AGREED:**

to recommend that Council complies with the NIEA request.

* **Councillor Finlay left the meeting at 7.55 pm.**

HEALTH & SAFETY

353.6 PETROLEUM (REGULATION) ACTS (NORTHERN IRELAND) 1929 AND 1937 PETROLEUM SPIRIT LICENCE (TRANSFER AND RENEWAL)

Application has been received for the transfer and renewal of petroleum spirit licence as follows:-

<u>Address of Premises</u>	<u>Licence No.</u>	<u>Present Licensee</u>	<u>Applicant</u>	<u>Fee</u>
93 Frosses Rd BALLYMONEY BT53 7EJ	PL036	Daniel Bartlett 96 Newmills Road COLERAINE BT52 2JD	Maurice Gass 9 Killycam Road LOUGHGUILLY Co. Armagh	£8

It was proposed by Councillor Patterson, seconded by Alderman Connolly and
AGREED:

to recommend the transfer and renewal of petroleum spirit licence as detailed above.

353.7 PETROLEUM (REGULATION) ACTS (NORTHERN IRELAND) 1929 AND 1937 PETROLEUM SPIRIT LICENCE (RENEWAL)

Applications have been received for the renewal of petroleum spirit licences as follows:

<u>Premises</u>	<u>Applicant</u>
Moore's 11 Main Street Cloughmills BALLYMENA	Mr. D Moore
Hugh Taggart & Sons 18 Meetinghouse Street BALLYMONEY	Mr. H Taggart
Ballybogey Service Station 100 Ballybogey Road Ballybogey BALLYMONEY	Mr. B Kennedy
Oaklea Fuels 93 Frosses Road BALLYMONEY	Mr. M Gass

The renewal of licences as detailed above is **RECOMMENDED**.

It was proposed by Councillor Patterson, seconded by Alderman Connolly and
AGREED:

to recommend renewal of licences as detailed above.

LICENSING

353.8 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATIONS (FULL) (RENEWAL)

<u>Premises</u>	<u>Applicant</u>
Loughgiel Shamrocks GAC 17 Lough Road Loughgiel BALLYMENA BT44 9JN	Mr. Sean McNaughton
McLaughlin's Corner 60 Bann Road Rasharkin BALLYMENA BT44 8TE	Mr. Sean McLaughlin

Town Hall
1 Townhead Street
BALLYMONEY BT53 6BE

Mr. Jim Graham

The Social Centre
12 Edward Street
BALLYMONEY BT53 6JE

Mr. Jim Graham

Main and Minor Sports Halls
Joey Dunlop Leisure Centre
33 Garryduff Road
BALLYMONEY BT53 7DB

Mr. Paul Lyness

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licences as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

It was proposed by Alderman Connolly, seconded by Councillor Halliday and **AGREED:**

to recommend that Council renew the Indoor Entertainment's Licences as detailed above.

353.9 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NORTHERN IRELAND) ORDER 1985 - LICENCE APPLICATION (FOURTEEN UNSPECIFIED DAYS) (RENEWAL)

<u>Premises</u>	<u>Applicant</u>
Garryduff Presbyterian Church Hall Garryduff Road BALLYMONEY BT53 7DF	Mr. Alan Patterson
Cloughmills Primary School Assembly Hall 34 Main Street Cloughmills BALLYMENA BT44 9LF	Mr. P. Crabbe

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licences as detailed above. In addition to the Borough Council's "Conditions of Licence" adopted on 7th October 1985 the additional conditions detailed on the premise files also apply.

It was proposed by Councillor Patterson, seconded by Councillor Halliday and **AGREED:**

to recommend that Council renew the Indoor Entertainment's Licences as detailed above.

STREET TRADING

**353.10 STREET TRADING ACT (NI) 2001
MOBILE STREET TRADING LICENCE - RENEWAL**

Application for renewal of a Mobile Street Trading Licence has been made to this Directorate as follows:-

<u>Purpose</u>	<u>Applicant</u>
Ice Cream Van	Mr Samuel Ross Stewart 44 Margaret Avenue BALLYMONEY BT53 6BY

IT IS RECOMMENDED that the Mobile Street Trading Licence as applied for be renewed.

It was proposed by Alderman Campbell, seconded by Alderman Connolly and **AGREED:**

to recommend that Council renew the Mobile Street Trading Licence as detailed above.

**353.11 STREET TRADING ACT (NI) 2001
TEMPORARY STREET TRADING LICENCES**

Application for the grant of Temporary Street Trading Licences have been made to this Directorate as follows:-

<u>Purpose</u>	<u>Applicant</u>
Hot Food Trailer in Church Street, Ballymoney in front of the Candy Corner on 26 th November 2009.	Mr. Brian Warke
Sale of Xmas Hats in Ballymoney Town Centre on 26 th November 2009.	Mr. Richard McLernon

IT IS RECOMMENDED that the Borough Council grant the Temporary Street Trading Licences as detailed above.

It was proposed by Alderman Campbell, seconded by Councillor Patterson and **AGREED:**

to recommend that Council grant the Temporary Street Trading Licences as detailed above.

COMMUNITY SAFETY

353.12 ADVANCED DIPLOMA MANAGEMENT PRACTICE COMMUNITY SAFETY

The Community Safety Manager has successfully passed the above named course with commendation. This course was funded 100% by the NIO CSU.

IT IS RECOMMENDED that a letter of congratulations be forwarded to the Community Safety Manager recognising her success.

It was proposed by Councillor Robinson, seconded by Alderman Campbell and **AGREED:**

to recommend that a letter of congratulations be forwarded to the Community Safety Manager recognising her success.

EMERGENCY PLANNING

353.13 SWINE FLU: DISTRICT COUNCIL SUPPORT FOR ANTI-VIRAL DISTRIBUTION

A request was received in July 2009 from the Health and Social Care Board (HSCB) asking whether District Councils would consider providing assistance with the distribution of anti-virals to the public should the influenza pandemic grow to proportions that overwhelmed the capacity of community pharmacies.

Following communication with LGEMG (The Local Government Emergency Planning Group) and with agreement in principle from SOLACE a planning process was initiated to establish the likely demand levels for such distribution and to then scope the needs in terms of facilities and staff to support the task.

A Memorandum of Understanding (MoU) has been drafted and circulated to members.

Whilst certain matters are yet to be finalized and on the understanding that Council staff costs together with any ancillary costs associated with the provision of this service will be reimbursed by HSCB to Council ***IT IS RECOMMENDED*** that Council –

- inform the Health and Social Care Board (HSCB) that it is prepared to commit Council resources to the provision of assistance to the community in the event of severe stress on health resources; and
- hereby authorizes its Chief Executive to sign on its behalf a Memorandum of Understanding between the Health and Social Care Board and Council.

It was proposed by Alderman Campbell, seconded by Councillor McCamphill and **AGREED:**

to recommend that Council:

- ***inform the Health and Social Care Board (HSCB) that it is prepared to commit Council resources to the provision of assistance to the community in the event of severe stress on health resources; and***
- ***hereby authorizes its Chief Executive to sign on its behalf a Memorandum of Understanding between the Health and Social Care Board and Council.***

BUILDING CONTROL

353.14 BUILDING CONTROL APPLICATIONS

IT IS RECOMMENDED that Council note the **Applications, Building Notices and Regularisation Certificates** as detailed in Appendix 1, which are in accordance with the requirements of the Building Regulations (NI) 2000.

It was proposed by Councillor Patterson, seconded by Councillor McCamphill and **AGREED:**

to recommend that Council note the Applications, Building Notices and Regularisation Certificates as detailed

MATTERS FOR INFORMATION

ENVIRONMENTAL SERVICES

353.15 MUNICIPAL WASTE RETURNS

<u>Waste Type</u>	<u>Sept 2008</u>	<u>Sept 2009</u>	<u>Apr– Sept 08</u>	<u>Apr – Sept 09</u>
Mixed Residual Waste (waste direct to landfill)	961.38t	841.80t -12.44%	5,330.42t	4,659.07t -12.59%
Mixed Dry Recyclables (blue bin recycling)	136.42t	135.80t -0.45%	822.26t	805.72t -2.01%
Garden Waste (brown bin recycling)	75.28t	137.30t +82.39%	865.76t	987.58t +14.07%
Waste Recovery* (segregated CA site waste)	94.24t	102.72t +9.0%	94.24t	537.62t +470.48%
Cardboard Recycling*	6.42t	7.34t +14.33%	7.90 t	44.72t +466.08%

- Commenced August 2008.

The meeting noted that although the year to date figure for waste sent to landfill was 12.59% down on that for the same period the previous year, if the present trend continued for the full year, waste sent to landfill would exceed the 2009-2010 budgetary prediction.

353.16 SUSPENSION OF BROWN BIN COLLECTION SERVICE

The brown bin collection service will be suspended during winter 2009/10. The last brown bin collection in 2009 will take place on Friday 27th November and the service will resume on Monday 1st March 2010.

All householders who currently receive this service will be notified by way of letter. It is intended that letters will be posted to householders in week commencing Monday 2nd November.

Householders can continue to deposit green waste at Knock Road and Crosstagherty Civic Amenity Sites in the intervening period.

The Director responded to questions from members relating to the rationale for the number of brown bins distributed within the Borough. He explained the steps being taken to inform householders in receipt of this service [some 7,200 homes] as to its suspension and outlined how staff would be redeployed. It was agreed that it would be useful to look at November service usage figures when the data for 2009 was available.

353.17 ECO SCHOOLS

Ballymoney High School is the latest school in the Borough to achieve recognition through Eco Schools having picked up the Silver Award. This recognises the tremendous efforts made by the School Council, supported by staff. The school is presently working towards the Green Flag Award and hopes to achieve this by the end of the school year. All involved are focused on making Ballymoney High School an example of what can be achieved when pupils and staff work co-operatively to deliver actions, which will impact positively throughout the school and wider community.

ENVIRONMENTAL PROTECTION

353.18 SLIEVEANORRA AND CROAGHAN ASSI

Members will recall that on foot of correspondence from the DoE that it had declared the above Area of Special Scientific Interest. Council at its meeting on 1st June 2009 determined that correspondence be addressed to the Department supporting the concerns of local farmers and the impact such designation would seem to have on local people and their livelihoods in these difficult economic times.

The response received from the NI Environment Agency (on 3rd August) was circulated. Alderman Connolly expressed dissatisfaction at the contents of the response.

It was proposed by Alderman Connolly, seconded by Alderman Campbell and **AGREED:**

to recommend that Council extend an invitation to the DoE to give a presentation to the Consultation Committee and to address members' issues of concern.

HEALTH & SAFETY

353.19 As in previous years a Firework Safety Campaign is being run in the lead up to Halloween. The Borough Services Directorate, through home safety officers have been delivering a firework safety campaign while working in partnership with the Police Service of Northern Ireland and the Northern Ireland Fire and Rescue Service in a multi-agency approach.

The programme will consist of visits to secondary schools in the Borough.

Expert speakers and multi-media displays will deliver the message.

EMERGENCY PLANNING

353.20 LGEMG: EMERGENCY PLANNING STRATEGY 2009-2014

On 13th October the Local Government Emergency Management Group launched its Emergency Planning Strategy 2009-2014.

LGEMG is a multi-disciplinary working group which was established in 1999 by the then DoE Permanent Secretary to –

- Provide expertise in emergency planning for district councils;
- Give guidance to district councils on emergency planning issues;
- Liaise with government departments on emergency planning issues; and
- Facilitate communication between central government departments and district councils.

The LGEMG five-year strategy provides an action plan, which outlines key strategy priority areas (namely co-ordination, communication, partnership working, capacity building and governance) to ensure that the four key aspects of emergency planning (preparedness – response – recovery – review) are underpinned.

FUEL POVERTY

353.21 WARM HOMES SCHEME

The DSD's new Warm Homes scheme offers cavity wall and loft insulation to homeowners and private tenants in receipt of a qualifying benefit. Those using solid fuel, Economy 7, bottled gas (LPG) or who have no system at all may also be eligible for a new oil or gas fired heating system. Further details are available from the Ballymoney Energy Efficiency Adviser at 028 2766 0273 or from the Ballymoney Borough Council website. The Adviser has made 18 referrals to the scheme since it opened in mid-August.

353.22 BALLYMONEY AFFORDABLE FUEL SCHEME

Members were pleased to note that four new outlets are now selling the oil stamps: Glebeside Spar, Cloughmills Post Office, Dervock Post Office and Linenhall Street Spar. Stamps to the value of over £32,000 have been sold since April 2009.

353.23 ENERGY SAVING WEEK

Ballymoney Borough Council participated in Energy Saving Week (19th to 25th October) by circulating daily energy saving tips to all staff. Monday's tip included a weblink to an online home energy survey; a hard copy is to be made available for those who do not have access to email.

- * **Alderman Connolly and Councillor Cavlan left the meeting at 8.45 pm.**

COMMUNITY SAFETY

353.24 ALIVE AND WELL CONVENTION

The Community Safety Partnership in partnership with Ballymoney Home Accident Prevention hosted the 'Alive and Well' convention, as part of Age Awareness Week 2009, for senior citizens within the Borough on Thursday 1st October 2009.

The event was a great success with a total of 137 individuals in attendance. This event received 100% funding from North Antrim Community Network, NIO CSU and Ballymoney HAP.

Alderman Campbell attended the event, which was enjoyed by all the senior citizens attending. He requested that the Director convey congratulations to the officers for its organisation.

353.25 MAKIN' SENSE

The Makin' Sense project will take place w/c 2nd November 2009 with sessions being organised for the local primary and secondary schools. A community session will be held free of charge on Wednesday 4th November 2009 from 7pm - 9pm in the Town Hall to which you are all invited. Refreshments will be provided. Members were encouraged to attend this event.

353.26 YOU, YOUR CHILD AND ALCOHOL

An information stand promoting the third phase of the regional 'You, your child and alcohol' campaign will be facilitated by the CSP in Tesco on Thursday 29th October 2009. This will be used to promote the campaign and the Makin' Sense project which commences the following week.

This being all the business, the meeting closed at 9.52 pm.

Appendices:

Appendix 1 Building Control Applications

APPENDIX 1

**Ballymoney Borough Council
Building Control Department
Approvals report for September 2009**

Ref No: B/2008/0098
Applicant: Ballymoney Reformed Presbyterian Church
Agent: Market Studio, 14 Market Road, Ballymena
Location: Ballymoney Reformed Presbyterian Church, 75-77 Charlotte Street, Ballymoney
Description: Conversion of former courthouse to church hall

Ref No: B/2009/0013
Applicant: Mr James Gaston
Agent: Hunter Associates, 8 Charlotte Street, Ballymoney
Location: 102 Knockahollet Road, Ballynaloob, Dunloy, Ballymena
Description: Dwelling and garage

Ref No: B/2009/0024
Applicant: Mr Tabor Newcombe
Agent: McGarry-Moon Architects Ltd, 9 Fallahogey Road, Kilrea
Location: 130a Vow Road, Vow, Ballymoney
Description: Dwelling and garage

Ref No: B/2009/0029
Applicant: Mr Damien O`Mullan
Agent: Select Design Services, 15A Main Street, Portglenone
Location: 7 Anticur Road, Ballymacaldrack, Dunloy, Ballymena
Description: Dwelling

Ref No: B/2009/0039
Applicant: Mr Robert Mark
Agent: Mr F A Wheeler, 201 Garron Road, Ballymena
Location: 219 Vow Road, Ballymaconnelly, Rasharkin, Ballymena
Description: Dwelling and garage

Ref No: BN/2009/0048
Applicant: Mr Martin Doyle
Agent: Vision Design, 31 Rainey Street, Magherafelt

Location: adj. to 20 Dirraw Road, Ballymoney

Description: Garage and store

Ref No: BN/2009/0049

Applicant: Mrs F Havlin

Agent: Mr Lee Walker, 30 Toberdoney Road, Ballymoney

Location: 11 Gault Park, Ballymoney

Description: Alterations to dwelling and provision of level access shower

Ref No: BN/2009/0050

Applicant: Mrs Iris McCurdy

Agent: K J Porter, 176 Crevenagh Road, Beragh

Location: 12 Kilraughts Road, Ballymoney

Description: Installation of oil-fired central heating

Ref No: BN/2009/0051

Applicant: Mrs Robert Millar

Agent: HTC Mechanical Services Ltd, 220 Mountjoy Road, Stewartstown

Location: 25 Eastermeade Gardens, Ballymoney

Description: Installation of oil-fired central heating

Ref No: BN/2009/0052

Applicant: Ms Colette Gribben

Agent: H & A Mechanical Services, 28 Fivemile Straight, Draperstown

Location: 4 Glenfield, Rasharkin, Ballymena

Description: Installation of oil-fired central heating

Ref No: B/2009/0061

Applicant: Mr & Mrs G Owens

Agent: 2020 Chartered Architects Ltd, 9A Linenhall Street, Ballymoney

Location: 1 Margaret Avenue, Ballymoney

Description: Extension and roofspace conversion to dwelling

Ref No: B/2009/0106

Applicant: Mr Hugh O'Boyle

Agent: Pro Design, 43 Kilmandil Road, Ballymena

Location: 41a Finvoy Road, Millquarter, Ballymoney

Description: Dwelling and garage

Application Type	Total
<u>B/ Full Plans</u>	7
<u>BN/ Building Notice</u>	5
<u>RC/ Regularisation Applications</u>	0
Overall total	12