

Ballymoney Borough Council
Health & Environmental Services Committee Meeting No 403 – 28th October 2014

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BALLYMONEY BOROUGH COUNCIL

Minutes of Health & Environmental Services Committee Meeting No 403, held in the McKinley Room, Riada House, Ballymoney on Tuesday 28th October 2014 at 7.00pm.

IN THE CHAIR: Councillor Atkinson

PRESENT: **Aldermen**
F Campbell
C Cousley, MBE

Councillors
J Finlay
R Halliday
A McLean
E Robinson, MBE
I Stevenson

APOLOGIES: **Alderman**
H Connolly
B Kennedy

IN ATTENDANCE: Director of Borough Services
Business Support Officer

403.1 DECLARATIONS OF INTEREST

There were no Declarations of Interest.

* *Councillor Stevenson joined the meeting at 7.02pm.*

403.2 MINUTES – MEETING NO 402 – 23rd September 2014**Matters Arising:****2.1 Renaming of Street (402.3)**

In response to Councillor Stevenson, the Director of Borough Services advised he had contacted officers from the other Cluster Council areas and that as there was a difference in opinion in relation to the issue of re-naming it was now his intent to progress the matter by amending the Council's extant policy and in this regard a report will be brought to the next committee meeting.

2.2 Re-Think Waste Capital Fund Application – Kerbside Food Waste Service (402.8)

Councillor Robinson again expressed her concern that Council was not utilizing capital money for the extension of recycling services from the Rethink Waste Fund. The Director of Borough Services reiterated the position concerning the application made in 2014-15 that although an offer had been made subject to funds becoming available this had subsequently been withdrawn, pointed out the revenue

implications and advised that were the new Council minded to progress the matter this could be done in the next funding round.

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

to recommend that the minutes of Meeting Number 402 – 23rd September 2014, as circulated, be confirmed as a correct record.

MATTERS FOR CONSIDERATION

ENVIRONMENTAL SERVICES

403.3 DISPOSAL OF SURPLUS VEHICLES

IT IS RECOMMENDED that Council dispose of the undernoted vehicles (now surplus to operational requirements, replacements having been obtained) –

1987 Volvo/Edbro Skip Lorry
1998 Seddon Atkinson/Rotopress RCV
2001 Renault Master Van
2002 Scarab Minor Sweeper

In response to Councillor Stevenson, the Director of Borough Services advised it was normal practice to dispose of surplus vehicles by auction.

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

to recommend that Council dispose of the above vehicles.

403.4 NWRWMG JOINT COMMITTEE MINUTES

IT IS RECOMMENDED that Council note that the minutes of meetings of the NWRWMG Joint Committee held on 19th March 2014, 7th May 2014, 2nd July 2014 and 3rd September were circulated to members.

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

to recommend that Council note that the minutes of meetings of the NWRWMG Joint Committee held on 19th March 2014, 7th May 2014, 2nd July 2014 and 3rd September 2014 were circulated to members.

403.5 PROVISION FOR THE TREATMENT OF NWRWMG COLLECTED CO-MINGLED WASTE FROM HWRC'S AND FROM OTHER COUNCIL SERVICES

Further to the NWRWMG procurement of the above service, 1 no. bid was received. Same did not proceed to the tender evaluation stage as it failed the financial standing test. This matter was reported to the NWRWMG Joint Committee on 24th September 2014.

The current Council contract expires on 31st October 2014. An approach has been made to the present service provider to extend this contract on a month by month basis in the interim. It is anticipated the NWRWMG will re-tender the above service.

IT IS RECOMMENDED that Council note that the NWRWMG was unsuccessful in awarding a new contract in respect of the provision for the treatment of collected co-mingled waste from its constituent Council HWRC's and from other council services and that an extension to the present contract with the existing service provider is being sought.

It was proposed by Alderman Cousley, seconded by Councillor McLean and **AGREED:**

to recommend that Council note that the NWRWMG was unsuccessful in awarding a new contract in respect of the provision for the treatment of collected co-mingled waste from its constituent Council HWRC's and from other council services and that an extension to the present contract with the existing service provider is being sought.

403.6 REVIEW OF NWRWMG WASTE MANAGEMENT PLAN

A presentation on the Review of the NWRWMG Waste Management Plan was made to the NWRWMG Joint Committee on 24th September 2014. The presentation was circulated to members.

The Review of the NWRWMG Waste Management Plan was approved by the NWRWMG Joint Committee, the Plan being recommended to constituent Councils for adoption.

IT IS RECOMMENDED that Council adopt the Review of the NWRWMG Waste Management Plan and note Council's commitments outlined therein.

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

to recommend that Council adopt the Review of the NWRWMG Waste Management Plan and note Council's commitments outlined therein.

ENVIRONMENTAL HEALTH GENERAL

403.7 CERTIFICATES OF FITNESS THE PRIVATE TENANCIES (NORTHERN IRELAND) ORDER 2006 ARTICLE 36 (4)

Landlord

Mr. Declan O'Kane

Dwelling- House

22 Union Street,
BALLYMONEY,
BT53 6HT.

Landlord

Ms. Sandra Brown

Mr. James C. Black

Mr. B. McMullan

Dwelling- House29 Union Street,
BALLYMONEY,
BT53 6HT.15 Market Street,
BALLYMONEY,
BT53 6EA.318 Townhill Road,
Rasharkin,
BALLYMENA ,
BT44 8RW.

Fitness inspections of the above dwellings have been conducted and the dwelling houses meet the fitness standard for human habitation as set out in Article 46 of the Housing (NI) Order 1981.

IT IS RECOMMENDED that the Borough Council grant Article 36 (4) Certificates of Fitness in respect of the above dwelling houses.

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

to recommend that the Borough Council grant Article 36 (4) Certificates of Fitness in respect of the above dwelling houses.

**403.8 CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT (NORTHERN IRELAND) 2011
37 HENRY STREET, BALLYMONEY.**

Further to a complaint investigation the following defects considered to be prejudicial to health were observed.

Internal

High levels of rising dampness to front, party wall & rear wall of living room.

Penetrating dampness to left hand side of the window within the rear first floor bedroom.

IT IS RECOMMENDED that an abatement notice be served on the landlord of the premises under Section 63 (1) (a) of the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011 with a time period of compliance of 90 days in order to remedy the condition thereat as described above.

NB All works included on the above notice will be eligible for grant aid from the Northern Ireland Housing Executive.

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

to recommend that an abatement notice be served on the landlord of the premises under Section 63 (1) (a) of the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011 with a time period of compliance of 90 days in order to remedy the condition thereat as described above.

HEALTH & SAFETY

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

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

Premises

Kennedys NISA,
100 – 102 Ballybogey Road,
BALLYMONEY, BT53 6PD.

Applicant

Mr. B. Kennedy

The renewal of the licence as detailed above is **RECOMMENDED**.

It was proposed by Councillor McLean, seconded by Councillor Halliday and
AGREED:

to recommend the renewal of the licence as detailed above.

LICENSING

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

Premises

McLaughlin's Corner,
60 Bann Road,
Rasharkin,
BALLYMENA, BT44 8TE.

Ballymoney Town Hall,
1 Townhead Street,
BALLYMONEY, BT53 6BE.

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

Applicant

Una McLaughlin

Gareth Doyle
Ballymoney Borough Council

Paul Lyness,
Ballymoney Borough Council

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 Campbell, seconded by Alderman Cousley and **AGREED:**

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

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

Premises

Garryduff Pres. Church Hall,
Garryduff Road,
BALLYMONEY, BT53 7DF.

Applicant

Alan Patterson

IT IS RECOMMENDED that the Borough Council renew the Indoor Entertainment's Licence 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 file also applies.

It was proposed by Councillor Stevenson, seconded by Councillor McLean and **AGREED:**

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

* ***Councillor Finlay joined the meeting at 7.17pm.***

STREET TRADING

403.12 STREET TRADING ACT (NI) 2001 TEMPORARY STREET TRADING LICENCES

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

Purpose

Glow in the Dark Novelties
on High Street
on 30th October 2014

Flashing Lights
on High Street on
30th October 2014

Applicant

Mr. James Michael McDonagh

Mr. Lee When Ching

<u>Purpose</u>	<u>Applicant</u>
Hot Food Trailer On High Street beside old Post Office on 20 th November 2014 5pm – 10pm	Mr. Mervyn Hutchinson
Sweets, Crisps, Minerals Trailer on High Street beside old Post Office on 20 th November 2014 5pm – 10pm	Mr. Mervyn Hutchinson
Glow in the Dark Novelties on High Street on 20 th November 2014	Mr. James Michael McDonagh
Temp. Airbrush & Glitter Tattoo & Popcorn on Main Street on 20 th November 2014 6.30pm – 9pm.	Miss Debra Jackson

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 Finlay and **AGREED:**

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

LICENSING

403.13 LICENSING (NORTHERN IRELAND) ORDER 1996

<u>Applicant</u>	<u>Purpose</u>	<u>Date</u>
Pauline Gallagher, Ma Kelly's Bar & Restaurant, 21 Church Street, BALLYMONEY, BT53 6HS.	Occasional Licence Ballymoney Sports Awards in Joey Dunlop Leisure Centre on 25/10/14 between 7pm – 1am.	26/9/14
William Huey & Charles Dobbin, 19 Main Street, Armoyn, BALLYMONEY BT53 8SH.	Occasional Licence Social Evening at Stranocum Orange Hall on 31/10/14 to 1/11/14 (7pm-1am).	1/10/14

IT IS RECOMMENDED that Council note the above applications.

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

to recommend that Council note the above applications.

BIODIVERSITY

403.14 IT IS RECOMMENDED that Council note the update regarding work undertaken by the cluster Biodiversity Officer – Rachel Bain.

It was proposed by Councillor Stevenson, seconded by Councillor Finlay and
AGREED:

to recommend that Council note the update regarding work undertaken by the cluster Biodiversity Officer; and that the cluster Biodiversity Officer be invited to make a presentation to Committee.

BUILDING CONTROL

**403.15 NAMING OF HOUSING DEVELOPMENT
 DWELLINGS AT SITES 1 – 22, 56 - 58 KNOCK ROAD, BALLYMONEY
 FOR MCALISTER BUILDERS, 31 TOBER ROAD, BALLYMONEY**

The developers have written by letter dated 15/10/2014 requesting that Council name the above new housing development.

The names suggested by the developer, in order of preference, are

1. “Route Manor”.
2. “Route Grange”.
3. “Route Meadows”.

The site comprises 2 detached dwellings, 6 semi-detached dwellings, 10 terraced dwellings and 4 apartments.

There is no issue with the prefix “Route” as the site adjoins Route Gardens and Route Avenue.

The first and second preference names “Route Manor” and “Route Grange” are not considered to reflect the proposed housing mix within the development and for this reason would not therefore fully comply with Council’s Naming of Streets and Numbering of Properties Policy.

The third preference name “Route Meadows” is, however, deemed to comply with the policy, both in terms of connection with the local area and suitability for the type of development proposed.

IT IS RECOMMENDED therefore that Council approve the name “**Route Meadows**” for the development.

Following discussion, it was proposed by Councillor Stevenson, seconded by Councillor Finlay and **AGREED:**

to recommend that Council approve the name "Route Meadows" for the development.

403.16 CHARTERED INSTITUTION OF WASTES MANAGEMENT (CIWM)

Councillor Robinson advised that John Quinn, the Chief Executive of ARC21, had been elected President of the Chartered Institute of Waste Management and suggested that a letter of congratulations be sent by Council.

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

to recommend that a letter of congratulations be sent to the CIWM President - Mr John Quinn.

403.17 CHARTERED INSTITUTION OF WASTES MANAGEMENT – HONORARY FELLOWSHIP

Councillor Finlay advised Committee that Councillor Robinson had recently been awarded an Honorary Fellowship of the CIWM, congratulating her on this.

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

that Council welcome and note that Councillor Robinson had been awarded an Honorary Fellowship by the Chartered Institute of Waste Management.

* ***Councillor Stevenson left the meeting at 7.28pm.***

This being all the business the meeting closed at 7.34pm.