

BALLYMONEY BOROUGH COUNCIL**Table of Contents**

47.1	DoE NI Conservation & Designations Protection – Slieveanorra & Croaghan ASSI	<i>Presentation</i>
47.2	Minutes – Meeting No 46 – 18 th January 2010	
	2.1 Patient & Client Council (46.1)	
	2.2 Minutes	<i>Confirmed</i>
47.3	High Hedges Consultation Event – 23 rd February	<i>Councillor Robinson & Director of Borough Service or nominee to attend</i>
47.4	Robert Dunlop Memorial Garden	<i>Authorise CE to sign contract</i>
47.5	Planning Applications	<i>Response agreed</i>

BALLYMONEY BOROUGH COUNCIL

Minutes of Consultation Committee Meeting No 47, held in the Council Chamber, Riada House, Ballymoney on Monday 15th February 2010 at 2.00 pm.

IN THE CHAIR Alderman H Connolly

PRESENT**Aldermen**

F Campbell, Mayor
C Cousley, MBE, Deputy Mayor
J Simpson

Councillors

A Cavlan
J Finlay
R Halliday
M McCamphill
P McGuigan
A Patterson

APOLOGIES:**Councillors**

D McKay, MLA
E Robinson
M Storey, MLA

IN ATTENDANCE

Chief Executive
Head of Corporate & Development Services **(Item 4)**
Committee Clerk

DOE NI Conservation & Design Protection NIEA (Item 1)

Paul McAnulty
Colin McKenna
Leonard Adair

DoE Planning Service (Item 4)

M McCrystal

**47.1 DOE NI – CONSERVATION & DESIGNATIONS PROTECTION
SLIEVEANORRA & CROAGHAN ASSI**

The Chairman welcomed representatives from the DOE NI Conservation & Design Protection team to the meeting to update members on recently declared ASSI areas of Slieveanorra & Croaghan and to advise on their continued work on natural heritage issues. Mr McAnulty responded to questions from members including:

1. Rights and legal obligations of farmers and landowners to cut peat on private land in accordance with existing Turbary rights.
2. Rationale and method relating to the removal of heather by cutting rather than burning.
3. Drain maintenance and cleaning of sheughs.
4. Procedure for elected bodies to challenge recommendations and declarations.
5. Relationship of DOE with Environment & Heritage Service and Forestry Service relating to pollution issues
6. Method of identification of sites to be designated.

Mr McAnulty clarified the details of the Enforcement Order issued by the Northern Ireland Assembly in 2002 and the role of NIEA in contacting landowners to request permission to undertake service work. In responding to the questions asked, he outlined notifiable operations, method of consultation with farmers and landowners, the issue of consent and the policy for dealing with issues on a case-by-case basis.

The Chairman thanked the representatives for their presentation which concluded at 2.45 pm. The representatives left the meeting at this time.

47.2 MINUTES – MEETING NO 46 – 18TH JANUARY 2010

Matters Arising:

2.1 Patient & Client Council (46.1)

Alderman Campbell, having availed of its services on behalf of a constituent, congratulated Patient & Client Council on its presentation stating that this worthwhile initiative is of great benefit to the local community. Councillor Cavlan concurred with Alderman Campbell's remarks.

2.2 Adoption of Minutes

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

that the minutes of Meeting No 46 – 18th January 2010 be confirmed as a correct record.

47.3 HIGH HEDGES CONSULTATION EVENT 23RD FEBRUARY – INITIAL NOTIFICATION

NILGA has recently been approached by DOENI to assist in organising a consultation event for the High Hedges legislation. Further to a small initial meeting between NILGA, SOLACE, CEHOG and DOENI, it was agreed that a half day seminar should take place in the Burnavon Centre, Cookstown on the morning of Tuesday 23rd February.

NILGA invites one officer and one elected member (it suggests the Chair of the Council Environment Committee?) from each council to participate in the event, and also to ensure appropriate representation from CEHOG and TAG.

A formal invitation, booking form and a detailed agenda will be made available as soon as possible. Meantime Council is invited to confirm the nomination of the Chair of Health

& Environmental Services Committee, Councillor Evelyne Robinson and the Director of Borough Services, or his nominee, to represent Council at this event.

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

that Councillor Robinson and the Director of Borough Services, or his nominee, represent Council at this event.

47.4 ROBERT DUNLOP MEMORIAL GARDEN

The Chief Executive advised members that tenders had been opened and the lowest price accepted for the memorial garden and that a contract has now been prepared. It is **RECOMMENDED** that the Chief Executive be authorised to sign the contract for the memorial garden.

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

that the Chief Executive be authorised to sign the contract for the Robert Dunlop Memorial Garden.

47.5 PLANNING APPLICATIONS

Planning applications 1-23 and 1-5 (deferred) were considered and the opinion of the Planning Department accepted except where stated otherwise. Full details of applications can be viewed at:

http://apps.planningni.gov.uk/council_schedules/ballymoney.aspx

Item 3 - D/2008/0401/F – Refusal

20-bedroom boutique hotel at 15-19 Coleraine Road, Ballymoney for Cedar Lodge Limited.

Objections (3): Additional traffic, road safety problems, lack of car parking to rear, bringing forward the building line, impact on sight lines and issue of road widening.

It was **AGREED:** That an office meeting be held (Councillor Finlay).

Item 7 – D/2009/0123/F – Refusal

Proposed redevelopment of site at 25 Castle Street, Ballymoney for McIntyre Properties.

Objections (1): Overdevelopment of site, height of proposal, no Architectural elevations provided, inaccurate levels and site boundary, potential need for additional land, overlooking and provision of hot food take away.

It was **AGREED:** That an office meeting be held (Councillor Finlay).

Item 10 – D/2009/0291/F – Refusal

Restoration of quarry void through inert filling at Craigatemptin Quarry, Tummock Road, Ballymoney for Ballyboyland Quarry, Ballymoney.

Removed from schedule by Planning Schedule.

Item 13 – D/2009/0324/F – Refusal

Demolition of existing building and erection of 2 duplex apartments with associated parking at 2 Ballycregagh Road, Cloughmills for L&B McGuckian.

Objection (2): Character of the area, ownership of the site, right of way and access issues.

It was **AGREED:** That an office meeting be held (Councillor McCamphill).

Item 14 – D/2009/0348/O – Refusal

Erection of farm dwelling at lands at 50m NW of 281 Moycraig Road, Dervock for Mr A Pattison.

It was **AGREED:** That an office meeting be held (Councillor Finlay).

Item 18 – D/2009/0375/O – Refusal

Dwelling and garage adjacent to 106 Seacon Road, Ballymoney for Mr & Mrs O'Hagan.

4th Refusal reason: **Contrary to Policy CTY6 of PPS21 – cannot provide satisfactory evidence that a refusal would create hardship.**

It was **AGREED:** That an office meeting be held (Councillor Finlay).

Item 20 – D/2009/0385/O – Refusal

New storey and half farm dwelling and garage adjacent to 74 Pharis Road, Loughguile for Mrs S Nicholl.

It was **AGREED:** That an office meeting be held (Alderman Connolly)

Item 21 – D/2009/0391/A – Refusal

Signage to front façade at Ground Coffee Shop, 4 High Street, Ballymoney for Mr & Mrs Gardiner.

It was **AGREED:** That an office meeting be held (Councillor Finlay).

A schedule of planning decisions issued by the Department for the period 01/01/10 to 31/01/10 was circulated to members for their information. The schedule indicated that 32 decisions had been issued, 20 of which related to dwellings.

* **The Head of Corporate & Development Services joined the meeting at 3.00 pm.**

APPLICATIONS DEFERRED FROM PREVIOUS MEETING**Item 1 – D/2008/0300/F – Approval**

Amended plans submitted. Proposal considered acceptable to Roads Service and Historical Buildings Unit.

Item 2 – D/2008/0450/F - Approval

Amended plans submitted reducing proposal from 5 to 3 dwellings and retain provision of upgrading existing playground in the centre of the site.

Item 3 – D/2009/0097/F – Approval

Additional information supplied.

Item 4 – D/2009/0208/F - Approval
Amended plans submitted.

Item 5 – D/2009/0243/F) – Approval
Amended plans submitted,

Councillor Finlay welcomed items 1-4. Alderman Connolly welcomed item 5.

Date of Office Meetings: 8th March 2010 at 9.30 am, Lanyon Room,
Riada House

The meeting closed at 3.10 pm.