



COLERAINE BOROUGH COUNCIL

You are hereby requested to attend a Meeting of Coleraine Borough Council to be held in the Council Chamber, Cloonavin on **TUESDAY** 28 August 2012 immediately following the Planning Committee Meeting.

R WILSON

Town Clerk and Chief Executive

Cloonavin
66 Portstewart Road
COLERAINE

A G E N D A

1. Minutes (enclosed):
 - 1.1 Council Meeting – 24 July 2012
2. Committee Report (enclosed):
 - 2.1 Planning Committee – 24 July 2012
3. Leisure Services' Report (enclosed)
Item 1.0 * Rugby Avenue – Completion of Stage 2 Technical Feasibility Study **(In Committee)**
Presentation by representatives from Ostick and Williams (Architects and Planners)
4. Development Services Report (enclosed)
Item 8.0 * Station Square, Portrush **(In Committee)**
Presentation by the Corporate Director Leisure and Development
5. Environmental Services Report (enclosed)
Item 5.0 * Legal Proceedings **(In Committee)**
6. Chief Executive's Report (enclosed)
Item 3.0 * Land and Property **(In Committee)**
7. Correspondence (enclosed):

For information

- i) Letters of thanks from:
 - Prime Minister David Cameron
 - Secretary of State for NI Owen Paterson MP
 - Councillor B Johnston, Fermanagh District Council
 - Minister of Enterprise, Trade and Investment Arlene Foster
 - ii) Letters of congratulations from:
 - Ballymena Borough Council
 - Fermanagh District Council
 - iii) Letter from Minister of Justice David Ford re Magilligan Prison
 - iv) Letter from Chief Executive of Volunteer Now re Volunteers for World Peace and Fire Games
 - v) Invitation from Firmus Energy re Information Session on 30 August 2012
 - vi) List of Reports available in Members' Library
 - vii) List of Consultation Documents
8. Documents for Sealing
9. Any other Business

*** Recommended for consideration "In Committee".**

To: Each Member of Council

23 August 2012

COUNCIL MEETING

24th July, 2012

Present: The Mayor, Councillor A. S. Cole in the Chair
The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

J. M. Bradley	N. F. Hillis
W. T. Creelman	(Items 5.2 – 16.3)
	W. J. McClure

Councillors

C. S. Alexander (Ms.)	R. J. Holmes
C. Archibald	W. A. King
D. D. Barbour	(Items 1.0 – 16.1.2)
Y. Boyle (Ms.)	R. A. Loftus (Mrs.)
G. Duddy	W. McCandless
E. P. Fielding (Mrs.)	D. McClarty
M. Fielding	G. L. McLaughlin
(Items 7.0 – 16.3)	A. McQuillan
B. Fitzpatrick	
D. Harding	
(Items 5.2 – 16.3)	

Officers in Attendance:

Town Clerk and Chief Executive, Corporate Director of Environmental Services, Head of Performance, Policy and Governance, Acting Head of Finance, Head of Development Services and Clerical Assistant

1.0 WELCOME

The Mayor welcomed everyone to the Meeting.

2.0 IN COMMITTEE

It was agreed that a number of issues arising from reports would be addressed 'In Committee' at the end of the meeting.

3.0 MINUTES

The Minutes of the Council Meeting of 26th June, 2012 were confirmed and signed.

4.0 COMMITTEE REPORTS

4.1 Planning Committee

The Chairman, Councillor McLaughlin, moved the adoption of the Planning Committee Report; this was duly seconded by Councillor Mrs. Fielding and agreed.

5.0 LEISURE SERVICES' REPORT

The Report of the Corporate Director of Leisure Services was considered (previously supplied).

Matters arising:

5.1 Portrush Summer Theatre

A request had been received from the organisers for financial assistance in the promotion of the 56th season of the Theatre.

Agreed:

That Council award a grant of £2,000 for 2012-13.

5.2 Caravan Park Shops

In response to a Member's question the Head of Performance, Policy and Governance advised that Leisure Services had tendered the shops at the Caravan Parks and it was envisaged that tenants would be in place by the end of July.

6.0 ENVIRONMENTAL SERVICES' REPORT

The Report of the Corporate Director of Environmental Services was considered (previously supplied).

Matters arising:

6.1 The Moors, Castlerock Biodiversity and Access Improvements

The Biodiversity Officer had identified a 10 acre parcel of land (approx) adjacent to Cliff Top Holiday Park in Castlerock, known as The Moors, as having considerable potential in terms of improving and enhancing biodiversity. It was proposed that Council undertake a 5-year plan to be funded wholly through grant aid administered by the Ulster Wildlife Trust that would total the estimated cost of £65,000.

Agreed:

That Council approve The Moors Biodiversity and Improvement Scheme.

6.2 E-Car Project – Department Of Regional Development (DRD)

The Corporate Director of Environmental Services outlined the Government programme to reduce greenhouse gas emissions by 35% by 2025, and advised that electric vehicles would have a role to play in that initiative.

The Corporate Director of Environmental Services introduced Mr. G. Kerr from DRD to the meeting. Mr. Kerr gave a brief presentation during which he advised Members that Northern Ireland had secured funding of £1.7 million to encourage the installation of charging points for electric cars across the Province. He advised that DRD would lead the initiative to install at least 5 charging points within each Council area by March 2013 and asked Council to consider funding this initiative up to a maximum of £10,000.

During a period of discussion Mr. Kerr answered Members' various questions, after which he withdrew from the Meeting.

Agreed:

That Council fund the initiative subject to a minimum of 5 charging points being installed, commissioned and maintained by DRD across the Borough.

6.3 Waste Management Working Group

Consideration was given to the Minutes of the Waste Management Working Group Meeting of 21st June, 2012 (previously supplied)

Agreed:

That the Waste Management Working Group minutes be ratified.

6.4 North West Regional Waste Management Group (NWRWVG) Minutes

The Minutes of the North West Regional Waste Management Group were noted (previously supplied)

7.0 CHIEF EXECUTIVE'S REPORT

The Report of the Chief Executive was considered (previously supplied).

Members noted information on the following topics, as contained in the report:

- Accounts
- Annual Report and Accounts
- Internal Auditor's Quarterly Report
- Forecast of Events
- Review of Public Administration
- North East Peace III Leadership In a Shared Society
- The Social Investment Fund
-

8.0 NOTION OF MOTION

The undernoted Notice of Motion was submitted by Councillor D. McClarty.

“Mindful of the devastating economic effect of the proposed closure of HMP Magilligan to this, and neighbouring boroughs, this Council calls on the Minister of Justice to rebuild the prison on its current site as soon as the necessary funding becomes available.”

Councillor McClarty spoke on the Motion and sought Members’ support. This was duly seconded by Councillor McCandless.

Agreed:

With eighteen votes in favour and two against that the Motion be supported.

9.0 DOCUMENTS TABLED

Members noted the list of documents which had been made available in the Members’ Library (previously supplied).

10.0 CONSULTATION LIST

Details of consultation documents received were noted (previously supplied).

Any Member who wished to make a response was asked to contact the Head of Performance, Policy and Governance before the due date for comments as detailed in the report.

11.0 DOCUMENTS FOR SEALING

Resolved:

That the following documents be sealed:

- | | | |
|----|---|---|
| 1. | <u>Service Level Agreement (in duplicate)</u> | Banbridge District Council and Council – Provision of higher welfare protection for non-farmed animals under The Welfare of Animals Act (NI) 2012 |
| 2. | <u>Cemetery Titles</u> | Grant of Right of Burial – Deeds Register Nos. 3896 – 3904 inclusive: |
| | | Agherton 0 |
| | | Ballywillan 4 |
| | | Coleraine 5 |
| | | Kilrea 0 |
| | | Portstewart 0 |

12.0 FREEDOM OF INFORMATION REQUESTS

Following a Member's request it was agreed that a report on the number and cost of dealing with Freedom of Information requests be brought to a future meeting of Council.

13.0 OLYMPIC TORCH EVENTS AND IRISH OPEN 2012

Members expressed their congratulations and thanks for the hard work of all members of staff involved in the organisation and execution of these events. Alderman Bradley drew Members' attention to a letter received in his capacity as past Mayor, from the Minister of Culture, Arts and Leisure, that expressed gratitude for the contribution and efforts that ensured the successful Olympic Flame event.

14.0 LAUNCH OF 30TH NI MILK CUP

The Deputy Mayor advised that she had attended the launch of this year's Milk Cup during which Council had been presented with a piece of cut glass. She paid tribute to the organising committee for all their hard work.

15.0 RUGBY AVENUE PROJECT UPDATE

In response to a Member's request the Chief Executive provided a brief update on the Rugby Avenue Project.

PLANNING COMMITTEE

24th July, 2012

Present: Councillor G. L. McLaughlin in the Chair
The Mayor, Councillor A. S. Cole (Items 2.0 – 6.1)
The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

J. M. Bradley
(Items 2.0 – 6.1)

W. T. Creelman
W. J. McClure

Councillors

C. S. Alexander (Ms.)
C. Archibald
D. D. Barbour
Y. Boyle (Ms.)
G. Duddy
(Items 2.0 – 6.1)
E. P. Fielding (Mrs.)
M. Fielding
(Items 2.0 – 6.1)

B. Fitzpatrick
R. Holmes
(Items 6.0 – 6.1)
W. A. King
R. A. Loftus (Mrs.)
(Items 2.0 – 6.1)
D. McClarty
A. McQuillan

Also in Attendance: Representative from the Planning Service – Mr. M. Wilson

Officers in Attendance: Principal Administrative Officer and Clerical Assistant

1.0 WELCOME

The Chairman welcomed everyone to the Meeting.

2.0 PLANNING APPLICATIONS

A list of twenty seven applications was presented for consideration (previously supplied).

Applications Deferred from Previous Meeting

- 2.1 Application No. D1
C/2010/0652/F
Application to vary condition
7 of previous approval
C/2005/1299/F (under
article 28 of the Planning
(NI) Order 1992, as
- The opinion of the Planning Service was to refuse.
- Planners advised that the application had been withdrawn.
- Members expressed their disappointment with

- amended) to permit Unit 16 to be occupied by the retailer Home Bargains at Unit 16 Riverside Retail Park, Coleraine for Kelvin Properties Ltd.
- 2.2 Application No. D2 C/2011/0250/F
Change of house type to extend the rear section by 6 metres from that previously approved, new entrance west of the dwelling and existing entrance closed up at Blacksmiths Cottage, Ballymagarry Road, Portrush for Ms. M. Long
- 2.3 Application No. D3 C/2011/0386/F
To vary condition 3 of Planning Approval C/1995/0711/F to permit B. & M. Retail Ltd. to continue trading from Unit 6 at Riverside Retail Park, Coleraine for B. & M. Retail Ltd
- 2.4 Application No. D4 C/2011/0469/F
Proposed change of house type to previously approved dwelling and garage (C/2006/0730/RM), 100m south east of 40 Lisnagrot Road, Kilrea for Mr. P. McKillop
- 2.5 Application No. D5 C/2011/0472/O
Proposed site for farm dwelling at site at Warnock's Lane, Coleraine (opposite no's 18, 20 and 22 Warnock's Lane) for Mr. K. Stafford
- the Planners' decision to refuse the application and referred with concern to the resultant loss of job opportunities for the area.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
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- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.

- 2.6 Application No. D6
C/2011/0508/O
Agricultural building/shed
125m north west of 525
Ardina Road, Castlerock for
Mr. D. Conn
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 2.7 Application No. D7
C/2011/0574/F
Proposed redevelopment of
land to rear of 624
Glenmanus Road to provide
3 no 2 bedroom eco-
townhouses at land to the
rear of 624 Glenmanus
Road, Portrush for
Mr. D. Dixon
- The opinion of the Planning Service was to refuse.
- Planners advised that an amended scheme for two houses had been received and accordingly it was agreed that this application be held to allow the Planning Service to consider the amended proposal.
- 2.8 Application No. D8
C/2011/0590/A
Projecting illuminated sign
at Bush Petrol Station, 169
Bushmills Road, Coleraine
for Mr. C. Henderson
- The opinion of the Planning Service was to grant consent.
- It was agreed that consent be granted for the application.
- 2.9 Application No. D9
C/2011/0629/O
Proposed site for infill
dwelling (site 1) between 2
existing clusters of
development at No. 1
Damhead Road and No. 52
Loughan Road, The
Loughan (undesignated
rural settlement), Coleraine
for Messrs B. and G. Mullan
- The opinion of the Planning Service was to refuse both applications.
- It was agreed that both applications be refused.
- Application No. D10
C/2011/0631/O
Proposed site for infill
dwelling (site 2) between
two existing clusters of
development at no.1
Damhead Road and no. 52
Loughan Road, The
Loughan (undesignated
rural settlement), Coleraine
for Messrs. B. and G.
Mullan

- 2.10 Application No. D11
C/2012/0017/F
Removal of existing hall and
replacement of same with a
new single storey hall with
new private car park for use
by patrons at 53 Agivey
Road, Movanagher, Kilrea
for Mullan A. O. H.(Div. 378)
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.

New Applications

- 2.11 Application No. 6
C/2011/0402/F
Extension to existing
dwelling with new garages,
stables and re-located
access (amended plans
received 18th April, 2012) at
10 Ballymacrea Road,
Portrush for Mr. A. Moore
- The opinion of the Planning Service was to approve.
- Ms. Norma Birley and Mr. Denis Brereton, addressed the Committee on behalf of local residents and outlined their objections to the application.
- The applicants' agents declined the opportunity to address Committee.
- Following discussion it was proposed by Councillor Mrs. Fielding, seconded by Councillor McClarty and agreed that:
- The application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.
- 2.12 Application No. 12
C/2012/0194/F
Change of house type from
storey and a half dwelling
with garage, approved
under application ref.
C/2006/1140/RM, to single
storey dwelling with garage
120m north of 50 Lisnagrot
Road, Kilrea for Mr. B. Kielt
- The opinion of the Planning Service was to refuse.
- It was proposed by the Deputy Mayor, seconded by Councillor Fitzpatrick and agreed:
- That the application be deferred for one month to facilitate an office meeting on the grounds that more information be obtained regarding the material start.
- 2.13 Application No. 14
C/2012/0202/F
Proposed retrospective
planning for 6 no.
apartments to supersede
planning approval
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McQuillan and seconded by Alderman McClure that the application be deferred for one month to

C/2004/0057/F at 4/4A Bath Terrace, Portrush for J. S. F. Builders Ltd.

facilitate an office meeting.

As an amendment, it was proposed by Councillor Ms. Alexander and seconded by the Deputy Mayor that Council support the refusal.

On being put to the meeting, the amendment was carried, with nine votes in favour and three against.

3.0 OFFICE MEETINGS

It was agreed that the next office meetings would be held on Friday 17th August, 2012.

4.0 GENERAL PLANNING ISSUES

4.1 Craigvara Cottage, Portrush – Enforcement Update

Mr. M. Wilson of Planning updated Members on this topic. He advised that the case was ongoing and that in order to comply with the Enforcement Notice, all remedial work had to be completed by 5th September, 2012.

The Principal Administrative Officer advised that a letter had been received from the Historic Buildings Unit confirming that no decision had been made regarding this case and that Council's comments had been noted. If the building was to be delisted the usual consultation would be carried out.

4.2 Application Numbers: C/2012/0047/F & C/2012/0049/A, The Doughnut Shop, The Promenade, Portstewart

Following a Member's question at the June Meeting, Mr. Wilson advised that warning letters had been issued by the Department and that the applicant had appealed the case. He explained that the Department would now await the outcome of the Appeal before deciding on appropriate action.

4.3 Delisting of Second Presbyterian Church, Main Street, Garvagh

Consideration was given to the Historic Buildings Unit's proposal to delist this building. Following consultation with the Church Committee, it was proposed by The Mayor, seconded by Councillor Barbour and agreed:

That Council endorse the delisting.

5.0 CORRESPONDENCE

5.1 Causeway Street, Portrush C/2010/0433, C/2011/0054 & C/2011/0288

The Principal Administrative Officer advised Members of a letter received from the Minister of the Environment dated 11th July (previously supplied) which stated the Minister was content with the local planning officers' recommendation in respect of the applications and that he had instructed them to grant planning approval in each case.

5.2 Fence at Kiddieland, Portrush

The Principal Administrative Officer advised that the Minister's office had suggested Wednesday 15th August at 11.00 am to meet a Council delegation to discuss the Kiddieland Fence issue further. It was proposed by Councillor Ms. Alexander, seconded by Councillor McClarty and agreed:

That the Mayor and members of the Planning Working Group should attend the meeting.

6.0 ANY OTHER BUSINESS

6.1 12/14 Seaview Drive, Portstewart – Electrical Sub-Station

Following a Member's question Mr. Wilson agreed to report back to Committee regarding this matter.