

COLERAINE BOROUGH COUNCIL

**COUNCIL MEETING
24 February 2015**

MINUTES BOOKLET

CONTENTS

	Page No.
Council Meeting – 27.01.15	1 - 10
Planning Committee – 27.01.15	11 – 15

Meeting	Council
Date and Time	27 January 2015 at 8pm
Location	Council Chamber, Cloonavin
Chair	The Mayor, Councillor G Duddy
Present	Aldermen S Cole, W Creelman, P Fielding, M Hickey and N Hillis Councillors C Alexander, C Archibald, T Clarke, M Fielding, B Fitzpatrick, R Holmes, W King (Items 1 – 12.2.4), M Knight-McQuillan, R Loftus, W McCandless, and S Quigley
In Attendance	Town Clerk and Chief Executive, Corporate Director of Leisure and Development, Interim Corporate Director of Environmental Services, Assistant Director of Finance and Support Services, Head of Estates and Facilities, Head of Leisure Services and Administrative Assistant

1 APOLOGIES

Apologies were recorded for The Deputy Mayor, Councillors Barbour, Craig, Harding and Sugden.

2 BEST WISHES

The Mayor extended best wishes to The Deputy Mayor for a speedy recovery following her recent injury.

3 CHAIR'S BUSINESS

3.1 Welcome

The Mayor welcomed everyone to the Meeting after the Christmas break.

3.2 New Year's Honours

The Mayor extended congratulations to the following recipients of New Year's Honours:

Sir Richard Barnett
Ms Louise Greer BEM
Mrs Pearl Hutchinson BEM
Mr Geoffrey Dunn MBE

3.3 Coleraine Street Pastors

The Mayor reminded Members about the Commissioning Service of Coleraine Street Pastors in Coleraine Town Hall on Saturday 31 January 2015 at 7pm.

3.4 Holocaust Memorial Day

The Mayor referred to this being the Holocaust Memorial Day commemorating the 70th anniversary of the camp's liberation. Members stood and observed a minute's silence.

4 DECLARATIONS OF INTEREST

There were no Declarations of Interest.

5 PRESENTATION - VINEYARD COMPASSION

The Mayor welcomed Mr Ricky Wright, Director of Vineyard Compassion, who was in attendance to highlight the work carried out within the community through various projects, etc.

Vineyard Compassion is a charity that brings together an established range of community based projects that offer a holistic approach to tackling poverty and its underlying root causes. Mr Wright elaborated on the help provided in the community and offered information on the various projects available.

Mr Wright answered various Members' questions.

The Mayor thanked Mr Wright for his presentation after which he withdrew from the Meeting.

6 MINUTES

The Minutes of the Council Meeting of 16 December 2014 were confirmed and signed.

7 COMMITTEE REPORTS

7.1 Planning Committee

The Minutes of the Planning Committee Meeting of 16 December 2014 were proposed by the Chairman, Councillor King, seconded by Alderman Creelman and agreed.

7.2 Audit and Risk Committee

The Minutes of the Audit and Risk Committee Meeting of 20 January 2015 were proposed by the Chair, Councillor Knight-McQuillan, seconded by Councillor King and agreed.

8 'IN COMMITTEE'

Agreed: On the proposal of Councillor Fitzpatrick and seconded by Alderman Fielding that a number of items be taken 'In Committee' at the end of the Meeting.

9 ENVIRONMENTAL SERVICES REPORT

Consideration was given to the Environmental Services Report (previously supplied).

9.1 Entertainment Licences

9.1.1 Objection to the Renewal of an Entertainments Licence – The Ice House, 9-10 The Promenade, Portstewart

The Interim Director of Environmental Services reported that the applicant had withdrawn his application for renewal of an Entertainments Licence for The Ice House.

9.1.2 Entertainment Licence Approval The Hen House, 34 Newbridge Road, Coleraine

An application for grant of an Entertainment Licence was considered for:

- Mr Harold Kerr, The Hen House, 34 Newbridge Road, Coleraine

Monday – Saturday 11.30am – 1am
Sunday 12.30pm – midnight

Agreed: That the grant of licence be approved subject to the following conditions:

- 1) No representations
- 2) No objections from PSNI
- 3) Compliance with NI Fire and Rescue Service
- 4) All other requirements requested by Council's Licensing Department and subject to special conditions:
 - 4a) All requirements as contained within Nightsafe Coleraine Code of Best Practice 2012.
 - 4b) All Door Supervisors employed must be licensed with a scheme recognised by Coleraine Borough Council.

9.2 Approval of Products of Animal Origin Establishments Under EC Regulation 853/2004

9.2.1 Lynas Food Service Ltd

Reported that under direction from the Food Standards Agency, Councils which have establishments approved previously by the Department of Agriculture and Rural Development must now issue those establishments with a new Council approval number.

Agreed: That Lynas Food Service Ltd, Loughanhill Industrial Estate, Coleraine be issued with the new approval number ZS010.

9.2.2 Aghadowey Creamery Ltd

Reported that the following approved establishment, with the approval number of UK 238 NI, had now ceased operations and had requested that the approval is surrendered:

- Aghadowey Creamery Ltd (trading as Aghadowey Food Service Ltd), 96 Moneybrannon Road, Aghadowey

Agreed: That the approval for this establishment is surrendered.

10 Leisure and Development Services Report

Consideration was given to the Leisure and Development Services Report (previously supplied).

10.1 Ballyreagh Golf Course – Fees and Charges

The proposed charges for Ballyreagh Golf Course (1 March – 31 December 2015) were as follows:

Service	Current £	Proposed £	Benone Golf Course
Yearly Ticket*			
Adult	145.00	150.00	165.00
Juv/S.Citizen	90.00	90.00	95.00
Weekly Ticket			
Adult	40.00	45.00	50.00
Juv/S.Citizen	30.00	30.00	35.00
Weekday Par 3 – ALL DAY			
Adult	6.95	7.50	10.00
Juv/S.Citizen	5.30	6.00	7.00
Weekend Par 3 – ALL DAY			
Adult	8.30	9.00	11.00
Juv/S.Citizen	6.95	7.00	8.00
Weekday Par 3 Twilight			
Adult	3.80	4.00	
Juv/S.Citizen	2.70	3.00	

Weekend Par 3 Twilight			
Adult	5.30	5.50	
Juv/S.Citizen	3.70	4.00	
Pitch & Putt			
Adult	4.50	4.50	
Juv/S.Citizen	3.50	3.50	
Family (max. 4 persons)	13.00	13.00	
Putting	1.00	1.00	

A 20% discount on weekly tickets was proposed to caravan permit holders at Juniper Hill and Carrick Dhu Caravan Parks.

Agreed: That Council approve the proposed fees.

10.2 Causeway Museum Service

Members noted that the Causeway Museum Service would be working in partnership with Project lead Corrymeela on 'Contact, Culture and Conflict around the Causeway: Exploring the Heritage of the Ulster Plantations'. This new project commencing this month builds on the work of Causeway Museum Service North East PEACE III Cultural Fusions 1613 – 2013 Project of Plantation.

11 Chief Executive's Report

Consideration was given to the Chief Executive's Report (previously supplied).

11.1 DCAL Strategic Intervention Funding

The Chief Executive reported that as part of the Department of Culture, Arts and Leisure strategic intervention in the North-West, Council had been approached to identify a capital project as part of the legacy that will build upon the City of Culture 2013. There was £100,000 funding available until 31 March 2015 based on a 100% funding model with no requirement for match funding from the Council.

Council submitted a proposal for the capital project for a mobile stage for the area to replace the existing stage which is 25 years old. The proposal to the Department was based on the following:

- That communities will have access to events that the Council Events team organises around a variety of cultural, arts and leisure activities throughout the year, and
- That communities will have direct use of the stage for community festivals and events in their local areas through a booking system managed by Council.

Council has been advised that the formal Letter of Offer is currently being prepared by the Department.

Agreed: That Council proceed to procurement immediately following receipt of the Letter of Offer from DCAL.

12 'IN COMMITTEE'

Agreed: On the proposal of Councillor Fitzpatrick and seconded by Councillor Quigley that the following items be considered 'In Committee'.

12.1 Environmental Services Report

12.1.1 Harbour and Marine Environmental Improvements

The Estates and Facilities Manager reported on the tendering process for the three projects as follows:

Project No 1 – Downhill Beach Entrance Sea Defence

Nine tender submissions had been received and the Stage 2 evaluated scores were as follows:

Contractor	Quality Mark	Price	Price Mark	Total Mark
Crawford Contracts Group Ltd	10.2	£15,275.00	70	80.2
Lagan Operations & Maintenance Ltd	19.2	£83,011.00	12.9	32.1
P Bradley & Company Ltd	20.6	£28,249.00	37.9	58.5
A McKee & Co Ltd	17.4	£33,350.00	32.1	49.5
TD McKane & Sons	22.6	£35,600.00	30	54.4
Patrick Bradley Ltd	26.6	£33,580.00	31.8	58.4
RJ McKelvey Ltd	7.4	£64,253.00	16.6	24
McMackin Contracts Ltd	25	£68,580.00	15.6	40.6
JPM Contracts Ltd	21	£81,700.00	13.1	24.1

Project No 2 – Portrush Harbour Wall and Steps Reinstatement

Seven tender submissions had been received and the Stage 2 evaluated scores were as follows:

Contractor	Quality Mark	Price	Price Mark	Total Mark
Patrick Bradley Ltd	21.3	£40,590.00	30.5	51.8
Crawford Contracts Group Ltd	6.2	£17,690.00	70	76.2
Deane Public Works Ltd	19.8	£54,100.00	22.9	42.7
McMackin Contracts Ltd.	26.2	£135,665.00	9.1	35.3
Lagan Operations & Maintenance Ltd	23.6	£173,021.00	7.2	30.8
RJ McKelvey Ltd.	7.3	£65,383.50	18.9	26.2
P Bradley & Company Ltd	21.9	£50,020.50	24.8	46.7

Project No 3 - Portballintrae Harbour East Quay Repairs

Five tender submissions had been received and the Stage 2 evaluated scores were as follows:

Contractor	Quality Mark	Price	Price Mark	Total Mark
Crawford Contracts Group Ltd	6.4	£17,690.00	70	76.4
McMackin Contracts Ltd.	26.2	£126,955.00	9.6	35.8

Lagan Operations & Maintenance Ltd	22.4	£111,910.00	11	33.4
RJ McKelvey Ltd.	7.3	£66,783.50	26.2	33.5
P Bradley & Company Ltd	21.9	£68,306.50	18	39.9

Agreed: On the proposal of Councillor King and seconded by Councillor Loftus that the contract for the three projects be awarded to Crawford Contracts Ltd.

12.1.2 Berne Road Derelict Toilets, Portstewart – Change of Use

Consideration was given to the proposal (Annex A of the Report) to convert the building at Berne Road, Portstewart into a small café.

Agreed: On the proposal of Alderman Hillis and seconded by Councillor Alexander that Council approve the change of use of this derelict facility.

12.1.3 North West Regional Waste Management Group

Members noted the Minutes of the North West Regional Waste Management Joint Committee dated 13 October 2014 and 5 November 2014.

12.2 Leisure and Development Services Report

12.2.1 Juniper Hill Caravan Park – Multi Use Games Area (MUGA)

The Corporate Director of Leisure and Development updated Members on the progress of the contract for infrastructure improvements at Juniper Hill Caravan Park and the recent actions of the Residents' Association.

Discussions regarding a claim for compensation were ongoing. A negotiated proposal to avert action by the Residents' Association was the provision of a MUGA at the Juniper Hill Caravan Park.

The MUGA scope of works was as follows:

- Works as detailed below, form the proposed 18.5m wide x 30m in length Multi-Use Games Area.
- Type 4 Polymeric Surface, (rubber crumb shockpad), spray painted, with line markings applied.
- This particular surface caters for a diverse range of general recreational activities.
- 3.5m high marine grade polyester powder coated fencing and gates, (fencing system incorporating neoprene strips, to assist with acoustic absorption).
- New Goal & Basket Ball Assembly units included within fence structure, (either end).
- Perforated land drainage works below, and surrounding MUGA, to ensure adequate water percolation.
- Site Works to include bitmac maintenance strip to perimeter of pitch, hard surface Entrance, Exit & Maintenance points, with subsequent reinstatement of grass areas where disturbed by the new works.
- Estimated Cost: £93,000.00.
- Contract Duration: 12 weeks, (fencing manufacturing is a key risk, we must allow 8no. weeks for this element).

Agreed: On the proposal of Alderman Hickey and seconded by Councillor McCandless that Council authorise officers to progress the provision of a MUGA at Juniper Hill Caravan Park to Stage II of the procurement process by securing tenders for the MUGA specification as detailed.

12.2.2 Supply, Delivery and Installation of pontoons and Gangway at Portrush Harbour

The Head of Leisure Services reported on the scope of works to replace a length of existing pontoons in Portrush Harbour as detailed in Annex A of the Report.

Four tender submissions had been received and the stage 2 evaluated scores were as follows:

Contractor:	Quality Mark:	Price:	Price Mark:	Total Mark:
McMackin Contracts	26.67%	£170, 185.00	70%	96.7%
P. Bradley	25.56%	£173, 000.00	68.86%	94.4%
Deane Public Works Limited	30%	£222, 220.00	51.97%	82.0%
Lagan Operation & Maintenance Limited	16.67%	£220, 086.42	54.13%	70.8%

Agreed: On the proposal of Alderman Cole and seconded by Alderman Hillis that the contract be awarded to McMackin Contracts in the sum of £170,185.00 and that the officers actively pursue using the old pontoons at another part of The Harbour.

12.2.3 Dunluce Centre Update

The Corporate Director of Leisure and Development provided an update to Members regarding the present position with regard to the Dunluce Centre. O'Connor Kennedy Turtle were marketing the site and discussions were ongoing with interested parties. Noted.

12.2.4 East Strand Environmental Improvement Scheme Update

The Corporate Director of Leisure and Development provided a detailed update to Members on the East Strand Environmental Improvement Scheme including the extent of the recent storm damage. A further update would be provided to Members in February.

12.2.5 Enterprise Zone Development

The Corporate Director of Leisure and Development provided an update to Members on the Enterprise Zone Development and the work progressed to date. Noted.

12.3 Chief Executive's Report

12.3.1 Lands between 50 Ballyreagh Road and The Mews, Ballyreagh Road, Portrush Request for Removal of Restrictive Covenant

The Chief Executive outlined the background to this request including Council's legal position and valuation, as detailed in the Report.

Options:

		Pros	Cons
Option 1	Retain restrictive covenant on the lands.	<ul style="list-style-type: none"> Abide by original intentions of Council to ensure land is developed only for tourist development purposes. Safeguard remaining land for future tourist development purposes. 	<ul style="list-style-type: none"> Cost of defending Lands Tribunal application and possible award of costs against Council. Potential loss of construction jobs. Potential loss of revenue to local area from compensation offered by Eastlower Properties Ltd.
Option 2	Negotiate a settlement with Eastlower Properties Ltd for the removal of the covenant on condition that no more than 20 dwellings (apartments are not permitted) are developed on the site in accordance with planning approval.	<ul style="list-style-type: none"> Retain control over the density of the housing development. Safeguard the character and visual amenity of the Borough's prominent coastal areas. Avoid cost of a Lands Tribunal. 	<ul style="list-style-type: none"> Risk of Eastlower Properties Ltd proceeding to Lands Tribunal and the resultant costs to Council and the local area. Adversely impact the future use of remaining lands vested by Council for tourist development purposes.
Option 3	Remove the restrictive covenant entirely and negotiate a settlement with Eastlower Properties Ltd.	<ul style="list-style-type: none"> Avoid cost of a Lands Tribunal Obtain revenue for local area. Boost local economy through construction and other related jobs. 	Ditto

Agreed: On the proposal of Councillor Quigley and seconded by Councillor Fitzpatrick that Council proceed with Option 2.

12.3.2 Ramore Restaurants – Lease of Council Land

Reported that the owners of Ramore Restaurants Ltd had requested permission to lease a portion of Council land to the rear of their premises for the purpose of gas tank storage (Appendix 6 of Report).

Agreed: That Council lease the land to Ramore Restaurants Ltd at a price to be agreed by Council's valuers and subject to all Council's legal and valuation costs being met by the restaurant owners.

On the proposal of Councillor Fitzpatrick and seconded by Alderman Fielding, Members resolved themselves out of 'Committee' and ratified the decisions made therein.

13 CORRESPONDENCE

Members noted the following correspondence (previously supplied):

- Letter dated 9 December 2014 from Post Office Ltd/ Consumer Council for Northern Ireland re Post Office Community Branch Fund
- Forecast of Events
- Documents for Tabling
- Consultation Documents

14 DOCUMENTS FOR SEALING

Resolved: That the following documents be sealed:

1	Lease (in duplicate)	CBC and Cheryl Buchanan – Shop Unit at North Pier, Portrush Harbour, Portrush.
2	Lease (in duplicate)	CBC and Crown Estate – Lease of foreshore in the Borough of Coleraine.
3	Agreement (in duplicate)	CBC and Edmond Shipway LLP – Provision of services related to Portstewart Environmental Improvement Scheme.
4	Agreement (in triplicate)	CBC and Haffey – 15 Ballyreagh Road, Portrush.
5	Agreement (in triplicate)	CBC and Atlas Energy – Proposed PV installations to 6 no sites within Coleraine Borough Council area.
6	Cemetery Titles	Grant of Right of Burial – Deeds Register Nos 4194 – 4200 inclusive: Agherton 1 Ballywillan 3 Coleraine 1 Kilrea 1 Portstewart 1

15 ANY OTHER BUSINESS

15.1 Agenda

It was noted that the item Any Other Business would change to Any Other Notified Business on future Agendae.

15.2 Presentation

Alderman Hickey had received a request from a representative of Aware Defeat Depression regarding providing a presentation to Council. It was noted that this presentation could possibly be received at the Council Meeting to be held on 24 March 2015.

Meeting Planning Committee

Date and Time 27 January 2015 at 6.30pm

Location Council Chamber, Cloonavin

Chair Councillor W King

Present The Mayor, Councillor G Duddy
Aldermen S Cole, W Creelman, P Fielding, M Hickey and N Hillis
Councillors C Alexander, C Archibald, T Clarke (Items 8-10), M Fielding,
B Fitzpatrick, R Holmes (Items 4.2-10), M Knight-McQuillan, R Loftus,
McCandless and S Quigley

In attendance Mr M Wilson - Planning Service, Town Clerk and Chief Executive,
Acting Head of Central Services, Democratic Services Manager and
Administrative Assistant

1 APOLOGIES

Apologies were recorded for The Deputy Mayor, Councillors Barbour, Craig, Harding and Sugden.

2 CHAIR'S BUSINESS

2.1 Welcome

The Chair welcomed everyone to the Meeting.

3 DECLARATIONS OF INTEREST

Alderman Hickey declared an interest in Item No D3 – Application No C/2014/0088/F.

4 PLANNING CONSULTATION

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

4.1 Applications Deferred from Previous Meeting

Application D1 C/2009/0532/F Demolition of 65-71 and erection of 3 storey building of ground floor restaurant, 2 ground floor shops, parking and utility space and 6 x 2 bedroom apartments at 65-71 Eglinton Street, Portrush for Mr P Crawley.

The opinion of Planning Service was to refuse.

Agreed: That the application be refused.

Application D2 C/2013/0443/F Proposed extension to Unit 17 and variation of condition 7 in planning approval C/2005/1299/F (under Article 28 of the Planning (NI) Order 1991), to permit the sale of convenience and comparison goods in Unit 17, Riverside Regional Centre, Castleroe Road, Coleraine for Kelvin Properties Ltd.

The opinion of Planning Service was to refuse.

Agreed: That the application be refused.

Application D3 C/2014/0088/F Two storey dwelling to replace single storey house of similar footprint and new small garden store to the rear of 15 Burnside Road, Portstewart for Mr J McCauley.

The opinion of Planning Service was to approve.

Agreed: That the application be held for two weeks to facilitate meeting with MLA.

Application D4 C/2014/0128/F Internal renovation accommodating new function as a restaurant at 6 Dunluce Avenue, Portrush for Shannon McKinney.

The opinion of the Planning Service was to approve.

Agreed: That the application be approved.

Application D5 C/2014/0158/F Extension to previously approved site curtilage (approved under C/2011/0136/F) and new site boundary retaining wall adjacent the 'Cliff Walk' path at 82 Strand Road, Portstewart for Mr T Wallace.

The opinion of the Planning Service was to approve.

Agreed: That the application be approved.

Application D6 C/2014/0194 Agricultural shed on lands adjacent to 75 Portstewart Road, Coleraine for Mr E Mulholland.

The opinion of the Planning Service was to approve.

Agreed: That the application be approved.

Application D7 C/2014/0259/F Amended house types and siting for second phase of housing development – 55 dwellings including 13 detached and 42 semi-detached with garages and associated site works and landscaping on lands to east of Greenhall Highway (south of Osborne Park), Coleraine for Mearne Construction Ltd.

The opinion of the Planning Service was to approve.

Agreed: That the application be approved.

Application D8 C/2014/0269/F Retrospective application to regularise the construction of a domestic store and supercede previous planning approval for a domestic store given under C/2010/0220/F at 4 Mill Lane, 'Collins', Moneybrannon Road, Aghadowey, Coleraine for Mr K Dallas.

The opinion of the Planning Service was to approve.

Agreed: That the application be approved.

Application D9 C/2014/0281/F Proposed dwelling and garage to supersede outline approval ref C/2012/0469/O adjacent to 101 Drumagarner Road, Kilrea for Mr D Quinn.

The opinion of the Planning Service was to approve.

Agreed: That the application be approved.

4.2 New Applications

Mr Wilson enlarged on the new applications listed on the planning schedule and the recommendations were accepted subject to the following:

Application No C/2012/0158/F Demolition of existing agricultural sheds and replacement with single storey Visitor Centre in Courtyard form including café/offices/exhibition/ retail/ meeting room/conference room/storage/toilets; associated access from A2 to car parking area and bus drop-off point/parking and retention of existing private access as pedestrian footway adjacent to Dunluce House, 87 Dunluce Road, Bushmills for Mr S McKinley.

The opinion of the Planning Service was to refuse.

Consideration was given to letter dated 18 December 2014 from the Area Planning Manager (previously supplied) advising Members that a non-determination appeal for this proposal had been lodged with the Planning Appeals Commission (PAC Ref 2014/A0141).

Agreed: That the application be refused.

Application No C/2014/0272/F Proposed replacement dwelling at 2 St Patrick's Avenue, Coleraine for Mr and Mrs Christie.

The opinion of the Planning Service was to refuse.

Agreed: On the proposal of Councillor Quigley and seconded by Alderman Hickey 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.

Application No C/2014/0403/F Development of 2 no ground floor retail units and 5 no apartments to include associated parking, landscaping and bin storage at 4-7 The Promenade, Portstewart for Mr D Earls.

The opinion of the Planning Service was to approve

Councillor Alexander referred to an existing right of way at this location. Mr Wilson agreed to clarify the situation directly with Councillor Alexander.

Agreed: That the application be approved.

Application C/2014/0452/F Two storey side extension, entrance hall, kitchen and three bedrooms, rear extension, sunroom and bathroom over at 82 Gateside Road, Coleraine for Mr S Moffatt.

The opinion of the Planning Service was to refuse.

Agreed: On the proposal of Councillor Fielding and seconded by The Mayor 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.

5 OFFICE MEETINGS

It was noted that the Office Meetings would be held on 20 February 2015.

6 PLANNING APPLICATION C/2013/0097/F - PROPOSED CONSTRUCTION OF 44 NO DWELLINGS CONSISTING OF 8 NO DETACHED AND 36 NO SEMI DETACHED DWELLINGS WITH ALTERATIONS TO CONNECTING ROADS AT STRANDVIEW AVENUE, STRANDVIEW DRIVE WITH ASSOCIATED CAR PARKING AND LANDSCAPE OPEN SPACES AT LANDS TO REAR OF 15 STRANDVIEW AVENUE, PORTSTEWART

The Democratic Services Manager advised Members of the background to this application.

Consideration was given to letter dated 7 January 2015 from Mr A Baxter, email dated 11 January 2015 from Mr E Fleming, letter dated 12 January 2015 from Mr L Butcher and Report from Mr P Fleming, Fleming Mounstephen Planning Consultants (previously supplied).

Response letter dated 23 January 2015 from the Chief Planner, Department of the Environment and information from the objectors' solicitors in relation to three specific grounds on which to pursue a Judicial Review were circulated to each Member.

The Chief Planner advised in the response letter that while the Management Board retains the discretion to reassess any planning application if it is considered necessary to do so it was her opinion that it would not be appropriate for this application be considered as such. In relation to the matters raised in Council's submission the Chief Planner was confident that all material matters had already been fully considered by the Department and further assessment of these matters was, therefore, not required. The Department had issued the decision notice to approve this application on 19 December 2014.

The Chief Executive advised Members of Council's role in the Planning process and the possible cost involved in entering into a Judicial Review.

Councillor Alexander proposed and Councillor Fitzpatrick seconded, with three Members voting in favour and two Members voting against, that Council seek information on the considered opinion of the Solicitors in relation to the three specific grounds on which to pursue a Judicial Review.

Having noted that this information had been tabled for Members' information Councillor Alexander amended her proposal, seconded by Councillor Fitzpatrick.

Agreed: On the proposal of Councillor Alexander and seconded by Councillor Fitzpatrick, with four Members voting in favour and three Members voting against, that Council request Mr Fleming to assess the information from the Solicitors to a maximum fee of £500.

7 GENERAL PLANNING ISSUES

7.1 Attendance – Office Meetings

Reference was made to some Office Meetings not having a Council Member in attendance. The Chair advised that Members usually tried to attend.

8 NORTHERN IRELAND ENVIRONMENT AGENCY (NIEA) - LISTING/DELISTING OF BUILDINGS OF SPECIAL ARCHITECTURAL OR HISTORIC INTEREST

Consideration was given to the report on the NIEA's proposed listings and delistings (previously supplied).

8.1 War Memorial, Ballydevitt Road, Aghadowey

The NIEA, having received a request from Council, re-evaluated the Ballydevitt Road War Memorial against the criteria and had taken the decision to propose a listing at Grade B2. Council was asked for its views on this proposal.

Agreed: On the proposal of Councillor Knight-McQuillan and seconded by Alderman Cole that Council support the listing.

8.2 Proposed Listings

Agreed: On the proposal of Councillor Alexander and seconded by Councillor Fitzpatrick that Council offer no objections to the following proposed listings:

- 88 Lodge Road, Coleraine
- Mountsandel Cottage, 46 Mountsandel Road, Coleraine
- Dartress Bridge, Sconce Road, Articlave
- Former Filter Works, Beside 86 Carthall Road, Coleraine

- 11-15 Bridge Street, Coleraine
- 17 Bridge Street, Coleraine
- Coleraine Library, Queen Street, Coleraine
- Parish Centre, 50 Brook Street, Coleraine
- Telephone Exchange, Nursery Avenue, Coleraine

8.3 Proposed Delistings:

Agreed: That Council offer no objections to the following proposed delistings:

- 39 Ballywoolen Road, Castlerock
- Second Dunboe Presbyterian Church, 236 Windyhill Road, Coleraine
- Red House, Castleroe Road, Coleraine
- Chapelfield House, 59 Laurel Hill Road, Coleraine
- 69 Killeague Road, Macosquin, Coleraine

8.4 Retained Listings

Members noted the following retained listings:

- Cromore House, 58 Cromore Road, Coleraine
- Cromore Lodge, Cromore Road, Coleraine

9 CORRESPONDENCE

There was no correspondence.

10 ANY OTHER BUSINESS

There was no other business.