

You are hereby requested to attend a Meeting of Coleraine Borough Council to be held in the Council Chamber, Cloonavin on **TUESDAY** the 27th day of May, 2008 at **7.30 p.m.**

D. WREATH,

Acting Town Clerk and Chief Executive.

Cloonavin,
66 Portstewart Road,
COLERAINE.

A G E N D A

1. Minutes (enclosed):
 - 1.1 Council Meeting – 22nd April, 2008
 - 1.2 Special Meeting – 20th May, 2008
2. Committee Reports (enclosed):
 - 2.1 North West '200' Committee – 10th April, 2008
 - 2.2 Leisure and Environment Committee – 6th May, 2008
(Item No. 4.2.1) Entertainment Licence – The York, Portstewart

The applicant and objector has been invited to address Council.
 - 2.3 Planning Committee – 13th May, 2008
 - 2.4 Policy and Development Committee – 20th May, 2008
3. Zomba Visit (Report enclosed)

The Mayor and Director of Environmental Health will give a short presentation on their recent visit to Zomba.
4. The undernoted Notice of Motion has been submitted by Councillor B. Leonard:

"Given the genuine and deep community concerns about four actual or

potential waste management sites in the general Ringsend area, this Council agrees that a Mechanical Biological Treatment (MBT) plant should not be located at the Council owned Letterloan Road site.

This Council further agrees to recommend to the North West Region Waste Management Group and its constituent Councils to adopt a similar position on the Letterloan Road site and thereby permanently remove it from their list of potential locations for such a development.”

5. Coleraine Agricultural Show – Request for Funding (Report enclosed)
6. Correspondence, including inter alia:
 - (a) Letter dated 1st May, 2008 from Northern Ireland Housing Council seeking support regarding the unsatisfactory situation which has transpired in relation to Co-Ownership Applications and Funding Availability (enclosed)
 - (b) Letter dated 22nd April, 2008 from Newry & Mourne District Council seeking Council support for the William Keown Trust
 - (c) List of Reports available in Members’ Library (enclosed)
7. Consultation List (enclosed)
8. Documents for Sealing

Enclosed for Information:

- (1) Special Council Briefing Reports:
 - (a) NILGA Draft Framework of Engagement – 14th April, 2008
 - (b) The Lanes and Ramparts Development Schemes – 22nd April, 2008
- (2) Minutes of the Northern Health and Social Services Council dated 2nd April, 2008
- (3) Letter dated 16th April, 2008 from the Department of the Environment regarding the International Co-Operation on Driving Disqualifications Recognition of Disqualifications arising from the Accumulation (“Totting Up”) of Penalty Points
- (4) Letter dated 2nd May, 2008 from Northern Ireland Water – Response to Issues raised by Members at the Council Meeting in January
- (5) NILGA – Letter dated 16th May, 2008 regarding the Engagement Process with Councils and Attendance at NILGA Meetings
- (6) NILGA – Strategic Leadership Board Briefing Paper – 20th May, 2008
- (7) The William Keown Trust – Press Release regarding Disability Issues Highlighted
- (8) Postwatch Northern Ireland – Post Office Closure Programme - Response to Consultation
- (9) Help The Aged – Spotlight Report 2008

COUNCIL MEETING

Minutes of proceedings of Coleraine Borough Council held in the Council Chamber, on Tuesday, 22nd April, 2008.

Convened: As per Notice attached

Present: The Deputy Mayor, Councillor E. A. Johnston (Mrs.)
in the Chair

Aldermen

E. T. Black (Mrs.)	D. McClarty
W. T. Creelman	W. J. McClure
M. T. Hickey (Mrs.)	

Councillors

C. S. Alexander (Ms.) (Items 1.0 – 2.3.2)	S. Gilkinson
D. D. Barbour	N. F. Hillis
O. M. Church (Mrs.)	W. A. King
J. J. Dallat	B. Leonard
E. P. Fielding (Mrs.)	G. L. McLaughlin
B. Fitzpatrick	R. A. McPherson
	A. McQuillan

Officers in Attendance:

Acting Town Clerk and Chief Executive, Director of Corporate Services, Principal Environmental Health Officer, Head of Development Services, Leisure Services Officer (Facilities), Leisure Services Officer (Services), Senior Technical Officer, Administrative Officer and Administrative Assistant

Apologies: The Mayor, Councillors Cole and Deans

1.0 MINUTES

The Minutes of the Council Meeting of 26th March, 2008 and the Special Meeting of 3rd April, 2008 were confirmed and signed.

2.0 COMMITTEE REPORTS

- | | |
|--|--|
| 2.1 <u>Leisure and Environment Committee</u> | The Chairman, Councillor McPherson, moved the adoption of the Leisure and Environment Committee Report; this was duly seconded by Councillor McQuillan and agreed. |
| 2.2 <u>Planning Committee</u> | The Chairman, Alderman McClure, moved the adoption of the Planning Committee Report; this was duly seconded by Councillor Mrs. Fielding. |

Matters arising:

- | | |
|--------------------------------|--|
| 2.2.1 <u>Application No. 4</u> | Concern was expressed regarding the office |
|--------------------------------|--|

C/2006/0696/F
Housing development
of 113 no. units
(comprising 75 no.
dwellings, 34 no.
apartments and 4 no.
maisonettes)
(amended proposal) at
Lissadell Avenue,
Portstewart for Messrs.
O’Kane and Devine
Ltd.

meeting for this application having been held on 10th April, 2008 without Council notification.

It was agreed that clarification be sought from the Planning Service.

The Committee Report was agreed subject to the amendment.

2.3 Policy and Development
Committee

The Chairman, Councillor Hillis, moved the adoption of the Policy and Development Committee Report; this was duly seconded by Councillor Mrs. Fielding.

Matters arising:

2.3.1 Recruitment of Town
Clerk and Chief
Executive

It was proposed by Alderman McClarty, seconded by Alderman Mrs. Hickey and agreed:

That this item be discussed
“In Committee” at the end of
the Meeting.

2.3.2 Annual Meeting –
Cross Party
Representation on
Various Bodies under
Item 2 of the Report

It was proposed by Councillor McLaughlin and seconded by Councillor Dallat:

That Council suspend d’Hondt
following the election of the
Mayor, the Deputy Mayor and
Committee Chairs.

Following a full discussion and with the agreement of Councillor Dallat, Councillor McLaughlin withdrew his proposal.

It was, therefore, agreed:

That Council continue with current
party representation, as outlined
in the report.

3.0 **SPECIAL COUNCIL BRIEFING -**
ALZHEIMER’S SOCIETY

It was proposed by Councillor Hillis, seconded by Councillor Fitzpatrick and agreed:

That the Special Council Briefing dated 26th March, 2008 be adopted.

4.0 **TENDERS - NEW PLAY AREA AT**
JUNIPER HILL CARAVAN PARK

Consideration was given to the Director of Leisure Services' Report on tenders received for the New Playground Installation – Juniper Hill Caravan Park (previously supplied). Six tenders had been received as follows:

	FIRM	COST	NO. OF ITEMS	PLAY VALUE SCORE
1.	Unique Playgrounds Dungannon	£60,000	12	70
2.	Total Play Solutions Ballymena	(a) £59,911	10	80
		(b) £59,298	11	70
		(c) £59,368	10	57
3.	All Play Ballynahinch	(a) £60,000	10	80
		(b) £60,000	10	85
4.	Hawthorn Heights Landscaping Londonderry	£59,914	8	70
5.	Play & Leisure Co Down	£59,955	8	65
6.	Street Play Co Down	£59,999	7	65

It was agreed:

That the tender from All Play – Option (b) be accepted, in the sum of £60,000, as recommended by the Director of Leisure Services.

5.0 SYMPATHY

Reference was made to the death of the Director of Leisure Services' mother. It was agreed that Council send a letter of sympathy.

6.0 PLANNING REFORM: A LOCAL GOVERNMENT VIEW

Consideration was given to the Administrative Officer's Report and the NILGA paper on the above Planning Reform (previously supplied).

The NILGA paper set out the Association's formal view on the current Planning Reform and in particular the short term change projects and pilots currently underway. Council's views on the document were required prior to submission to the Minister.

Following discussion it was agreed:

That Council support the NILGA response together with members' additional comments.

7.0 ARMAGH CITY AND DISTRICT COUNCIL - BT CHARGES FOR NON-DIRECT DEBIT CUSTOMERS

Consideration was given to letter dated 27th March, 2008 from Armagh City and District Council outlining the Council's concerns regarding the additional charges levied by BT for non-direct debit payments (previously supplied).

Noted.

8.0 DOWN DISTRICT COUNCIL - NOTICE OF MOTION

Consideration was given to letter dated 28th March, 2008 from Down District Council seeking Council's support for a Notice of Motion on 'Joined-Up Thinking' on Energy and the All-Island Energy Market (previously supplied).

Noted.

9.0 CARRICKFERGUS BOROUGH COUNCIL - NOTICE OF MOTION

Consideration was given to letter dated 8th April, 2008 from Carrickfergus Borough Council (previously supplied) seeking Council's support for the undernoted Notice of Motion:

'Carrickfergus Borough Council calls upon the Minister for Health, Social Services and Public Safety to ensure that his Department and all relevant Trusts implement as a matter of extreme urgency all the recommendations in the Report issued on 27 March, 2008, by the Western and Eastern Health and Social Services Boards, with a view to effectively tackling the issue of suicide across Northern Ireland. The Council also calls for adequate funding to be made available at a local level to help resource community groups pursuing the same objective.'

It was agreed:

That Council support the Notice of Motion.

10.0 COLERAINE HARBOUR COMMISSIONERS

Read letter from Mr. Dennis P. Monaghan advising Council that he was no longer in the employment of T-Met Ltd. and wished to resign, with immediate effect, as a Commissioner of Coleraine Harbour Authority.

It was agreed that the Harbour Master be requested to supply nominations from the list of Harbour users in order to replace this Board member.

11.0 THE ELECTORAL OFFICE FOR NORTHERN IRELAND - LOCAL ELECTIONS - NEW SCALE OF FEES

Read letter from The Electoral Office for Northern Ireland advising Council that a new scale of fees had been set for local government elections held on or after 1st April, 2008. Noted.

12.0 ALZHEIMER'S SOCIETY

Read letter of thanks from the Alzheimer's Society following the Briefing held on 26th March, 2008.

Noted.

13.0 AN EMERGENCY PLANNING COLLEGE COURSE

Reported that an event entitled 'Your Roles and Responsibilities in Civil

Protection' was being held on 23rd June, 2008 at Greenmount College, Antrim for Chief Executives and elected members.

Members interested in attending were asked to contact the Administrative Officer.

14.0 DOCUMENTS TABLED

- (a) Advice NI – The Independent Advice Network – Advice Matters Winter 07/08
- (b) The Spec – Newsletter of Criminal Justice Inspection – March 2008
- (c) Equality Commission for Northern Ireland – Promoting Good Relations – A Summary Guide for Public Authorities
- (d) Housing Executive - Home Energy Conservation Authority – Home Energy Conservation Report 2007
- (e) Health Promotion Agency – Newsletter – Issue 58 – April/May 2008
- (f) Northern Ireland Policing Board – Corporate Plan 2008 – 2011

15.0 CONSULTATION LIST

The following consultation papers had been received and were available for members who wished to consider making a response:

- 1. Department for Regional Development – Free Travel for People Aged 60 – 64: Policy Consultation and Draft Equality Impact Assessment
Comments due: 9 June 2008
- 2. The Electoral Commission – The Registration of Party Descriptions – March 2008 (Copy attached)
Comments due: 13 June 2008
- 3. Equality Commission for Northern Ireland – New draft Sexual Orientation Guidance: Eliminating Sexual Orientation Discrimination in Northern Ireland:
A Guide on the Provision of Goods, Facilities, Services and Premises
Comments due: 23 June 2008

16.0 DOCUMENTS FOR SEALING

Resolved:

That the following documents be sealed:

- 1. Byelaws to Control The Consumption of Intoxicating Liquor in Designated Places
- 2. Transfer in Triplicate Kilrea Enterprise Group Limited
to Coleraine Borough Council
Riverside Strip of Land adjacent to
75 Bann Road, Kilrea

3. Licence and Counterparts

Letting of Lands 2008

Council to Mr. S. Fleming, 7 Park Street,
Coleraine – Land at Camus Picnic Area

Council to Mr. C. Mornin, 31 Vow Road,
Ballymoney – Land adj. Cemetery, Kilrea

Council to Mr. W. G. McConaghy, 27 Harbour
Road, Ballintoy – Land at Craighulliar, Portrush

Council to Mr. J. Chestnutt, 73 Haw Road,
Bushmills – Land at Portballintrae

4. Cemetery Titles

Grant of Right of Burial - Deeds Register Nos.
3403-3410 (inclusive):

Agherton	1
Ballywillan	3
Coleraine	4
Kilrea	-
Portstewart	-

Advanced Deeds Register Nos. 0203 – 0205
(inclusive):

Agherton	2
Ballywillan	-
Coleraine	1
Portstewart	-

17.0 **'IN COMMITTEE'**

18.0 **TRAVELLING PEOPLE - GARVAGH**

Reference was made to the travelling people having recently moved on to a site in Garvagh.

The Principal Environmental Health Officer reported on the situation and advised members that everything was being done with all Agencies involved to address the problem. Members were advised that the land belonged to the Roads Service, that a Notice to Quit had been issued and if this was not acted upon within seventy-two hours it would then become the responsibility of PSNI.

It was suggested that Roads Service should consider erecting a barrier at this site to prevent a re-occurrence.

SPECIAL COUNCIL MEETING

20th May, 2008.

Convened: To receive presentation from Roads Service

Present: The Deputy Mayor, Councillor E. A. Johnston (Mrs.), in the Chair

The Mayor, Councillor J. M. Bradley

Aldermen

E. T. Black (Mrs.)	D. McClarty
W. T. Creelman	W. J. McClure
M. T. Hickey (Mrs.)	

Councillors

O. M. Church (Mrs.)	N. F. Hillis
A. S. Cole	W. A. King
J. J. Dallat	B. Leonard
E. P. Fielding (Mrs.)	G. L. McLaughlin
B. Fitzpatrick	R. A. McPherson
S. Gilkinson	A. McQuillan

Officers in Attendance: Head of Administrative Services and Administrative Assistant

Apology: Councillor Barbour

1.0 APPOINTMENT OF CHAIRMAN

In the absence of the Mayor and the Deputy Mayor, it was proposed by Alderman Creelman, seconded by Councillor McPherson and agreed:

That Alderman McClure be appointed as Chairman.

2.0 PRESENTATION BY ROADS SERVICE

The Chairman welcomed Mr. Jim Campbell, Network Planning Manager and Mr. Roy Johnston, Section Engineer, Roads Service who were in attendance to present the Northern Division Roads Report 2008/09 (previously supplied):

At this stage of the meeting, the Deputy Mayor entered and replaced Alderman McClure in the Chair.

Mr. Campbell elaborated on the various issues in the report including:

- Maintenance of Roads;
- Minor Works;
- Traffic Schemes;
- Maintenance of Structures;
- Street Lighting;
- Strategic Road Improvements;
- Development Control;
- Area Plans.

Members' attention was drawn to the Request/Enquiry form enclosed with the Roads Report which should be used to forward specific queries to the Roads Service.

A period of discussion ensued during which the representatives answered various members' questions and noted comments.

The joint DSD/Roads Service review of traffic circulation in Coleraine, in the context of the major development proposals, was noted and an early presentation to Council on the findings was sought.

The Mayor thanked the representatives for attending and presenting such a comprehensive and informative report.

- 4.2 Coleraine and District Motor Club – Controlled Mr. Whyte reported that various sites had been auctioned off.
- 4.3 Merchandising Mr. Whyte outlined arrangements which were in place regarding merchandising.

5.0 PADDOCK BAR

Mr. Whyte advised that the bar, which would be managed by Mr. John McNally of Bridgestone Catering, would be in a new location.

6.0 CORPORATE HOSPITALITY

Mr. Whyte advised that Bridgestone Catering (Mr. John McNally) would manage the Corporate Hospitality. It was noted that a two tier structure would be used and that the entrance would be moved from the side. Mr. Whyte advised that there would be a price increase for 2008.

Concern was raised about unauthorised people entering the area via a fire escape last year. Mr. Whyte would inform Simon Beckett of Bridgestone Catering about this matter.

7.0 CAMPSITES

It was noted that the main campsite would be at Blair's Caravan Park. A family site would be located at McLaughlin's Bar.

8.0 WASTE COLLECTION, DISPOSAL AND CLEAN UP

It was noted that recycling would be introduced to the Paddock area. There was a request for litter bins at the Traks area and the route through to Glenmanus.

9.0 TRAFFIC MANAGEMENT

Constable Jamieson advised that he wasn't aware of any outstanding issues. Mr. Whyte advised that the Road Closure Order had been granted and the roads would be closed on Saturday from 10.00 a.m. – 7.00 p.m. Mr. Whyte informed Committee that due to congestion in the Paddock, the road had been widened.

10.0 THANKS

Mr. Whyte thanked Council and the various bodies involved with the North West '200' for their help and support.

11.0 MEDIA COVERAGE

Mr. Whyte outlined the media coverage for the North West '200'. The Principal Environmental Health Officer advised that the BBC hoped to talk to staff involved in the event to highlight the work carried out by Council.

12.0 NORTH WEST '200' PROGRAMME

Mr. Whyte showed Committee a draft copy of the front page of the programme which contained a picture of the "North West '200' Ducati" bike which would be ridden by Michael Rutter.

LEISURE AND ENVIRONMENT COMMITTEE

6th May, 2008.

Present: Councillor R. A. McPherson, in the Chair
The Mayor, Councillor J. M. Bradley (Items 2.0 – 14.0)
The Deputy Mayor, Councillor E. A. Johnston (Mrs.)
(Items 1.0 – 3.6.4)

Aldermen

E. T. Black (Mrs.) (Items 1.0 – 7.0)	D. McClarty (Items 1.0 – 4.8.3)
M. T. Hickey (Mrs.)	W. J. McClure

Councillors

C. S. Alexander (Ms.) (Items 2.0 – 6.1)	S. Gilkinson
O. M. Church (Mrs.)	N. F. Hillis
A. S. Cole (Items 1.0 – 5.1)	W. A. King
E. P. Fielding (Mrs.)	B. Leonard
B. Fitzpatrick	G. L. McLaughlin (Items 1.0 – 6.1)

Officers in Attendance:

Acting Town Clerk and Chief Executive, Head of Administrative Services, Director of Environmental Health, Director of Leisure Services, Leisure Services Officer (Services), Leisure Services Officer (Facilities) (Items 1.0 – 3.6.4), Senior Technical Officer (Items 1.0 – 5.2), Technical and Waste Management Officer (Items 2.0 – 14.0), Principal Building Control Officer (Items 3.1 – 5.2) and Administrative Assistant

Apologies: Alderman Creelman, Councillors Barbour and Dallat

2.0 WELCOME

The Chairman welcomed everyone to the meeting and extended a special welcome to Mr. Tony Lee, Chairman and Mrs. Liz Lee, Secretary of Coleraine Twinning Association.

2.0 COLERAINE TWINNING ASSOCIATION

Mr. Tony Lee, Chairman, Coleraine Twinning Association, was in attendance to update members on the work of Coleraine Twinning Association.

Mr. Lee briefed members on the Association and highlighted issues including:

- The various exchanges between groups and schools
- 30th Anniversary Celebrations of AEIN
- Work experience placements
- Future issues - RPA

Mr. Lee paid tribute to Council for their continuing financial support and also thanked various members of staff and Councillors for their help and assistance.

Mr. Lee answered members' various questions and noted comments. Several members suggested that Council should be proactive and take a lead role to oversee future twinning arrangements in relation to RPA and the new Council. It was also suggested that there should be a dedicated Twinning Officer/section so that links could continue and the work be extended.

The Chairman thanked the representatives for an informative presentation after which they withdrew.

3.0 LEISURE SERVICES REPORT

The Chairman extended condolences on behalf of the members to the Director of Leisure Services on the death of his mother.

The Director of Leisure Services thanked members who sent cards and expressed condolences.

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

Matters arising:

3.1 Lands at Portballintrae

Consideration was given to information on this topic, as detailed in the report.

Recommended:

That Council continue discussions with the selling agent with a view of placing the project on Council's Capital Programme for 2009/2010 and 2010/2011.

3.2 St. Paul's College, Kilrea

Consideration was given to information on this topic, as detailed in the report, where St. Paul's funding application to Sport NI for community fitness facilities was likely to clash with Council's application for similar facilities for Kilrea Sports Hall.

St. Paul's would like Council to postpone their proposals for Kilrea Sports Hall and support the application for Sport NI to invest in the school's proposed community sports facilities.

It was proposed by Alderman Mrs. Hickey and seconded by Councillor McLaughlin:

That Council postpone its Capital Programme at Kilrea Sports Hall with a view to supporting similar facilities at St. Paul's College.

A number of Councillors spoke in favour of

continuing with the Council project, referring to Council's expertise in the provision of such facilities, uncertainties in relation to longer term education funding outside Council's control and the perception of the Council facility as a more neutral venue.

An amendment was then proposed by Councillor Leonard and seconded by Councillor Fitzpatrick:

That Council invite the Principal of the school to make a presentation to Council.

On being put to the meeting, three members voted in favour of the amendment with nine members against therefore, the amendment was lost.

The proposal was then put to the meeting and was lost with three members voting in favour and eleven members against.

3.3 Tenders – Replacement Cardio Vascular & Cardio Theatre Equipment at Coleraine Leisure Centre

Following public advertisement for replacement Cardio Vascular and Cardio Theatre Equipment at Coleraine Leisure Centre Bodytalk, six tenders were received, viz:

Firm	Gross CV Cost	Trade-In	CE Cost	Total Net Cost	Warranty	Comments
Precor Ltd	£129,283.00	£27,000.00	£6,500.00	£108,783.00	5 Years Parts and Labour	Locally based maintenance engineer
Cybex Ltd	£97,584.00	-	£11,950.00	£109,534.00	4 Years	Dublin based maintenance engineer
Pulse (1) (2)	£106,627.50 £106,627.50	- -	£13,434.00 £21,743.00	£120,061.50 £128,370.50	5 Years 5 Years	Locally based maintenance engineer
Star Fitness	£141,130.00	£17,020.00	£5,656.00	£129,766.00	3 Years Parts and Labour 5 Years Motor	Locally based maintenance engineer
Technogym UK	£133,801.40	-	£19,784.80	£153,586.20	5 Years	Locally based maintenance engineer
Life Fitness	£149,565.00	-	£8,250.00	£157,815.00	3 Years Parts and Labour Lifetime Motors	

Recommended:

That Council accept the lowest priced tender from Precor Ltd. for the sum of one hundred and eight thousand, seven hundred and eighty three pounds (£108,783.00).

3.4 Parks Tender –

Following public advertisement for a Self-

Self-Propelled
3 Unit Greens Mower

Propelled 3 Unit Greens Mower, 3 tenders were received, viz:

Tenderer	Make	Price	Warranty	Delivery
Broderick	Jacobsen G-Plex III Greens Mower	£18,675	2 Years	1 – 3 Weeks
Johnston Gilpin	John Deere 2500B Greens Mower Triplex	£20,000	2 Years	4 – 6 Weeks
Cyril Johnston	Tora Greensmaster 3250D	£20,147	2 Years	3 – 6 Weeks

The cheapest machine offered, by Jacobsen G-Plex, was unable to operate the current attachments.

Recommended:

That Council accept the second priced machine from Johnston Gilpin for the sum of twenty thousand pounds (£20,000).

3.5 New Arena Development – Riding for the Disabled Association (R.D.A)

The Deputy Mayor declared an interest in this topic.

Following their presentation to Council on 1st April, 2008, Coleraine Riding for the Disabled had requested funding of £100,000 in addition to the £200,000 which had been previously agreed by Council in April 2005 for their new Arena Development.

It was proposed by Councillor King, seconded by the Mayor and recommended:

That Council grant the R.D.A an additional £100,000 for their new Arena Development.

3.6 Requests for Financial Assistance

3.6.1 County Londonderry Football Association

Council is recommended to contribute £600 to the County Londonderry Football Association to support preparation for and participation in the 2008 Northern Ireland Milk Cup Football Tournament.

3.6.2 Sea Cadets - National Pulling Championships

Council is recommended to contribute £250 to Portrush Sea Cadets to assist them with hosting the National Sea Cadets Pulling Regatta and also free use of the Marina facilities at Coleraine Marina on 24th and 25th May, 2008.

3.6.3 Music from the Masters

Council is recommended to contribute £500 to Ballywillan Flute Band to assist them with the promotion of the "Music from the Masters" competition in Portrush Town Hall on Saturday

7th June, 2008.

3.6.4 Royal Scottish
Country Dance Society

Council is recommended to contribute £400 to the Portrush Branch of the Royal Scottish Country Dance Society to assist them with hosting a weekend of Ceildh and Scottish Country Dancing in Coleraine.

4.0 TECHNICAL SERVICES REPORT

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

Matters arising:

4.1 DRD Roads Service

4.1.1 Review of Waiting
Restrictions -
Portrush and
Portstewart

Consideration was given to information on this topic, as detailed in the report.

Some of the concerns expressed by members included:

- Manager from Adelphi Hotel, Main Street, Portrush concerned about the double yellow lines – guests dropping off suitcases;
- The proposed loading bay at Dempsey's was not required;
- The loading bay is needed at McElhone's Chemist;
- Could the 2 hour restriction at the Promenade be monitored to see how long people are parking;
- Concern regarding no disabled parking bays in middle of Promenade (disabled parking at both ends only);
- Footpaths at disabled parking bays should be altered to enable the wheelchairs to get from the road to the footpath;
- 1 hour parking not long enough – should be 2 hours.

The Senior Technical Officer answered members' various questions and noted comments which would be forwarded to DRD Roads Service.

4.1.2 Disabled Parking
Bay – Coleraine

Recommended:

That Council approve Roads Services'

proposal to provide a disabled parking space outside 40 Nursery Avenue, Coleraine.

4.2 Entertainment Licences

4.2.1 The York 2 Station Road Portstewart

An application for a grant of an Entertainment Licence in respect of the First Floor Restaurant had been received from Mr. H. Pollock, c/o The York.

Days and times on which it is intended to provide entertainment:

Monday/Tuesday – Saturday/Sunday
11:30 a.m. – 1:00 a.m.
Sunday 12:30 p.m. – midnight

Members noted that one letter of objection had been received.

Recommended:

That the decision be deferred to the Council Meeting on 28th May, 2008 at which the objector and applicant would address Council.

4.2.2 Coleraine Academical Institution 23-33 Castlerock Road Coleraine

An application for a grant of an Entertainment Licence for a maximum of any 14 unspecified days within the licence period of one year had been received from Mr. G. L. Knight.

Days and hours on which it is intended to provide entertainment:

Monday/Tuesday – Saturday/Sunday 6:00 p.m.
– 1:00 a.m.

Recommended:

That an Entertainment Licence be granted subject to no objections being received within the statutory period of 28 days and subject to compliance with NI Fire & Rescue Service recommendations and all other requirements required by Council's Licensing Department.

With special condition: All door supervisors employed must be licensed with a scheme recognised by Coleraine Borough Council.

4.3 Street Trading - New Policies

Following consultation with interested parties, the Street Trading Sub-Committee had developed new policies for Council's consideration, as presented.

After a period of discussion, it was proposed by Councillor King, seconded by Alderman McClure and recommended:

That Council approve the new Policies for the 2008/2009 Street Trading year.

4.4 Short Term Residual Waste Contract

A European wide procurement exercise had been carried out jointly by the North West Regional Waste Management Group (NWRWVG) and Southern Waste Management Partnership (SWAMP) for a contract for the treatment of residual waste (black bin) for a three year period.

Six tenders were received, viz:

- Bricklin Waste Ltd.
- Greenstar
- McQuillans Envirocare Ltd.
- Natural Wood Products
- Quinn Group
- Re-Gen Waste

The tenders were evaluated by a group of officers selected from both waste management groups.

Recommended:

That Council accept the tender from Quinn Group for the sum of seventy eight pounds per tonne (£78.00), plus haulage.

4.5 NWRWVG – Composting Tender

The NWRWVG carried out a procurement exercise for the service of composting bio-degradable waste (kitchen and garden waste mixed).

Eight tenders were received, viz:

- Bricklin Waste Ltd.
- Bryson Recycling
- City Industrial Waste & Active Compost Ltd.
- Grogan Environmental Solutions
- Natural Energies Ireland Ltd./Glenfarm Holding Ltd.
- Hughes
- NWP Recycling Ltd.
- Simpro (Ireland) & Organic Waste Recycling Ltd.

The tenders were evaluated by a number of officers from the North West Regional Waste Management Group of Councils.

Recommended:

That Council accept the tender from NWP Recycling Ltd. for the sum of forty four pounds and fifty pence (£44.50), plus haulage.

4.6 Conservation Volunteers NI Green Waste Composting

Conservation Volunteers NI have been composting green waste at Letterloan for a number of years. The green waste is mostly generated from Council's civic amenity sites.

Conservation Volunteers would like to increase the cost from £15.50 per tonne to £18.50 per tonne which would offset rising treatment costs.

Recommended:

That Council approve the increase.

4.7 For Information

4.7.1 Litter - Legal Proceedings

Members noted that a successful prosecution for litter offences (fly tipping) in Portrush had resulted in fines and costs amounting to £161.00.

4.7.2 North West Waste Management Group – Memorandum of Understanding (MOU)

Members noted that the MOU for the procurement of waste treatment services was being prepared by the Derry City Council solicitor for signature.

4.8 Building Control

4.8.1 Approvals

Members noted that approval had been granted for 37 applications.

4.8.2 The Energy Performance of Buildings

The Principal Building Control Officer informed members that the Department of Finance and Personnel had made a set of regulations in relation to the energy performance of buildings.

The Department of Finance and Personnel have requested that Council Building Control departments undertake some enforcement duties arising from the regulations.

Recommended:

That Council approve, in principle, Building Control undertaking enforcement work in relation to the Energy Performance of Buildings (Certificates and Inspections) Regulations (NI) 2008, subject to satisfactory arrangements being made

with the Department of Finance and Personnel regarding payment for the work.

A member queried requirements in respect of air-conditioning. The Principal Building Control Officer would check and respond.

4.8.3 The Building Regulations (NI) 2000 – Consultation on proposed changes to Part D (Structure) and Part J (Solid Waste in Buildings)

The Principal Building Control Officer informed members that the Department of Finance and Personnel had issued consultation documents on proposed changes to Parts D (Structure) and Part J (Solid Waste in Buildings) of the Building Regulations (NI) 2000.

(i) Part D

The main proposals relate to the construction of:

- freestanding (e.g. garden) walls; and
- earth retaining walls

The proposal is that the construction of freestanding walls over 1 metre in height and earth retaining walls, where either of these is situated on or within the boundary of a “building plot” should be controlled under Building Regulations.

It was proposed by the Mayor and seconded by Councillor King:

That Council oppose the proposed extension of Building Regulations to freestanding and earth retaining walls.

On being put to the meeting, the proposal was carried with thirteen members voting in favour and one member voting against.

The Department of Finance and Personnel proposed other amendments to Part D (Structures) relating to the design of buildings to prevent disproportionate collapse from a relatively minor structural failure. These proposals were in line with current Codes of Practices in respect of the structural design of buildings.

Recommended:

That the amendment to Part D (Structures) which relates to the design of buildings to prevent disproportionate collapse from a relatively minor structural failure be accepted.

(ii) Part J

The Department of Finance and Personnel

has proposed to amend the Building Regulations to require:

- More space for the storage of waste containers outside buildings;
- Provision of reasonable access from the storage area to the waste collection point (i.e. the place where the bin lorry picks up the waste); and
- Provision of space in dwellings for the sorting and temporary storage of household waste.

Recommended:

That Council support the introduction of the amended Regulations in principle.

4.8.4 Plans for Rejection Under Building Regulations

The three applications, as detailed in the report, are recommended for rejection under Schedule 2 of the Building Regulations (NI) 2000 due to insufficient information having been submitted, were noted.

A fourth application, as detailed in the report, is recommended for rejection under R2 of the Building Regulations.

5.0 **ENVIRONMENTAL HEALTH REPORT**

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

Matters arising:

5.1 Legal Proceedings - The Shops (Sunday Trading) NI Order 1997 - Tesco, Portstewart

It was agreed to discuss these proceedings "In Committee" at the end of the meeting.

5.2 Proposals for Health and Social Care Reform – Consultation Response

Recommended:

That Council make a formal response welcoming the consultation document and raise the following key issues:

- Local Offices for the Regional Public Health Agency
- Multi-disciplinary Teams
- Co-terminosity
- Accountability

5.3 Coleraine Borough Council Staff Health Fair

Recommended:

That Alderman Mrs. Hickey, Alderman McClure and Councillor

King be appointed to the Staff and Elected Members' working group to continue addressing health and lifestyle issues.

5.4 For Information

5.4.1 Report on Health and Safety in the District Council Enforced Business Sectors in Northern Ireland 2004-2007

Members noted information on this report, which would be available to members in the library.

5.4.2 Outcome of Legal Proceedings – The Dogs (NI) Order 1983 as amended

Members noted that a successful prosecution for dog offences in Portstewart had resulted in fines and costs amounting to £509.00.

6.0 “IN COMMITTEE”

7.0 CLEAN NEIGHBOURHOODS AGENDA - NILGA CONSULTATION

The Acting Town Clerk and Chief Executive informed members that the following top three priority issues would be forwarded to the Minister for the Environment to enable her department to move forward with the Clean Neighbourhoods Agenda:

- Litter
- Graffiti and fly-posting
- Noise nuisance

8.0 DOCUMENTS TABLED

- (a) Sportszone – The Monthly Magazine of Sport Northern Ireland – Issue 14 – April 2008.
- (b) Network News – The Newsletter of the Countryside Access and Activities Network – Issue 9 – Winter 2008.
- (c) Larne Borough Council – Sustainable Living.
- (d) Sustainable Development Commission – Sustainable Development in Government – Summary 2007.

9.0 CONSULTATION LIST

The following Consultation Paper had been received and would be available for members who wished to consider making a response:

- (1) Housing Executive – A Strategy for Houses in Multiple Occupation in Northern Ireland – Consultation Document – April 2008.

Comments due: 30th June, 2008.

Members noted that Mr. Waide from the Northern Ireland Housing Executive would be speaking from this document at a presentation to Council on 3rd June, 2008.

10.0 NOISE POLLUTION - PORTSTEWART

A member had received complaints regarding noise generated from a grinder which had been used by workmen after 9.00 p.m. and asked if there was any legislation regarding a time limit. The Director of Environmental Health would investigate the matter.

11.0 PORTSTEWART TOWN HALL – PARKING

A member enquired if library users could park in the area at the Town Hall, Portstewart. The Director of Leisure Services would investigate and report back at a future meeting.

12.0 PRINTS OF COLERAINE TOWN AND HARBOUR

A member had obtained some prints of Coleraine Town and Harbour and suggested that a book be made showing the prints with the proceeds going towards the Zomba Action Project (ZAP). The Head of Administrative Services on behalf of ZAP welcomed and supported the contribution. Another member suggested selling copies of the prints with the proceeds also going towards the ZAP project.

The member would investigate the idea and report back.

13.0 LITTER IN PORTRUSH

A member had received complaints regarding overflowing litter bins at Waterworld, Portrush. The Director of Technical Services would investigate the matter.

14.0 CHANGE OF USE OF PREMISES

A member requested information on the policy for carry-outs and amusement arcades in the central business district in Portrush. The Acting Town Clerk and Chief Executive would investigate and report back.

PLANNING COMMITTEE

13th May, 2008.

Present: Alderman W. J. McClure in the Chair
The Deputy Mayor, Councillor E. A. Johnston (Mrs.)

Aldermen

E. T. Black (Mrs.)
W. T. Creelman
M. T. Hickey (Mrs.)

D. McClarty
(Items 2.49 – 9.0)

Councillors

C. S. Alexander (Ms.)
(Items 2.3 – 9.0)
O. M. Church (Mrs.)
T. J. Deans
(Items 1.0 – 4.2)
E. P. Fielding (Mrs.)
B. Fitzpatrick
S. Gilkinson

N. F. Hillis
(Items 2.17 – 9.0)
W. A. King
G. L. McLaughlin
R. A. McPherson
A. McQuillan
(Items 4.2 – 9.0)

Also in Attendance: Representatives from the Planning Service –
Mr. P. Duffy and Mr. G. McClelland

Officers in Attendance: Administrative Officer and Administrative Assistant

Apologies: The Mayor, Councillors Barbour, Cole, Dallat and Leonard

1.0 WELCOME

The Chairman welcomed everyone present to the Meeting.

2.0 PLANNING APPLICATIONS

A list of one hundred and fifty applications was presented for consideration (previously supplied).

Applications Deferred from Previous Meeting

- | | | |
|-----|--|--|
| 2.1 | <u>Application No. D1</u>
<u>C/2005/1169/F</u>
<u>Proposed 3 no. apartments at</u>
<u>36 Causeway Street, Portrush for</u>
<u>Mr. Mullan</u> | The opinion of the Planning Service was to approve.

It was agreed that the application be approved. |
| 2.2 | <u>Application No. D2</u>
<u>C/2005/1175/F</u>
<u>Proposed 4 no. dwellings at</u>
<u>No. 25 Mountsandel Road,</u> | The opinion of the Planning Service was to refuse.

It was agreed that the application be |

	<u>Coleraine for Mr. J. Murray</u>	refused.
2.3	<u>Application No. D3</u> <u>C/2006/0591/F</u> <u>4 no. semi-detached two storey dwellings at 147/149 Mill Road, Portstewart for NM Developments</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved.
2.4	<u>Application No. D4</u> <u>C/2006/0931/F</u> <u>Demolition of existing apartments, outbuildings and vacant dwellings. Proposed re-development with 5 no. apartments and 3 no. townhouses with in-curtilage car parking at 42, 42A and 44 Sea Road, Castlerock for Mr. T. Brown-Kerr</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved.
2.5	<u>Application No. D5</u> <u>C/2006/1034/F</u> <u>Replacement with shop unit/apartment above and one townhouse at No. 11 – 13 Portstewart Road, Portrush for T. Blair</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved.
2.6	<u>Application No. D6</u> <u>C/2006/1091/O</u> <u>Site for farm retirement building to the rear of 38 Gateside Road, Coleraine for Mr. J. Irons</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved.
2.7	<u>Application No. D7</u> <u>C/2007/0220/F</u> <u>Demolition of No. 88 Portstewart Road and retention of existing replacement two storey dwelling at 88 Portstewart Road, Drumslade, Coleraine for NM Developments</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved subject to the demolition of No. 88 within two months of the decision.
2.8	<u>Application No. D8</u> <u>C/2007/0397/F</u> <u>Proposed housing development (4 no. townhouses) 110m N.W. of 72 Moneydig Road, Garvagh for Croftmore Developments Ltd.</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved.
2.9	<u>Application No. D9</u> <u>C/2007/0502/F</u> <u>Reinstatement of bank and 1.5m high timber fence and set back existing entrance to agricultural lands at 46 Leeke Road, Portrush for Mr. G. Neill</u>	The opinion of the Planning Service was to approve. It was agreed that the application be approved.
2.10	<u>Application No. D10</u>	The opinion of the Planning Service was

- C/2007/0508/F
Proposed double garage and store for replacing outgoing buildings at 4 Oldtown Road, Islandcarragh, Ballymoney for Mr. Taggart
- to approve.
- It was agreed that the application be approved.
- 2.11 Application No. D11
C/2007/0570/F
Two and a half storey dwelling with ground floor parking to rear of 19 and 21 Main Street, Portrush for Mr. E. Brolly
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 2.12 Application No. D12
C/2007/0605/F
Proposed site for two storey domestic building to rear of 37 Hopefield Avenue, Portrush for Mr. A. H. Semple
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Gilkinson, seconded by Alderman Creelman and agreed:
- That Council support an approval.
- 2.13 Application No. D13
C/2007/0745/F
Design amendments to planning approval ref. C/2005/1371/F – redevelopment of 21 Sea Road, Castlerock to include amended front elevation and floor plan layout for Mrs. McNally
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 2.14 Application No. D14
C/2007/0793/F
Demolition and re-development to 18 no. apartments at 24 and 26 Princess Street, Portrush for Mr. P. Gordon
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be held for seven days to facilitate withdrawal. If the application was not withdrawn it would be refused.
- 2.15 Application No. D15
C/2007/0834/O
Proposed dwelling at 1 Gleneldon Court, Coleraine for Mr. K. Sterling
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 2.16 Application No. D16
C/2007/0880/F
Renovation and change of use from dwelling to 2 no. self-contained apartments at 9 Glebe Avenue, Coleraine for Mr. Hutchinson
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 2.17 Application No. D17
C/2007/0888/A
Building signage: 1 sky sign, 5 vinyls – Site signage: 1 gantry
- The opinion of the Planning Service was to approve.
- Following discussion it was agreed that

sign, 18 site signs at 164 Coleraine Road, Portstewart for Tesco Stores Ltd.

the application be approved, subject to the description of the proposed signage being amended prior to the decision being issued, so that it accurately corresponded with the amended plans received after the office meeting.

2.18 Application No. D18
C/2007/1082/F
Proposed change of access from
previously approved application
C/2004/0366/O for residential
purposes approx. 30m south east
of 6 Drumeil Road, Aghadowey for
Mr. D. McCartney

The opinion of the Planning Service was to approve.

It was agreed that the application be approved.

2.19 Application No. D19
C/2007/1090/O
Construction of two dwelling
adjacent to 12 Drumagarner Road,
Kilrea for Mr. J. O'Kane

The opinion of the Planning Service was to approve.

It was agreed that the application be approved.

New Applications

2.20 Application No. 9
C/2006/1174/F
Proposed 5 no. dwellings 70
metres north-east of 24 Glen
Road, Glenullin, Garvagh for
J. I. M. Developments

The opinion of the Planning Service was to refuse both applications.

It was proposed by Councillor Gilkinson, seconded by Councillor Mrs. Fielding and agreed:

Application No. 17
C/2007/0542/O
Infill development of 8 no.
detached and semi-detached
dwellings east of 29 Glen Road,
Glenullin for Mr. Quinn

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.

2.21 Application No. 10
C/2007/0012/O
Outline planning application for
housing development incorporating
the infilling and re-use of the land
on the pond at 78 Blackrock Road,
Kilrea for Mr. and Mrs. Barret

The opinion of the Planning Service was to approve.

It was proposed by Councillor Gilkinson, seconded by Councillor Mrs. Church 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.

2.22 Application No. 13
C/2007/0290/F
Change of use of retail Unit 2 to

The opinion of the Planning Service was to refuse.

	<u>facilitate the relocation of existing deli counter at Spar retail unit at Greenmount Avenue, Coleraine for Mr. Henderson</u>	It was proposed by Councillor Ms. Alexander, seconded by Councillor Deans 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.
2.23	<u>Application No. 14 C/2007/0314/F Demolition of vacant former office building and replace with industrial unit at No. 1 and No. 3 Letterloan Road, Coleraine for G.M.D.A.</u>	The opinion of the Planning Service was to refuse. It was proposed by Councillor Deans, seconded by Councillor Gilkinson 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.
2.24	<u>Application No. 16 C/2007/0413/F Erection of farm retirement dwelling and garage 320 metres south-east of 84 Carhill Road, Garvagh for Mr. and Mrs. McClenaghan</u>	The opinion of the Planning Service was to refuse. It was proposed by the Deputy Mayor, seconded by Councillor Mrs. Church 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.
2.25	<u>Application No. 20 C/2007/0626/F Retrospective application for change of use from barn to Dog Grooming business at 25 Ballyhackett Road, Castlerock for Mr. J. Tosh</u>	The opinion of the Planning Service was to refuse. It was proposed by Councillor Deans, seconded by Councillor King 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.
2.26	<u>Application No. 21</u>	The opinion of the Planning Service was

- C/2007/0677/F
Removal of existing shop front and insertion of replacement shop front at 23 Main Street, Portrush for Mrs. P. Niblock
- Application No. 24
C/2007/0726/LB
Removal of existing shop front and insertion of replacement shop front at 23 Main Street, Portrush for Mrs. Niblock
- 2.27 Application No. 28
C/2007/0784/F
Replacement dwelling at 83A Ballyclough Road, Bushmills for Mr. A. Patterson
- 2.28 Application No. 32
C/2007/0871/O
Retirement dwelling and garage 180 metres south-west of 6 Drumbane Road, Garvagh for Mr. and Mrs. J. & E. Quigg
- 2.29 Application No. 35
C/2007/0925/F
Proposed change of access position to that previously approved within application C/2006/1026/RM for residential purposes at Drumagarner Road opposite to Drumard Road junction, Kilrea for Mr. J. O'Kane
- to refuse both applications.
- It was proposed by Councillor Deans, seconded by Councillor Ms. Alexander and agreed:
- That the applications be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Gilkinson, seconded by Alderman Mrs. Black 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.
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McLaughlin and seconded by Councillor King:
- 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.
- On being put to the Meeting the proposal was carried with one member voting against.
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McLaughlin, seconded by Alderman Mrs. Hickey 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.
- 2.30 Application No. 36
C/2007/0954/F
Existing dwelling to be demolished and 8 no. semi-detached dwellings to be erected (8 dwellings in total) at 21 Ardreagh Road, Aghadowey for Mr. Patterson
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor King and seconded by Councillor McPherson:
- 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.
- As an amendment it was proposed by Councillor Gilkinson and seconded by Alderman Creelman:
- That Council support the refusal.
- On being put to the Meeting the proposal to defer the application for an office meeting was carried, seven members voting in favour and two members voting against.
- 2.31 Application No. 37
C/2007/0963/F
Residential development of 6 no. apartments at 95/97 Causeway Street, Portrush for Blairs Enterprises Ltd.
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Deans, seconded by Alderman Creelman 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.
- 2.32 Application No. 38
C/2007/0964/F
Demolition of existing tyre depot and erection of 2 no. retail units, 8 no. two bedroom apartments and 2 no. three bedroom penthouse apartments and associated parking and landscaping at 31 Strand Road, Coleraine for
- The opinion of the Planning Service was to refuse.
- Consideration was given to letter dated 1st May, 2008 from White Young Green Planning (previously supplied).
- It was proposed by Councillor McLaughlin, seconded by Councillor Ms.

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.

2.33 Application No. 43
C/2007/0994/F
Proposed housing development comprising 11 no. dwellings and associated infrastructure adjacent to site 45 Girona Avenue, Portrush for Messrs. J. Houston and Crawford

The opinion of the Planning Service was to refuse.

It was proposed by Councillor McPherson, seconded by Councillor McLaughlin 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.

2.34 Application No. 47
C/2007/1019/F
Erection of 3 no. apartments for residential purposes at 88 Causeway Street, Portrush for Mr. P. Gordon

The opinion of the Planning Service was to approve.

It was proposed by Councillor Ms. Alexander, seconded by Alderman Mrs. Hickey 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.

2.35 Application No. 49
C/2007/1041/F
Demolition of existing dwelling and detached garage and construction of 2 no. semi-detached dwellings at 63 Station Road, Portstewart for Mr. W. Crymble

The opinion of the Planning Service was to refuse.

It was proposed by Councillor Gilkinson and seconded by Councillor Mrs. Fielding:

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.

On being put to the Meeting the proposal was carried, seven members voting in favour and six members voting against.

- 2.36 Application No. 51
C/2007/1061/O
Redevelopment of lands to provide
apartment development consisting
of one, two and three bedroom
apartments at 18-36 Captain
Street Lower, Coleraine for
Mr. J. Hughes
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McPherson and seconded by Councillor King:
- 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.
- As an amendment it was proposed by Councillor Ms. Alexander and seconded by Councillor Deans:
- That Council support the refusal.
- On being put to the Meeting six members voted in favour of the office meeting and four members voted in favour of the refusal.
- 2.37 Application No. 52
C/2007/1063/F
3 no. one and a half storey
residential townhouses at
83 Coleraine Road, Portstewart for
Mr. P. Mullan
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Gilkinson and seconded by Alderman Creelman:
- 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.
- As an amendment it was proposed by Councillor Ms. Alexander and seconded by Alderman Mrs. Black:
- That Council support the refusal.
- On being put to the Meeting the amendment was carried, seven members voting in favour and two members voting against.
- 2.38 Application No. 53
C/2007/1064/F
Proposed replacement of 3 no.
single storey dwellings with 3 no.
- The opinion of the Planning Service was to approve.
- It was proposed by Councillor Ms.

- two storey dwellings at 5, 6 and 7 Strand Cottages, Strand Road, Portstewart for Messrs. Dougan, Knox & Woodside
- Alexander, seconded by Councillor Gilkinson and agreed:
- That the application be refused.
- 2.39 Application No. 54
C/2007/1068/F
Proposed 2 no. semi-detached dwellings and associated parking at 9 York Avenue, Portstewart for York Developments
- The opinion of the Planning Service was to refuse.
- It was proposed by the Deputy Mayor, seconded by Councillor McPherson 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.
- 2.40 Application No. 56
C/2007/1072/F
Proposed demolition of existing three storey semi-dwellings, outbuildings, garage and workshop for construction of three storey 6 no. apartments and 4 no. one and a half storey duplex apartments at 65/67 Lodge Road, Coleraine for AMG Property Developers Ltd.
- The opinion of the Planning Service was to refuse.
- It was proposed by the Deputy Mayor and seconded by Councillor Mrs. Church:
- 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.
- As an amendment it was proposed by Councillor Ms. Alexander and seconded by Councillor Deans:
- That Council support the refusal.
- On being put to the Meeting the amendment was carried, seven members voting in favour and four members voting against.
- 2.41 Application No. 59
C/2007/1078/F
Retention of change of use from sit-in café to hot food takeaway on ground floor of premises at 3 Dunluce Avenue, Portrush for A. Nazeer
- The opinion of the Planning Service was to approve.
- Following discussion it was proposed by Councillor Hillis, seconded by Councillor Ms. Alexander 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.
- 2.42 Application No. 60
C/2007/1083/O
Redevelopment of lands to rear of 20 Portrush Road and land to the rear of 18 Portrush Road for residential purposes (4 additional units) at 18-20 Portrush Road, Coleraine for Mrs. A. Kapur
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Ms. Alexander, seconded by Alderman Mrs. Black and agreed:
- That Council support the refusal.
- 2.43 Application No. 61
C/2007/1085/F
Two apartment blocks, one fronting on to Main Street containing seven apartments and one to rear containing six apartments all with associated parking at 10-12 Main Street, Castlerock for D. Douglas
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Ms. Alexander, seconded by Councillor King and agreed:
- That the application be refused.
- 2.44 Application No. 71
C/2007/1142/F
Demolition of existing dwellings and dental surgery to provide 22 no. one, two and three bedroom apartments with associated carparking at Nos. 91, 93, 95 and 97 Eglinton Street, Portrush for S. W. Holdings
- The opinion of the Planning Service was to refuse.
- Following discussion it was agreed:
- That the application be held for seven days to facilitate withdrawal.
- If the application was not withdrawn it would be refused.
- 2.45 Application No. 79
C/2008/0009/F
Redevelopment of existing Abbey Street DRD surface car park to accommodate new multi-storey car park, retail units, café/restaurant units and 12 no. apartments (with associated carparking within MSCP), along with associated road works to include new road layout and lay-by on Abbey Street at Abbey Street Car Park bound by Stable Lane, New Row Court and Abbey Street, Coleraine for Abbey Street Developments
- The opinion of the Planning Service was to approve.
- Consideration was given to correspondence from West Bay Capital Ltd. (circulated to each member).
- It was proposed by the Deputy Mayor, seconded by Councillor Gilkinson and unanimously agreed:
- That the application be approved and that discussions continue with Church representatives.
- 2.46 Application No. 82
C/2008/0021/F
Alteration to existing property and development of 5 no. two bedroom
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Ms.

- townhouses and associated car parking at 70 Ballaghmore Road, Portballintrae, Bushmills for Mr. G. Macfarlane
- Alexander, seconded by Councillor McPherson and agreed:
- That Council support the refusal.
- 2.47 Application No. 89
C/2008/0078/F
Change of use from a retail unit to an insurance office at No. 26 The Diamond, Coleraine for Axa Insurance
- The opinion of the Planning Service was to approve.
- It was proposed by Councillor Ms. Alexander, seconded by Councillor Hillis 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.
- 2.48 Application No. 92
C/2008/0095/F
Change of access to approve site approximately 170 metres north of Killeague crossroads, Coleraine for Mr. J. E. Adams
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor King, seconded by Alderman Mrs. Black 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.
- 2.49 Application No. 94
C/2008/0111/F
Erection of dwelling and garage 220 metres east of No. 43 Knockaduff Road, Aghadowey for Mr. Kelly
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Mrs. Church, seconded by Councillor King 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.
- 2.50 Application No. 96
C/2008/0114/A
Free standing sign 30 metres south east of Movanagher Road junction, Kilrea for Mr. P. McIntyre
- The opinion of the Planning Service was to refuse both applications.
- It was proposed by Councillor Ms. Alexander, seconded by Alderman Mrs. Hickey and agreed:

Application No. 97
C/2008/0115/A
Free standing sign 15 metres north
of entrance to No. 35 Moneygran
Road, Kilrea for Mr. P. McIntyre

That the applications be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

2.51 Application No. 129
C/2008/0233/O
Proposed 1 no. detached
bungalow adjacent to
56 Masteragwee Road, Coleraine
for Mr. G. Bradley
Application No. 130
C/2008/0234/O
Proposed 2 no. detached one and
a half storey dwellings adjacent to
340 Masteragwee Road, Coleraine
for Mr. G. Bradley

The opinion of the Planning Service was to refuse both applications.

It was proposed by Councillor King, seconded by Alderman Mrs. Black and agreed:

That the applications be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

3.0 OFFICE MEETINGS

It was noted that the office meetings would be held on Friday, 30th May, 2008.

4.0 PLANNING ISSUES RAISED BY MEMBERS

4.1 The Diamond, Portstewart

Reference was made to the problem of steel blocking the footpath during construction work at property at The Diamond, Portstewart.

Mr. Duffy advised that work was being carried out to a listed building at this location and the steel scaffolding was necessary to retain the existing structure. He undertook to investigate the time schedule for completion of the work.

4.2 Application No. C/2008/0047
7 Royal Avenue, Portstewart

Mr. Duffy was asked to investigate the progress of this application.

4.3 Former Bohill Hotel Site

Reference was made to the former Bohill Hotel site.

Mr. Duffy advised that an application had been received but the site had not been inspected.

4.4 Enterprise Avenue, Portstewart

Concern was expressed at the height of this development and that it was not in keeping with the planning approval.

Mr. Duffy advised that Enforcement had

confirmed that it was built in accordance with approved plans. He undertook, however, to have Enforcement re-investigate the matter.

4.5 Mettican Road, Garvagh - McFarlane

An update was requested on this application.

4.6 Signs – Dunhill Road, Coleraine

An update was requested on the applications for signs involving two businesses on the Dunhill Road, Coleraine.

5.0 CHAIRMAN'S REMARKS

As this was the last Planning Committee Meeting before the Annual Meeting Alderman McClure thanked members for their support during his term as Chairman. He also thanked the Planning Service representatives; the Vice Chairman, Councillor Mrs. Church and the Administrative Officer for their assistance.

Members expressed thanks to Alderman McClure.

6.0 WIND ENERGY DEVELOPMENT IN NORTHERN IRELAND'S LANDSCAPES - DRAFT SUPPLEMENTARY PLANNING GUIDANCE TO ACCOMPANY PLANNING POLICY STATEMENT 18 'RENEWABLE ENERGY'

Consideration was given to the Draft Response to the above Draft Supplementary Planning Guidance (previously supplied).

It was agreed that this report should form the basis of Council's response.

7.0 PROPOSED WIND FARM ON LAND APPROXIMATELY 750M SOUTH OF 13B LISNAMUCK ROAD, BLACKHILL, COLERAINE

The response, from Fleming Mounstephen Planning, regarding the above application had been submitted to Planning Service Headquarters on behalf of Council (previously supplied).

Councillor McQuillan thanked Council for their assistance in this matter.

8.0 ARTICLE 32 APPEAL ERECTION OF CHALET TYPE BUNGALOW APPROXIMATELY 50M SOUTH OF 27 DRUMEIL ROAD, AGHADOWEY - MR. N. MOORE

Read letter from the Planning Service advising Council that, following the PAC ruling, the Department would withdraw its prematurity reason for refusal in respect of the current appeal case. Noted.

9.0 LISTED BUILDING ENFORCEMENT APPEAL ALLEGED UNAUTHORISED WORKS TO A LISTED BUILDING - 15 THE DIAMOND, PORTSTEWART - MR. N. MENARY

Read letter from the Planning Appeals Commission acknowledging Council's representation and advised that the appeal would be heard by the Informal Hearing procedure on 26th June, 2008 at 10.30 a.m.

Noted.

POLICY AND DEVELOPMENT COMMITTEE

20th May, 2008.

Present: Councillor N. F. Hillis, in the Chair

The Deputy Mayor, Councillor E. A. Johnston (Mrs.)

Aldermen

E. T. Black (Mrs.) (Items 1.0 – 7.0)	D. McClarty (Items 1.0 – 15.1)
W. T. Creelman	W. J. McClure
M. T. Hickey (Mrs.)	

Councillors

C. S. Alexander (Ms.) (Items 1.0 – 7.0)	E. P. Fielding (Mrs.)
O. M. Church (Mrs.)	B. Fitzpatrick
A. S. Cole	S. Gilkinson
J. J. Dallat	W. A. King
(Items 1.0 – 15.1)	B. Leonard
T. J. Deans	R. A. McPherson
	A. McQuillan

Officers in Attendance: Acting Town Clerk & Chief Executive, Director of Corporate Services, Head of Development Services (Items 1.0 – 15.2), Head of Administrative Services, Economic Development Manager (Items 1.0 – 15.2), Tourism Manager (Items 1.0 – 5.0) and Administrative Assistant

Apology: Councillor Barbour

1.0 SYMPATHY

The Chairman and members expressed sympathy at the sudden death of Mrs. Selina Paul's father on 15th May, 2008. A letter of sympathy would be sent to Mrs. Paul.

2.0 CORPORATE SERVICES REPORT

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

Matters arising:

- | | |
|------------------------------------|---|
| 2.1 <u>Gender Action Plan</u> | Council is recommended to adopt the revised Gender Action Plan (previously supplied). |
| 2.2 <u>Matters for Information</u> | Members noted information on the following topics, as contained in the report: <ul style="list-style-type: none">(i) Annual Audit Letter.(ii) Accounts for April 2008. |

3.0 AUDIT COMMITTEE - MINUTES DATED 15TH APRIL, 2008 AND ASSOCIATED REPORTS

Members noted the Minutes of the Audit Committee meeting held on 15th April, 2008 and associated reports (previously supplied).

4.0 DEVELOPMENT SERVICES REPORT

The Report of the Head of Development Services was considered (previously supplied).

Matters arising:

4.1 Tourism Update

Mr. P. Thompson, Tourism Manager, presented an update on Council's tourism product and outlined the key functions of the tourism strategy viz:

- Visitor servicing
- Tourism marketing
- Tourism development

Mr. Thompson detailed the work which had been carried out to date by Council's tourism department and plans for the future.

During a period of discussion, the Head of Development Services and the Tourism Manager answered members' questions.

In response to requests by members, Ms. Mann agreed to:

- (i) Invite Tourism Ireland to make a presentation to a future meeting.
- (ii) Investigate an opportunity to acknowledge the 400th anniversary of Bushmills Distillery.
- (iii) Review the possibility for provision of flood-lighting at Dunluce Castle.

4.2 Advertising Agency

Four companies had submitted tenders for the role of agency for Council's tourism advertising and promotional campaigns viz:

- R L A
- Clear Direction
- Transparency Communications
- Lyle Bailie

Having been scored on the basis of relevant experience, expertise, response to the brief and approach to the work, RLA had achieved the highest score.

Recommended:

That RLA be re-appointed to the contract for a three year period, subject to annual reviews and with an option to extend beyond the three year period, also subject to review.

4.3 Portrush Regeneration Programme

Members noted the proposals for formation of a new management vehicle to steer the delivery of this programme over the next three to five years, as contained in the report.

Recommended:

That Council endorse the approach as outlined in the report.

4.4 Peace III Programme

Members noted information on this topic, as contained in the report.

Recommended:

That Council proceed with the recruitment process, initially for the manager's post and subsequently for the other posts as required.

4.5 Rural Development Programme 2007-2013

Members noted information on this topic, as contained in the report.

With regard to the Elected Member representation on the Local Action Group (LAG), it was noted that the current political make-up of the LAG did not meet DARD's criteria under Section 75, or on gender representation. All constituent Council's were, therefore, asked to nominate an additional representative and asked, but not required, to take account of the current Section 75 imbalance on the LAG.

During a period of discussion, several nominations put forward by members were declined by the nominee.

In response to members' comments, the Acting Town Clerk and Chief Executive confirmed that there were no restrictions on the nominations which members might propose.

Nominations put forward and accepted were as follows:

- (i) Councillor Leonard was proposed by Councillor Dallat and seconded by Councillor Ms. Alexander.

- (ii) Councillor Cole was proposed by Alderman McClure and seconded by Councillor Gilkinson.
- (iii) Councillor Mrs. Johnston was proposed by Councillor McPherson and seconded by Alderman McClarty.

As the result of a paper vote, it was recommended:

That Councillor Cole be nominated as Council's further representative on the Local Action Group.

4.6 Environmental Improvement Scheme

Members noted that Coleraine Town Partnership had applied to DSD to fund a further environmental improvement scheme for Church Street and Kingsgate Street. Estimated costs for the project were approximately £1.1 million and it was expected that DSD would be the major funder.

Members noted that DSD had now approached Council for some funding and it was recommended:

That Council contribute £50,000 to be spent on street furniture for the Church Street and Kingsgate Street scheme.

It was further recommended:

That Council branding be used on the street furniture.

Members' comments on the detrimental impact to paving in The Diamond from lorries being required to make deliveries to the front of shops, were noted by the Acting Town Clerk and Chief Executive.

4.7 Community Festival Fund

Members noted that, following the closure of the NI Events Company, the Department of Culture, Arts and Leisure had made funding of £14,000 available to Council on the basis of a 50% match.

In response to a member's query, the Head of Development Services agreed to confirm details of the wording on the call for funding of community events, to ensure that the dates for which the funding applied were made clear to all applicants.

4.8 COLLAGE

It was agreed that this item be considered 'In Committee' at the end of the meeting.

5.0 LAND AND PROPERTY

Consideration was given to the Report of the Head of Administrative Services on Land and Property (previously supplied).

Matters arising:

5.1 Bath Terrace, Portrush

Roads Service had sought Council's views on the release of a strip of land some 3.5 metres wide at this location, to facilitate provision of twenty one parking spaces.

It was proposed by Councillor Ms. Alexander, seconded by Councillor Fitzpatrick and recommended:

That Council release the strip of land.

In response to a member's request, the Head of Administrative Services would ask that spaces be reserved for disabled parking.

5.2 New Sewer Overflow Pipes

Members noted that Water Service would be providing new sewer overflow pipes from Anderson Park and Ballysally Burn to the River Bann.

5.3 55 North

It was agreed that this item be considered "In Committee" at the end of the meeting.

6.0 ATTENDANCE RECORD FOR INTERNAL GROUPS/BODIES WITH SPECIFIC CONSTITUTIONS

Consideration was given to this report (previously supplied) and the contents noted.

7.0 REVIEW OF PUBLIC ADMINISTRATION - UPDATE

Consideration was given to the Report of the Acting Town Clerk and Chief Executive (previously supplied) and the contents noted.

8.0 NOTICE OF MOTION

The undernoted Notice of Motion was proposed by Councillor B. Leonard and seconded by Councillor Fitzpatrick.

"This council notes the increase in agency workers in this Borough and throughout the North. We are aware of the increasing number of workers from home and abroad who are being redirected to agencies before they can find employment and that some agencies offer less money and fewer entitlements than the workers would receive if they were directly employed.

We understand that trade unions have raised concerns about agency workers being exploited by some employers to undercut current wage and entitlement

agreements. We acknowledge that workers rights legislation is under threat because of this practice.

We note that, while Minister, Reg Empey has introduced some new regulations for Agencies, enabling legislation to protect Agency workers is long overdue in this area. We call on the Executive to introduce legislation, based on the principle of equal treatment, as a matter of urgency. In addition we call on the British and Irish governments to support the introduction of the long promised EU Directive on Temporary Agency Workers."

Councillor Leonard spoke to the Motion and requested members' support.

Discussion ensued during which, in response to a member's query, the Acting Town Clerk and Chief Executive advised that the composition of the Motion was a matter for the proposer; members could vote on the Motion as it was presented.

On being put to the meeting, the Motion was lost with five votes for and thirteen votes against.

9.0 LETTER DATED 29TH APRIL, 2008
FROM THE DISTRICT COMMANDER
'H' DISTRICT (NORTH EAST)

Read letter from Chief Superintendent Kerr (previously supplied) advising that a review of all police buildings in 'H' District was currently being undertaken along with an assessment of the viability of stations, and encouraging interested parties to submit their views.

Following discussion, it was proposed by the Mayor, seconded by Alderman McClarty and recommended:

That Council await the response of Coleraine District Policing Partnership on this issue and draw on that response, as thought appropriate.

10.0 SOMME REMEMBRANCE PARADE AND
SERVICE - SUNDAY 29TH JUNE, 2008

Read letter from Carrickfergus Borough Council inviting members to the Somme Remembrance Parade and Service at Knockagh War Memorial, Monument Road, Carrickfergus commencing at 10.40am and followed by a service at 11.00am.

Invitation was also extended for the Mayor to lay a wreath at the memorial.

Any members interested in attending were asked to contact the Administrative Officer.

11.0 CONSULTATION (SECOND PHASE) ON
THE EUROPEAN FISHERIES FUND UK
OPERATIONAL PROGRAMME

Read letter from the Department of Agriculture and Rural Development (DARD) advising arrangements for series of public meetings on this programme.

Members noted that the meeting on 29th May, 2008 would be held in the Lodge Hotel, Coleraine, 7.00pm – 9.00pm.

Any members interested in attending a meeting were asked to contact the

Administrative Officer.

12.0 PRESS EYE PHOTOGRAPHIC AGENCY

Read letter from Press Eye requesting permission to visit Council to take updated head and shoulder photographs of members, for use by the media as required.

Members noted that Press Eye would be present on 24th June, 2008 from 7.00 pm to 7.30 pm, to photograph members.

13.0 DOCUMENT TABLED

(I) NIIRTA - Nightmare on Every Street - A report on the need to protect our local shops and develop our town centres.

14.0 AFRICA DAY - 24TH MAY, 2008

Members noted that Africa Day celebrations would be held in Coleraine Town Hall on 24th May, 2008 from 10.30am to 1.30pm.