

You are hereby requested to attend a Meeting of Coleraine Borough Council to be held in the Council Chamber, Cloonavin on TUESDAY the 23<sup>rd</sup> August, 2005 at **6.00 p.m.**

H. W. T. MOORE,

Town Clerk and Chief Executive.

Cloonavin,  
66 Portstewart Road,  
COLERAINE.

#### A G E N D A

1. Minutes (enclosed):
  - 1.1 Council Meeting - 26<sup>th</sup> July, 2005
2. Committee Reports (enclosed):
  - 2.1 Planning Committee – 26<sup>th</sup> July 2005
3. Land and Property Report (enclosed)
4. Technical Services Report (enclosed)
5. Leisure Services Report (enclosed)
6. Environmental Health Report (enclosed)
7. The Review of Public Administration – Issues Paper (enclosed)
8. Council Nominations to Limited Companies (Report enclosed)\*
9. Addendum to the Consultation on the Draft Disability Discrimination Order (Report enclosed)
10. Correspondence (including inter alia:)

Copy letter dated 2<sup>nd</sup> August, 2005 from the Coalition Against Water Charges (CAWC) (enclosed)

11 Documents for Sealing

12. Any other business

**Enclosed for Information:**

Members' Information Bulletin - August 2005

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

To: Each Member of Council.

19<sup>th</sup> August, 2005.

## **COLERAINE BOROUGH COUNCIL**

Minutes of proceedings of Coleraine Borough Council held in the Council Chamber, Cloonavin on Tuesday, 26<sup>th</sup> July, 2005 at 6.00 p.m.

**Convened:** As per Notice attached

**Present:** The Mayor, Councillor T. J. Deans, in the Chair

### **Aldermen**

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

### **Councillors**

C. S. Alexander (Ms.)	S. Gilkinson
J. M. Bradley (Items 7.4 - 20.1)	N. F. Hillis
O. M. Church (Mrs.)	E. A. Johnston (Mrs.)
A. S. Cole	B. Leonard
J. J. Dallat	G. L. McLaughlin
E. P. Fielding (Mrs.)	R. A. McPherson
	R. D. Stewart

### **Officers in Attendance:**

Town Clerk and Chief Executive, Director of Corporate Services, Director of Environmental Health, Director of Leisure Services, Director of Technical Services, Head of Development Services, Head of Administrative Services, Senior Building Control Officer and Administrative Assistant

**Apologies:** The Deputy Mayor, Councillors Barbour, King and McQuillan

## **1.0 WELCOME**

The Mayor welcomed everyone to the meeting.

## **2.0 CONDOLENCES**

The Mayor extended condolences to Councillor King on the recent death of his brother. The Town Clerk and Chief Executive would forward a letter of sympathy.

## **3.0 MINUTES**

The minutes of the Special Meeting of 27<sup>th</sup> June, 2005 and the Council Meeting of 28<sup>th</sup> June, 2005 were confirmed and signed.

## **4.0 LEISURE SERVICES REPORT**

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

Matters arising:

- 4.1 **Beaches** Members extended their condolences to the bereaved families following two tragic incidents which had taken place on Council managed

beaches over the past few weeks, both resulting in the loss of life.

The Town Clerk and Chief Executive would forward letters of sympathy to both families.

A full discussion ensued on this topic during which the Director of Leisure Services answered various members' questions.

The Mayor extended thanks to the emergency services and Council staff regarding these incidents.

It was proposed by Alderman McClure, seconded by Councillor Dallat and agreed:

That a Working Group be established to implement a comprehensive beach safety review for the whole of the North Coast.

The objective would be to ensure a high and consistent standard of public service would be provided. The Working Group would include representatives from Limavady and Moyle Councils, all the "Blue Light" emergency services, the National Trust, Royal National Lifeboat Institute, Royal Society for the Prevention of Accidents and the Health and Safety Executive. The Working Group's aim would be to have a working document in place and operational as quickly as possible.

#### 4.2 Coleraine Marina

Council noted that Phase 1 refurbishment of Coleraine Marina was nearing completion.

It was agreed that in view of these refurbishment works that resident boat owners be charged from 1<sup>st</sup> July, 2005 rather than 1<sup>st</sup> April, 2005 as would be the norm.

#### 4.3 Requests for Financial Assistance

##### 4.3.1 Portrush Summer Theatre

It was agreed that Council contribute £2,500.00 towards the costs of The Portrush Summer Theatre which would be held in St. Patrick's Hall (6<sup>th</sup> July - 27<sup>th</sup> August, 2005). The 2006 season, which would be their 50<sup>th</sup>, would be celebrated in their traditional 'Home' Portrush Town Hall.

##### 4.3.2 Talks and Tours

It was agreed that Council contribute £700.00 towards the costs of the "Talks and Tours" which had been organised in association with the University of Ulster Cultural Development Department. This year's programme would run from 18<sup>th</sup> July to 12<sup>th</sup> August, 2005.

4.3.3 Garvagh Clydesdale  
and Vintage Vehicle Club

It was agreed that Council contribute £550.00 towards the costs of the Garvagh Clydesdale and Vintage Vehicles Club's annual show on Saturday, 3<sup>rd</sup> September, 2005.

## 5.0 TECHNICAL SERVICES REPORT

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

Matters arising:

5.1 Landfill Tax Funding

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

Following discussion it was agreed that Council approve funding, totalling £114,000.00, for the undernoted projects:

Portballintrae Community Project Team - £40,000.00

Conservation Volunteers N.I. - £45,000.00

Castlerock Community Association - £12,000.00

Can Can Recycling - £12,000.00

Cullycapple Primary School - £ 5,000.00

5.2 Street Trading Committee

Consideration was given to recommendations, as detailed in the report, arising from a meeting of the Street Trading Committee on Friday, 8<sup>th</sup> July, 2005.

5.2.1 Mobile Street Trading  
Licences - Renewals

It was agreed that seven applications for the renewal of Mobile Street Trading Licences, as listed, be approved:

<b>Applicant</b>	<b>Vehicle Reg. No.</b>	<b>Commodity</b>
Stephen Lavery 9 Royal Terrace Balnamore	AKZ 2546	Hot Food
Judith O'Kane 68 Broomhill Park Coleraine	UDZ 4135 ) x 2 DG05 UVK )	Ice Cream, Minerals, Sweets and Crisps
Raymond Carton 14 Mountview Gardens Coleraine	GNZ 6407	Ice Cream, Sweets, Minerals and Crisps

Samuel Stewart 44 Margaret Avenue Ballymoney	CKZ 2076	Ice Cream, Sweets and Minerals
Feargal Carton 11 Willowfield Avenue Coleraine	TIW 8551	Ice Cream, Sweets, Minerals and Crisps
Stewart Brownlow 74 Union Street Coleraine	A483 ARX	Ice Cream, Crisps, Sweets and Minerals
Mark Witherow 36 Cappagh Grove Portstewart	YIW 5909	Hot Food

5.2.2 Mobile Street Trading Licences - Grant

It was agreed that four applications for the grant of new Mobile Street Trading Licences, as listed, be approved:

<b>Applicant</b>	<b>Vehicle Reg. No.</b>	<b>Commodity</b>
Lee Arnold Howard 28 Ballylagan Road Coleraine	UIB 25	Hot and Cold Food
Diane Joyce 19 Tullaghgore Road Ballymoney	M186 LWO	Hot Food
Clint McCloy 19 Tullaghgore Road Ballymoney	GNZ 9444	Hot Food
Barry Clifford 8 Ashdale Coleraine	YIW 6740	Ice Cream, Minerals, Sweets and Crisps

5.2.3 Stationary Street Trading Licences - Renewals

It was agreed that eleven applications for the renewal of Stationary Street Trading Licences,

as listed, be approved:

<b>Applicant</b>	<b>Location</b>	<b>Commodity</b>
Garth William Reid 174 Gateside Park Coleraine	Car Park opposite shops at Greenmount Avenue, Coleraine	Fresh Fish
Ms Tracy Anne Watton 8 Ashdale Coleraine	Lansdowne Road Portrush	Hot Food, Minerals, Tea and Coffee
Robert James Laverty 108 Ballyrashane Road Coleraine	Car Park at Harpur's Hill, Coleraine	Hot Food, Teas, Minerals and Coffee
Feargal Carton 11 Willowfield Avenue Coleraine	Lansdowne Road Portrush	Ice Cream, Minerals, Sweets and Crisps
Judith O'Kane 68 Broomhill Park Coleraine	Lansdowne Road Portrush	Hot Food, Teas, Coffee, Minerals and Ice Cream
Mrs. E. Gibson 29 Timaconaway Road Kilrea	Lansdowne Road Portrush	Hot Food, Teas, Coffee, Minerals and Ice Cream
William James Millar 4 Ramsey Park Macosquin Coleraine	Dunhill Road lay-by Coleraine	Hot Food, Teas and Coffee
Jenny Campbell 128 Curragh Road Coleraine	Loughanhill Coleraine	Hot Food, Teas, Coffee and Minerals
Wendy E. Newman 21 Daneshill Road Ballysally Coleraine	Daneshill Road Coleraine	Hot Food, Teas, Coffee, Minerals and Sweets
Deborah Brown The Croft Ballymoney	Newbridge Road lay-by	Hot Food

Judith O'Kane 68 Broomhill Park Coleraine	Area adjacent to public toilets on The Promenade, Castlerock	Ice Cream, Minerals, Sweets and Crisps
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It was also agreed that, in compliance with Council's adopted policy on stationary street trading licensing, the application from the current licence holder for the street trading site on Newbridge Road, Coleraine - Ms. Debbie Brown (as detailed in the report) be accepted.

5.3 Speciality and Organic Market

Consideration was given to information, as detailed in the report, regarding the Speciality and Organic Market being organised for Coleraine Town Centre by Council's Economic Development Section in conjunction with the Town Centre Partnership.

It was agreed to designate the newly landscaped area around Coleraine Town Hall for street trading for this specific purpose.

It was also agreed that Council publish the necessary advertisement and consult as provided for in the report.

5.4 For Information

The Director of Technical Services provided information in his report on the following:

- (a) Pipe Band Championships - Portrush - 20<sup>th</sup> August, 2005
- (b) Red Sails Festival - Portstewart - July 2005

**6.0 DEVELOPMENT SERVICES REPORT**

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

Matters arising:

6.1 Update on the Local Producers/Speciality Market

Consideration was given to information, as detailed in the report, regarding the Local Producers/Speciality market.

Following discussion it was agreed that Council proceed with the project at an estimated cost of £35,000.00 over the two year period as allowed for in the economic development budget.

6.2 Fairy Thorn Festival, Kilrea

It was agreed that Council contribute £1,000.00 plus support in kind to the Kilrea Enterprise Group towards the cost of the Fairy Thorn Festival over the period 31<sup>st</sup> July to 6<sup>th</sup> August, 2005.

## 7.0 LAND AND PROPERTY REPORT

The report of the Head of Administrative Services was considered (previously supplied).

Matters arising:

### 7.1 Cloonavin Car Parking

It was agreed that the use of clamps for persistent offenders after due notice be approved in relation to car parking at Cloonavin.

It was also agreed that the release charge be £30.00, the same as for a fixed penalty parking charge.

### 7.2 Portrush War Memorial

It was agreed to grant a request from the Portrush Branch of the Royal British Legion to erect a memorial plaque on the railings at the War Memorial enclosure, Portrush. The plaque (approximately 12" by 6" wide) would be in memory of American service personnel stationed in the area during World War II.

### 7.3 Coleraine Harbour Commissioners - Sale of Council Land

Consideration was given to information, as detailed in the report, regarding a request from the Harbour Commissioners for a small area of Council land (0.69 acres, already in a 99 year lease to the Harbour Commissioners) to be included with the proposed joint venture sale of the Cushowen/Jacobs site.

The Head of Development Services placed the proposal in the context of the Harbour Development Strategy presented to Council on

3<sup>rd</sup> March, 2005. At this meeting Council agreed to participate in a Joint Working Group with the Commissioners and the Department for Regional Development.

A full discussion ensued on this topic during which the officers answered various members' questions.

It was agreed that Council participate as a third member of the joint venture with the Harbour Commissioners and Jacobs in promoting the sale of the three owner Cushowen/Jacobs/ Council site.

It was also agreed that Council oversee its interest in this sale through the previously mentioned joint Working Group.

### 7.4 Coleraine Harbour Commissioners - Sale of Harbour Commissioners' Land

The Department for Regional Development had sought Council's advice in ascertaining if there were public interest issues to be taken into account in the proposed sale by the Harbour

Commissioners of two sites:

- (a) The 2.6 acre Cushowen site referred to at 7.3;
- (b) A 12 acre disused quarry riverside site at Carnanee/Garborgle, on the east bank downstream from Coleraine.

A full discussion ensued on this topic.

It was agreed, ten members voting in favour and four against, that Council advise the Department for Regional Development that it had no objection to the sale of the two sites.

7.5 Lands Between the Former Causeway Coast Hotel and Nobody's Inn - Breach of Covenant

Council noted that the legal advice on this matter was that the owners of the twelve properties on this land were now each in breach of the covenant and must be pursued separately as detailed in the report.

A full discussion ensued on this matter during which the Head of Administrative Services answered various members' queries.

**8.0 ROADS SERVICE - SUB-REGIONAL TRANSPORT PLAN - COLERAINE, PORTRUSH AND PORTSTEWART - LOCAL TRANSPORT STUDIES**

Questionnaires from Roads Service regarding this topic were circulated to members. The Town Clerk and Chief Executive encouraged members to complete the questionnaires which were to be returned to Roads Service by 29<sup>th</sup> July, 2005. The Town Clerk and Chief Executive would restate Council's previously expressed concerns in its response to the draft Northern Area Plan regarding local transport issues.

**9.0 REVIEW OF MENTAL HEALTH AND LEARNING DISABILITY (NORTHERN IRELAND)**

Consideration was given to the Review of Mental Health and Learning Disability (Northern Ireland).

A discussion ensued on this topic during which it was agreed that Council should encourage the production of a deliverable strategy from this review.

**10.0 NOMINATIONS**

Consideration was given to nominations to the following bodies:

10.1 Forum for Local Government and the Arts

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

That Alderman Mrs. Black be nominated to serve on the Forum for Local Government and the Arts.

10.2 Local Government Staff Commission

The Town Clerk and Chief Executive advised members that nominations to this organisation would be decided by the public appointment procedure. Nomination forms would be supplied to any interested members.

10.3 Drainage Council for Northern Ireland

It was proposed by Councillor Dallat and seconded by Councillor Ms. Alexander:

That Councillor McLaughlin be nominated to serve on the Drainage Council for Northern Ireland.

It was proposed by Alderman Mrs. Black and seconded by Alderman McClarty:

That Councillor King be nominated.

On being put to the vote, Councillor McLaughlin received five votes and Councillor King ten votes.

It was, therefore, agreed that Councillor King be nominated.

**11.0 MEMBERS' INFORMATION BULLETIN - JULY 2005**

The Members' Information Bulletin for July 2005 had been previously supplied and the contents noted.

**12.0 WEST BANN DEVELOPMENT GROUP**

Reported that members were invited to attend the renaming of the West Bann Development Group's community building at 11.00 a.m. on Friday, 5<sup>th</sup> August, 2005 in memory of the late Mr. Bertie Peacock.

**13.0 NATIONAL ASSOCIATION OF COUNCILLORS - NORTHERN IRELAND REGION - ANNUAL CONFERENCE**

Reported that the Annual Conference of the Northern Ireland Region of the National Association of Councillors would be held in Newcastle, Co. Down on 9<sup>th</sup> and 10<sup>th</sup> September, 2005.

It was agreed that Council's three representatives on the Association - Councillors Hillis, McLaughlin and Stewart attend the conference.

13.1 National Association of Councillors - Northern Ireland Region - National Women's Conference - Belfast

Reported that the National Association of Councillors - Northern Ireland Region - National Women's Conference would be held in Belfast on 9<sup>th</sup> and 11<sup>th</sup> September, 2005.

Noted.

**14.0 MEMBERS' BENEFITS TRAINING SESSION**

Reported that the training session on members' benefits had been arranged for Wednesday, 7<sup>th</sup> September, 2005 at Cloonavin.

Noted.

**15.0 GLENULLIN - ANNUAL WALK AND BARBEQUE**

Reported that the Annual Walk and Barbeque in aid of Zomba would be held at Glenullin, Garvagh on Tuesday, 2<sup>nd</sup> August, 2005.

Noted.

**16.0 DOCUMENTS FOR SEALING**

Resolved:

That the following documents be sealed:

1. Kennelling Agreement (In Triplicate) Council and Ulster Society for the Prevention of Cruelty to Animals Unit, 4 Boucher Centre, Apollo Road, Belfast

2. Cemetery Titles Grant of Right of Burial - Deeds Register No. 3123 - 3136 (inclusive):

Agherton	3
Ballywillan	2
Coleraine	7
Kilrea	-
Portstewart	2

Advanced Deed Register 0109 - 0110

Agherton	-
Ballywillan	1
Coleraine	-
Portstewart	1

**17.0 CALDWELL LANE, PORTRUSH**

Reference was made to recent improvement works at Caldwell Lane, Portrush which remained uncompleted.

The Director of Leisure Services would take this matter up with the contractor.

**18.0 FLY-TIPPING - PORTRUSH**

Reference was made to recent incidents of fly-tipping in the Portrush area.

The Director of Technical Services would investigate these incidents.

**19.0 FIVE-A-SIDE FOOTBALL**  
**FACILITIES - RURAL AREA**

The Director of Leisure Services was congratulated on the provision of five-a-side football facilities at the Ropewalk and Ballysally, Coleraine. The Director of Leisure Services was requested to provide similar facilities in the rural area of the Borough.

The Director of Leisure Services would provide a report on this topic to the Capital Programme Review.



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|     | <u>Dwelling and garage opposite 25 Mayboy Road, Garvagh for Mr. M. McGillian</u>   | It was agreed that the application be approved.   |
| 2.2 | <u>Application No. D2<br/>C/2004/0376/F<br/>Residential development to provide 51 no. dwellings (35 dwellings, 15 apartments) adjacent to Knockantern Grove (opposite 140 Mountsandel Road), Mountsandel Road, Coleraine for Patton Homes Ltd.</u>   | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved.  |
| 2.3 | <u>Application No. D3<br/>C/2004/0389/O<br/>Site for dwelling adjacent to 20 Shanlongford Road, Ringsend, Coleraine for Mr. T. Brown-Kerr</u>  | The opinion of the Planning Service was to refuse.<br><br>It was agreed that the application be deferred for one month to facilitate the receipt of additional information. |
| 2.4 | <u>Application No. D4<br/>C/2004/0490/F<br/>Construction of infill residential development comprising of 3 no. three bed units, 4 no. two bedroom units and 1 no. one bed unit. Demolition of existing buildings at 17 Lever Road, Portstewart. Minor alterations to and demolition of lean-to garage to 15 Lever Road, Portstewart for MAM Developments</u> | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved.  |
| 2.5 | <u>Application No. D5<br/>C/2004/0625/F<br/>Change of use of existing vehicle workshop to retail sales warehouse for furniture at 12 – 22 Brook Street, Coleraine for C. &amp; L. McFarlane Ltd.</u>   | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved.  |
| 2.6 | <u>Application No. D6<br/>C/2004/0889/O<br/>Site for one and a half storey rural dwelling and garage adjacent to 23 Movenis Hill, Garvagh, Coleraine (200m NNW of No. 23 Movenis Hill) for Mr. N. Hutchinson</u>   | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved.  |
| 2.7 | <u>Application No. D7<br/>C/2004/0901/O<br/>Proposed site for dwelling approximately 320m SW of 8 Gortmacrane Road, Kilrea for Mr. McAteer</u>   | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved.  |
| 2.8 | <u>Application No. D8<br/>C/2004/0910/O<br/>Proposed new dwelling and garage</u>   | The opinion of the Planning Service was to approve.   |

	<u>200m SE of 7 Moneysallin Road, Kilrea for D. McWilliams</u>	It was agreed that the application be approved.
2.9	<u>Application No. D9 C/2004/0918/O Site of Farmworkers Dwelling adjacent to 68 Carhill Road, Garvagh for Mr. W. Bradley</u>	The opinion of the Planning Service was to refuse.  It was agreed that the application be deferred for one month to facilitate the receipt of additional information.
2.10	<u>Application No. D10 C/2004/0937/O Proposed dwelling and detached garage adjacent to No. 1 Magheramore Road, Garvagh for Mr. S. Linton</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved subject to conditions relating to ridge height, siting and vegetation.
2.11	<u>Application No. D11 C/2004/0939/F Three self contained two bedroom apartments arranged over three floors and parking provision adjacent to 32 Ballycastle Road, Coleraine for Mr. A. McIntosh</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.12	<u>Application No. D12 C/2004/0981/O Site for bungalow and garage at Cashel Road, Macosquin for Mr. A. Crowe</u>	The opinion of the Planning Service was to refuse.  It was agreed that the application be held for two weeks to facilitate withdrawal.
2.13	<u>Application No. D13 C/2004/1012/O Proposed site for dwelling approximately 50m NW of No. 11 Laragh Road, Swatragh for Mr. and Mrs. McNicholl</u>	The opinion of the Planning Service was to refuse.  It was proposed by Councillor Dallat, seconded by Councillor McLaughlin and unanimously agreed:  That the application be approved.
2.14	<u>Application No. D14 C/2004/1087/F Sun room extension to property at Apartment 1, Rockhaven, 17 Portrush Road, Portstewart for Mr. J. Clark</u>	The opinion of the Planning Service was to refuse.  It was agreed that the application be refused.
2.15	<u>Application No. D15 C/2004/1103/O Proposed site for dwelling approximately 120m north of No. 72 Drumsaragh Road, Kilrea for Mr. D. McKenna</u>	The opinion of the Planning Service was to refuse.  The application had now been withdrawn.

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| 2.16 | <u>Application No. D16</u><br><u>C/2004/1123/O</u><br><u>Dwelling house at Glenkeen Road,</u><br><u>Aghadowey for Mr. McWilliams</u>   | <p>The opinion of the Planning Service was to refuse.</p> <p>It was agreed that the application be held for two weeks to facilitate withdrawal. If the application was not withdrawn it would be refused.</p>                         |
| 2.17 | <u>Application No. D17</u><br><u>C/2004/1224/O</u><br><u>Proposed site for dwelling and</u><br><u>detached garage approximately</u><br><u>140m NW of Croaghan Quarry,</u><br><u>Shinny Road, Macosquin for</u><br><u>Mr. C. McIntyre</u> | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p>   |
| 2.18 | <u>Application No. D18</u><br><u>C/2004/1227/F</u><br><u>Extension to dwelling and new</u><br><u>garage at 17 Movenis Hill, Garvagh</u><br><u>for Mr. E. Gibson</u>  | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p>   |
| 2.19 | <u>Application No. D19</u><br><u>C/2004/1296/O</u><br><u>Site for dwelling and garage 180m</u><br><u>SW of 11 Gortmacrane Road,</u><br><u>Kilrea, Coleraine for Mrs. R. Bolton</u>   | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p>   |
| 2.20 | <u>Application No. D20</u><br><u>C/2004/1301/O</u><br><u>Proposed storey and half dwelling</u><br><u>and garage approximately 60m NW</u><br><u>of 119 Carhill Road, Garvagh for</u><br><u>Mr. McKeefry</u>                               | <p>The opinion of the Planning Service was to refuse.</p> <p>It was proposed by Councillor Dallat, seconded by Councillor McLaughlin and unanimously agreed:</p> <p style="padding-left: 40px;">That the application be approved.</p> |
| 2.21 | <u>Application No. D21</u><br><u>C/2004/1308/O</u><br><u>Site for dwelling and garage 130m</u><br><u>SW of 22 Brone Park, Ballylagan</u><br><u>Road, Garvagh for</u><br><u>Mr. N. Clyde</u>  | <p>The opinion of the Planning Service was to refuse.</p> <p>It was agreed that the application be held for one week to facilitate withdrawal.</p>  |
| 2.22 | <u>Application No. D22</u><br><u>C/2004/1309/O</u><br><u>Site for dwelling and garage 170m</u><br><u>south of 22 Brone Park, Ballylagan</u><br><u>Road, Garvagh for Mr. R. Clyde</u>   | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p>   |
| 2.23 | <u>Application No. D23</u><br><u>C/2004/1352/O</u><br><u>Site for bungalow and garage</u><br><u>opposite 49A Drumsaragh Road,</u><br><u>Kilrea for Mr. C. McAllister</u>   | <p>The opinion of the Planning Service was to refuse.</p> <p>It was proposed by Councillor Leonard and seconded by Councillor Dallat:</p>   |

		That the application be approved.
		On being put to the Meeting, the proposal was carried, seven members voting in favour and no one voting against.
2.24	<u>Application No. D24</u> <u>C/2004/1355/F</u> <u>Raising of roof level to provide first floor accommodation at 9 Seaview Drive, Portstewart for Mr. M. O'Kane</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.25	<u>Application No. D25</u> <u>C/2004/1358/O</u> <u>Proposed two storey dwelling and garage opposite No. 93 Mettican Road, Garvagh, Coleraine for Mr. G. Boyce</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.26	<u>Application No. D26</u> <u>C/2004/1371/O</u> <u>Proposed site, for country style dwelling with detached garage approximately 230m SW of 51 Moneybrannon Road, Aghadowey for Mr. and Mrs. M. Harmer</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.27	<u>Application No. D27</u> <u>C/2004/1402/F</u> <u>Retain the existing 20m high radio base station incorporating six antenna and four dishes for H3G and add three antenna and two dishes for Orange including radio equipment housing and development ancillary at Dundooan Road, Coleraine for Hutchison 3G UK Ltd.</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.28	<u>Application No. D28</u> <u>C/2004/1414/F</u> <u>Extension to dwelling at 12 Millfield Village, Portstewart for Mr. P. Gilkinson</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.29	<u>Application No. D29</u> <u>C/2005/0012/F</u> <u>Proposed dwelling and garage approximately 50m east of 89 Mettican Road, Garvagh for Mr. N. McFarlane</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be approved.
2.30	<u>Application No. D30</u> <u>C/2005/0014/O</u> <u>Site for dwelling and garage 340m south west of 61 Ballymenagh</u>	The opinion of the Planning Service was to approve.  It was agreed that the application be

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|      | <u>Road, Garvagh for Mr. Bradley</u>   | approved.  |
| 2.31 | <u>Application No. D31</u><br><u>C/2005/0055/O</u><br><u>New dwelling and garage 80m north</u><br><u>of 94 Old Carhill Road, Garvagh for</u><br><u>Mr. P. White</u>  | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved. |
| 2.32 | <u>Application No. D32</u><br><u>C/2005/0089/F</u><br><u>Replacement of existing dwelling</u><br><u>and garage with new dwelling and</u><br><u>detached garage at 37 Station</u><br><u>Road, Portstewart for Mr. and Mrs.</u><br><u>P. Moore</u> | The opinion of the Planning Service was to approve.<br><br>It was agreed that the application be approved. |

### **NEW APPLICATIONS**

- |      |   |   |
|------|---|---|
| 2.33 | <u>Application No. 3</u><br><u>C/2004/0507/F</u><br><u>Replacement Dwelling at</u><br><u>47 Ballytober Road, Bushmills for</u><br><u>Mr. Cochrane</u>   | The opinion of the Planning Service was to refuse.<br><br>It was agreed that the application be deferred for one month to facilitate an office meeting.   |
| 2.34 | <u>Application No. 6</u><br><u>C/2004/0860/F</u><br><u>Erection of two semi-detached</u><br><u>dwellings, two site entrances and</u><br><u>associated site works including</u><br><u>demolition of existing dwelling at</u><br><u>33 Prospect Road, West</u><br><u>Tullaghmurry, Portstewart for Harod</u><br><u>Homes Ltd.</u> | The opinion of the Planning Service was to approve.<br><br>It was proposed by Councillor Alexander, seconded by Councillor Dallat and agreed:<br><br>That the application be deferred for one month to facilitate a Council site visit. |
| 2.35 | <u>Application No. 10</u><br><u>C/2004/1136/O</u><br><u>Site for replacement dwelling east</u><br><u>of 49 Ballyrashane Road, Coleraine</u><br><u>for Mr. and Mrs. McCollum</u>   | The opinion of the Planning Service was to refuse.<br><br>It was proposed by Councillor Alexander, seconded by Councillor Dallat and agreed:<br><br>That the application be deferred for one month to facilitate a Council site visit.  |
| 2.36 | <u>Application No. 11</u><br><u>C/2004/1168/O</u><br><u>Dwelling house 270m south of</u><br><u>17 Knocknougher Road, Coleraine</u><br><u>for Mr. and Mrs. Moore</u>   | The opinion of the Planning Service was to refuse.<br><br>It was agreed that the application be deferred for one month on the grounds that the reasons for refusal included a reference to the Draft Northern Area Plan.                |
| 2.37 | <u>Application No. 12</u><br><u>C/2004/1169/F</u><br><u>Proposed licensed restaurant to be</u><br><u>enlarged to provide larger kitchen</u><br><u>increased eating area, toilets and</u>  | The opinion of the Planning Service was to refuse.<br><br>It was proposed by Councillor Mrs Church, seconded by Councillor Dallat and agreed:   |

- dispensing bar in restaurant by single storey rear extension at 52 Ballyagan Road, Garvagh for Mr. S. McClarty
- That the application be deferred for one month to facilitate a Council site visit.
- 2.38 Application No. 14 C/2004/1306/F  
Erection of 1.5 storey dwelling with integral garage (amendment to previously approved application ref.C/2003/0684/F) at Priestland Road, Bushmills for N M Developments
- The opinion of the Planning Service was to approve.
- It was agreed that the application be deferred for one month to facilitate the provision of more details to members.
- 2.39 Application No. 16 C/2004/1377/F  
2 no. domestic dwellings and garages adjacent to No. 85 Dunboe Road, Macosquin for Rev. G. Anderson
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be deferred for one month on the grounds that the reasons for refusal included a reference to the Draft Northern Area Plan.
- 2.40 Application No. 27 C/2005/0179/O  
Site for dwelling and garage 160m east of 49 Brone Road, Garvagh for Mr. Clyde
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Mrs. Church, seconded by Councillor Dallat and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- 2.41 Application No. 33 C/2005/0265/O  
Site for dwelling and garage 60m SW of 84 Grove Road, Swatragh for Miss McGarvey
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Councillor Ms. Alexander and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- 2.42 Application No. 37 C/2005/0275/O  
Single dwelling and garage with septic tank adjacent to 65 Tirkeeran Road, Garvagh for Mr. J. Murphy
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Councillor Mrs. Church and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- It was further agreed that a representative from Roads Service be requested to attend.

- 2.43 Application No. 38  
C/2005/0276/O  
Proposed dwelling opposite  
19 Liscall Road, Garvagh for  
Mr. S. Mullan
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Councillor Ms. Alexander and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- 2.44 Application No. 41  
C/2005/0279/O  
Proposed dwelling 70m SE of  
6 Liscall Road, Garvagh for  
Mr. P. Mullan
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Councillor Leonard and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- 2.45 Application No. 43  
C/2005/0287/O  
Site for dwelling and garage 75m to  
the west of 96 Grove Road,  
Swatragh for Mr. M. McKeefry
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Councillor Leonard and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- It was further agreed that a representative from Roads Service be requested to attend.
- 2.46 Application No. 45  
C/2005/0293/F  
Proposed 3G radio base station at  
junction of Dunhill Road and  
Castleroe Road, Coleraine for  
O2 (UK) Ltd.
- The opinion of the Planning Service was to approve.
- It was proposed by Councillor Dallat and seconded by Councillor McLaughlin:
- That the application be refused.
- On being put to the Meeting the proposal was carried, eight members voting in favour and no one voting against.
- 2.47 Application No. 47  
C/2005/0297/O  
Two storey house and garage 300m  
NE of 19 Glen Road, Garvagh for  
Mr. F. McNicholl
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be deferred for one month to facilitate the Planning Service in addressing a query relating to land ownership.

- 2.48 Application No. 48  
C/2005/0301/O  
Site for dwelling and garage  
adjacent to 14 Craigaboney Road,  
Bushmills for Mr. McLean
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be deferred for one month on the grounds that the reasons for refusal included a reference to the Draft Northern Area Plan.
- 2.49 Application No. 59  
C/2005/0325/O  
Proposed single dwelling adjacent  
to  
88 Edenbane Road, Garvagh for  
Mr. and Mrs. R. Shiels
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Mrs. Church, seconded by Councillor Ms. Alexander and agreed:  
That the application be deferred for one month to facilitate a Council site visit.
- 2.50 Application No. 64  
C/2005/0348/O  
Detached dwelling and garage  
adjacent to 176 Curragh Road,  
Aghadowey for Mr. T. Dallat
- Councillor Dallat declared an interest in this application.
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be deferred for one month on the grounds that the reasons for refusal included a reference to the Draft Northern Area Plan.
- 2.51 Application No. 70  
C/2005/0361/O  
Proposed site for bungalow  
approximately 50m north of 88  
Mettican Road, Garvagh for  
Mr. D. McKay
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Councillor McLaughlin and agreed:  
That the application be deferred for one month to facilitate a Council site visit.
- 2.52 Application No. 71  
C/2005/0368/O  
Site for dwelling and garage 100m  
SW of 22 Craigmores Road,  
Aghadowey, Coleraine for  
Mr. Bradley
- The opinion of the Planning Service was to refuse the four applications.
- It was proposed by Councillor Mrs. Church, seconded by Councillor Dallat and agreed:
- Application No. 72  
C/2005/0369/O  
Site for dwelling and garage to rear  
of No. 36 Craigmores Road,  
Aghadowey, Coleraine for  
Mr. Bradley
- That the applications be deferred for one month to facilitate Council site visits.
- Application No. 73  
C/2005/0370/O  
Site for dwelling and garage 400m  
NE of Ballygawley Road and
- It was further agreed that a representative from Roads Service be requested to attend.

Moneycarrie Road crossroads,  
Aghadowey, Coleraine for  
Mr. Bradley.

Application No. 74  
C/2005/0371/O  
Site for dwelling and garage 460m  
NE of Ballygawley Road and  
Moneycarrie Road crossroads,  
Aghadowey for Mr. Bradley

- 2.53 Application No. 76  
C/2005/0386/O  
Site for dwelling and garage 230m  
west of 10 Bratwell Road, Articlave  
for Mr. Cochrane
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor King, seconded by Councillor Dallat and agreed:
- That the application be deferred for one month on the grounds that the reasons for refusal included a reference to the Draft Northern Area Plan.
- 2.54 Application No. 77  
C/2005/0390/O  
Site for dwelling adjacent to  
52 Ballyagan Road, Coleraine for  
Mr. S. McClarty
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Mrs. Church, seconded by Councillor Mrs. Johnston and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- 2.55 Application No. 80  
C/2005/0400/O  
Dwelling and garage approximately  
160m east of 110 Edenbane Road,  
Kilrea for Mr. V. Church
- The opinion of the Planning Service was to refuse both applications.
- It was proposed by Councillor Ms. Alexander, seconded by Councillor Dallat and agreed:
- That the applications be deferred for one month to facilitate Council site visits.
- Application No. 81  
C/2005/0401/O  
Dwelling and garage approximately  
70m east of 110 Edenbane Road,  
Kilrea for Mr. V. Church
- 2.56 Application No. 85  
C/2005/0414/A  
Directional sign at the junction of  
Dunhill Road and Isle Road,  
Coleraine for Mr. Todd
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor King, seconded by Councillor Dallat and agreed:
- That the application be deferred for one month to facilitate a Council site visit.
- 2.57 Application No. 87  
C/2005/0423/O
- The opinion of the Planning Service was to refuse.

Replacement of agricultural barn to provide dwelling house 25m NW of 35 Temple Road, Garvagh for Mr. McIlvar

The application had now been withdrawn.

2.58 Application No. 89  
C/2005/0437/O  
Site for dwelling 90m east of 160A Curragh Road, Coleraine for J. McAuley

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

It was agreed that the applications be deferred for one month on the grounds that the reasons for refusal included a reference to the Draft Northern Area Plan.

Application No. 90  
C/2005/0438/O  
Site for dwelling 80m south east of 160A Curragh Road, Coleraine for B. Donley

Application No. 91  
C/2005/0439/O  
Site for dwelling 430m south west of 24 Ballyhackett Road, Castlerock, Coleraine for B. Crampsie

Application No. 92  
C/2005/0440/O  
Site for dwelling 220m south west of 24 Ballyhackett Road, Castlerock, Coleraine for Mr. Gaile

### **3.0 NON DETERMINATION APPEALS**

Consideration was given to Non Determination Appeals in respect of the following planning applications (Report previously supplied).

3.1 C/2004/0781/O  
Erection of seven detached dwellings with integral garages and detached garages on lands with outline approval (C/1998/0169) including amendment to approved roads and drainage details north of Rockland Drive, Portstewart

The opinion of the Planning Service was to refuse.

The appeal had now been withdrawn and the application would be brought to Council in due course.

3.2 C/2004/0952/F  
Proposed housing development (erection of 44 dwellings) at Magheraboy Road, Portrush for Gemini Homes

The opinion of the Planning Service was to refuse.

It was proposed by Councillor Ms. Alexander and seconded by Alderman Mrs. Black:

That Council support a refusal.

On being put to the Meeting the proposal was carried, nine members voting in favour and no one voting against.

- 3.3 C/2004/0897/F  
Redevelopment of 19 Bayhead  
Road from two dwelling units to 3  
no. three bedroom apartments with  
associated car parking and  
landscaping and retention of  
development at 17 Bayhead Road,  
amendments to previous approval  
C/1997/0143 at 17/19 Bayhead  
Road, Portballintrae
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Ms. Alexander and seconded by Councillor McPherson:
- That Council support a refusal.
- On being put to the Meeting the proposal was carried, eleven members voting in favour and no one voting against.
- 3.4 C/2005/0404/O  
Site for dwelling 100m NW of 111  
Craigmore Road, Ringsend,  
Coleraine
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat and seconded by Councillor Leonard:
- That the application be approved.
- On being put to the Meeting, nine members voted in favour with no one voting against.

#### **4.0 ENFORCEMENT ISSUES**

The Chairman welcomed Mr. Dean Blackwood and Mrs. Cathy McKeary from the Planning Service who were in attendance to address Council on Enforcement Issues.

Mr. Blackwood and Mrs. McKeary elaborated on the various aspects of enforcement as follows:

- Key objectives;
- Process involved;
- Number of Notices served in Coleraine Division;
- Penalties;
- Existing/new/proposed powers;
- Statistics Coleraine Sub Division;
- Cases resolved;
- Frequently asked questions.

A full discussion ensued during which the representatives answered various members' questions.

#### **5.0 DIVISIONAL PLANNING MANAGER**

Read letter from the Divisional Planning Office confirming that Mr. Andy Meenagh, Development Plan Principal, would attend the Planning Committee meeting on 23<sup>rd</sup> August, 2005 to comment on the application of reasons relating to Prematurity – Ministerial Statement and Draft Northern Area Plan to planning applications.

Noted.

**6.0 PAC REFERENCE NO. 2004/A663**  
**NEW BUILD BED AND BREAKFAST/**  
**GUESTHOUSE FOR TOURIST PURPOSES**  
**ADJACENT TO 82 GATESIDE ROAD, PORTRUSH**

Read letter from Mr. S. Moffatt, Wheatfield Drive, Coleraine concerning a number of matters relating to the above planning application (copy circulated to each member).

Noted.

**7.0 PLANNING APPLICATION C/2005/0062/F**  
**3 GLOUCESTER CRESCENT, PORTSTEWART**

The Administrative Officer would contact the Planning Service regarding the office meeting which had been requested at the June meeting.