

You are hereby requested to attend a Meeting of Coleraine Borough Council to be held in the Council Chamber, Cloonavin on TUESDAY the 22nd day of November, 2005 at **7.30 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 – 25th October, 2005
 - 1.2 Special Meeting - 16th November, 2005
2. Committee Reports (enclosed):
 - 2.1 Leisure and Environment Committee - 1st November, 2005
 - 2.2 Planning Committee - 8th November, 2005
 - 2.3 Policy and Development Committee – 15th November, 2005
(Item No. 3.2) Request for Charitable Donation - Zest (N.I.)
(Information enclosed)
3. FAIR (Families Acting for Innocent Relatives)
Mr. William Frazer, Director, FAIR will be in attendance to address Council.
4. Caravan Parks - Fix a date for Special Meeting of Council
5. Consultation List (enclosed)
6. Correspondence
7. Documents for Sealing

8. Human Resources Working Group - Minutes of Meeting dated 9th November, 2005 (enclosed) and approval for measures as outlined*

Enclosed for Information:

- (1) Modernisation of Social Security Services - Copy letter dated 2nd November, 2005 from the Social Security Agency
- (2) Minutes of the Northern Health and Social Services Council dated 5th October, 2005
- (3) The Northern Ireland Federation of Housing Associations - POSH Magazine - Issue 3 Autumn/Winter
- (4) Department of Health, Social Services and Public Safety - Caring for People Beyond Tomorrow : A Strategic Framework for the Development of Primary Health and Social Care for Individuals, Families and Communities in Northern Ireland

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

To: Each Member of Council.

18th November, 2005.

COLERAINE BOROUGH COUNCIL

Minutes of proceedings of Coleraine Borough Council held in the Council Chamber, Cloonavin on Tuesday, 25th October, 2005 at 7.30 p.m.

Convened: As per Notice attached

Present: The Mayor, Councillor T. J. Deans, in the Chair
The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

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

D. McClarty
W. J. McClure

Councillors

A. S. Cole
J. J. Dallat
E. P. Fielding (Mrs.)
S. Gilkinson
E. A. Johnston (Mrs.)

G. L. McLaughlin
R. A. McPherson
A. McQuillan
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 Administrative Services and Administrative Assistant

Apologies: Councillors Ms. Alexander, Barbour, Bradley, Mrs. Church, Hillis, King and Leonard

1.0 MINUTES

The minutes of the Council Meeting of 27th September, 2005 were confirmed and signed.

2.0 COMMITTEE REPORTS

2.1 Leisure and Environment
Committee

The Chairman, Councillor McLaughlin, moved the adoption of the Leisure and Environment Committee Report; this was duly seconded by Alderman Creelman and agreed.

2.2 Planning Committee

The Chairman, Councillor Stewart, moved the adoption of the Planning Committee Report; this was duly seconded by Councillor Mrs. Johnston.

Matters arising:

2.2.1 Chairman – Office
Meetings

Reference was made to Councillor Stewart's non-availability for the office meetings held on 20th and 21st October, 2005.

Councillor Stewart advised members that he had been unable to attend in this instance but had arranged appropriate cover for the office meetings.

2.2.2 Planning Applications - Draft Northern Area Plan

Reference was made to information received from Mr. A. Meenagh, Development Plan Principal, regarding the matter of appeals in relation to planning applications refused on grounds relating to the Draft Northern Area Plan.

Following discussion it was proposed by Councillor McPherson, seconded by Councillor Dallat and agreed:

That Mr. Meenagh be invited to attend a future meeting of Committee to clarify the situation regarding this particular type of appeal.

The Committee Report was then adopted.

2.3 Policy and Development Committee

The Chairman, Alderman McClarty, moved the adoption of the Policy and Development Committee Report; this was duly seconded by Alderman McClure.

Matters arising:

2.3.1 Article 55 Review

Following discussion it was proposed by Councillor McQuillan and seconded by Councillor Cole:

That the Town Clerk and Chief Executive write to the Equality Commission regarding the categorisation of staff for monitoring purposes.

As an amendment it was proposed by Councillor Dallat and seconded by Councillor McLaughlin:

That a representative from the Equality Commission be invited to address Council.

On being put to the meeting the amendment was lost, four members voting in favour and seven members voting against.

On being put to the meeting the substantive motion was carried, ten members voting in favour and no one voting against.

2.3.2 Remembrance Sunday - 13th November, 2005 - Arrangements It was proposed by Alderman McClarty, seconded by Alderman Mrs. Black and agreed:

That the Deputy Mayor represent Council at the Remembrance Day Service in Portrush.

The Committee Report was then adopted.

3.0 WATER SERVICE - CAPITAL WORKS PROGRAMME 2005 - 2007

The Mayor welcomed Messrs. W. Duddy, P. Davidson and K. Crozier from the Water Service who were in attendance to present the Capital Works Programme 2005-2007 (previously supplied).

Mr. Duddy presented the report and elaborated on the major projects which included:

- River Bann Pumping Station
- New North Coast Wastewater Treatment Works
- Ballinrees Zone Watermain Improvements
- PPP Projects – Upgrade of Ballinrees Water Treatment Works

A full discussion ensued during which the representatives answered various members' questions. Additional information on specific works would be supplied to members.

The Chairman thanked the representatives for attending after which they withdrew.

4.0 NOTICE OF MOTION

The undernoted Notice of Motion had been submitted by Councillor J. Dallat, Councillor G. McLaughlin, Alderman Mrs. M. Hickey, Councillor Ms. C. Alexander and Councillor B. Leonard:

“We, the undersigned Councillors, call on Coleraine Borough Council to rescind its decision to appoint representatives to the Corporate Governance/Audit and Scrutiny Committee on a selective basis and instead ensure that representation is inclusive of all parties and none”.

The motion was proposed by Alderman Mrs. Hickey and seconded by Councillor McLaughlin.

Alderman Mrs. Hickey and Councillor McLaughlin spoke on the motion and asked Council for support.

Following discussion the motion was put to the meeting and was lost, three members voting in favour and eleven members voting against.

5.0 CONSULTATION LIST

The following consultation paper had been received and was available for members who

wished to consider making a response:

- (i) Driver and Vehicle Licensing Northern Ireland – Consultation on Exchangeable Driving Licences
Comments due by: 30th December, 2005.

It was agreed that this item be placed on the Agenda for the November meeting of the Policy and Development Committee. A report would be presented to members.

6.0 DOCUMENTS TABLED

- (a) Northern Ireland Local Government Association – Annual Report 2004/2005;
- (b) Roads Service – Travel Survey for Northern Ireland 2002/2004;
- (c) The Review of Mental Health and Learning Disability (N.I.) Team – Report and Summary entitled “Equal Lives”;
- (d) Rivers Agency – 2004/2005 Annual Report and Accounts;
- (e) Triangle Housing Association’s Annual Report 2004/2005;
- (f) Northern Ireland Ambulance Service Annual Report 2004/2005;
- (g) Department for Regional Development – Rural Transport Fund Annual Review 2004/2005;
- (h) Roads Service Annual Report and Accounts 2004/2005.

7.0 LETTER OF THANKS

Read letter from Mr. Robin Daly thanking Council for the recognition given to his father in the form of the Blue Plaque commemorating his birthplace and achievements.

Noted.

8.0 DEPARTMENT OF FINANCE AND PERSONNEL - NEWS RELEASE

The News Release entitled “Creating a World Class Northern Ireland – Draft Budget Signals Record £16 Billion Spend by 2008” was circulated to each member for information.

9.0 THE FEDERAL EXECUTIVE INSTITUTE

The Town Clerk and Chief Executive advised members that Mr. Kieran Doherty, Director of Environmental Health, had been offered a place on the programme entitled “Leadership for a Democratic Society” to be held in Charlottesville, Virginia in 2006.

Members congratulated Mr. Doherty on this achievement.

10.0 UNVEILING OF PLAQUE - MARKING THE PRESENCE OF U.S. SOLDIERS IN PORTRUSH IN 1943/44

The Town Clerk and Chief Executive reminded members of the ceremony to be held at the War Memorial Garden in Portrush on Sunday, 6th November, 2005.

Details would be forwarded at a later date.

11.0 SPECIAL MEETING - CARAVAN PARKS

The Town Clerk and Chief Executive asked members to reserve Monday, 21st November, 2005 as a provisional date for the Special Meeting regarding the Caravan Parks.

12.0 DOCUMENTS FOR SEALING

Resolved:

That the following documents be sealed:

1. Release Document (in triplicate) Council and Kennedy Hotels (NI) Ltd. – Causeway Coast Hotel Development
2. Cemetery Titles Grant of Right of Burial – Deeds Register Nos. 3155 – 3159 (inclusive):

Agherton	2
Ballywillan	3
Coleraine	-
Kilrea	-
Portstewart	-

Advanced Deeds – Register No. 0115:

Agherton	-
Ballywillan	1
Coleraine	-
Portstewart	-

SPECIAL MEETING

16th November, 2005.

Convened: To consider the future operation of caravan parks and to receive presentations from interested parties

Present: The Mayor, Councillor T. J. Deans, in the Chair
The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

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

Councillors

C. S. Alexander (Ms.) E. A. Johnston (Mrs.)
D. D. Barbour W. A. King
J. M. Bradley B. Leonard
(Items 2.0 - 5.0) G. L. McLaughlin
O. M. Church (Mrs.) (Items 1.0 - 3.0)
A. S. Cole R. A. McPherson
(Items 2.0 - 5.0) A. McQuillan
E. P. Fielding (Mrs.) (Items 2.0 - 5.0)
S. Gilkinson R. D. Stewart
N. F. Hillis

Officers in Attendance:

Town Clerk and Chief Executive, Director of Leisure Services, Director of Corporate Services, Head of Development Services, Head of Administrative Services, Leisure Services Officer (Facilities) and Administrative Assistant

Apology: Councillor Dallat

1.0 WELCOME

The Mayor welcomed everyone present including those in the public gallery.

2.0 MR. IAN HOUSTON

The Mayor welcomed Mr. Ian Houston who was in attendance to address Council regarding the future operation of the caravan parks at Juniper Hill and Carrick Dhu.

Mr. Houston expressed his concerns regarding possible conflicts with the draft Northern Area Plan. He also expressed concerns regarding the brochure issued regarding Council's decision to "explore and develop proposals for leasing" the two caravan parks.

The Director of Leisure Services advised that one area of land referred to by Mr. Houston had not been offered as part of the potential lease.

The Town Clerk and Chief Executive outlined the brief of the working group established for this project.

A period of discussion ensued during which Mr. Houston answered various members' questions and advised that he would prefer Council to sell the two caravan parks; failing that his preference was that Council would continue to directly operate the two parks.

The Mayor thanked Mr. Houston for his presentation.

3.0 SPOKESPERSONS FOR CARRICK DHU AND JUNIPER HILL CARAVAN COMMITTEE

The Mayor welcomed Mr. B. Wilsdon, Mr. V. Gwilliam and Mr. R. Mair, spokespersons for Carrick Dhu and Juniper Hill Caravan Committee including Touring Caravanners, who were in attendance to address Council regarding the future operation of the caravan parks.

The representatives further expressed the fears and concerns of caravan owners regarding this topic. They also expressed their concerns regarding inadequate consultation and the potential operating practices of some private caravan park owners on such matters as compulsory change of caravan after a certain number of years. The representatives also suggested a range of possible measures to increase funding from the caravan parks by an estimated £114,000 per annum. Council was also urged to consider wider concerns than simply finance.

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

The Mayor thanked the representatives for their presentation.

4.0 TIMETABLE

The Town Clerk and Chief Executive advised that interviews had been arranged for 17th November, 2005 with respondents to Council's request for leasing proposals. A full report on all the options would be brought back to Council at a Special Meeting to be held "In Committee", date to be determined later.

The Town Clerk and Chief Executive emphasised the legal and commercial considerations involved in this matter.

5.0 THANKS

The Mayor thanked everyone for attending the meeting.

LEISURE AND ENVIRONMENT COMMITTEE

1st November, 2005.

Present: Councillor G. L. McLaughlin, in the Chair
The Mayor, Councillor T. J. Deans
The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

E. T. Black (Mrs.) (Items 1.0 - 6.4)	D. McClarty (Items 1.0 - 6.2)
W. T. Creelman	W. J. McClure

Councillors

C. S. Alexander (Ms.) (Items 1.0 - 6.1)	N. F. Hillis (Items 1.0 - 6.1)
D. D. Barbour (Items 1.0 - 9.0)	E. A. Johnston (Mrs.) (Items 1.0 - 9.0)
O. M. Church (Mrs.)	W. A. King
A. S. Cole	B. Leonard (Items 1.0 - 4.5)
J. J. Dallat	R. A. McPherson
E. P. Fielding (Mrs.)	

Officers in Attendance:

Director of Leisure Services, Director of Technical Services, Director of Environmental Health, Leisure Services Officer (Facilities) (Items 1.0 - 5.7), Leisure Services Officer (Services) (Items 1.0 - 5.7), Environment Officer (Items 1.0 - 4.6), Administrative Officer and Administrative Assistant

Apologies: Councillors Bradley, Gilkinson, McQuillan and Stewart

1.0 WELCOME

The Chairman welcomed everyone to the meeting.

2.0 BERTIE PEACOCK MEMORIAL

The Director of Leisure Services introduced Mr. Victor Leonard and Mr. A. McNeice from the Bertie Peacock Memorial Committee who were in attendance to address Committee.

Mr. McNeice gave a summary of Bertie Peacock's many sporting achievements and wide ranging community work. He also outlined the Memorial Committee's consideration of a number of options for a suitable memorial. The Committee had finally decided upon a bronze statue which, with the agreement of the Town Centre Partnership and Roads Service, was to be located in a prime position at Queen Street, Coleraine. Mr. Ross Wilson, an award winning local artist had been commissioned to design the statue. The cost of the statue was estimated at £75,000.00 and Council was requested to make a financial contribution to the project.

A period of discussion ensued during which members paid tribute to the Bertie Peacock

Committee and unanimously endorsed the erection of a statue and recommended that Council financially support the project.

Final costings would be considered at a future Committee meeting.

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

3.0 BUILDING CONTROL ANNUAL REPORT - 2004 - 2005

The Chairman welcomed Mr. Robert White, Chief Building Control Officer, who was in attendance to present the Building Control Annual Report 2004 - 2005.

Mr. White thanked Council's representatives for their work on the Northern Group of Council's Building Control Committee. He then presented his report and elaborated on various issues relating to the work carried out during the year.

A period of discussion ensued during which Mr. White answered various members' questions. Concern was expressed at Council's increasing financial contribution to the costs of the Group. It was agreed that the Director of Technical Services include in his report to a future meeting information on the current system for the allocation of costs to the Northern Group Councils.

The Chairman thanked Mr. White for his presentation, following which he withdrew.

4.0 TECHNICAL SERVICES REPORT

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

Matters arising:

4.1 DRD Roads Service

Consideration was given to the following schemes.

4.1.1 Ballycastle Road/ Newmills Road/ Tullyarton Road, Coleraine

The scheme proposed to introduce a double mini-roundabout and zebra crossing at this junction. A new pedestrian refuge was also to be provided on Ballycastle Road at its junction with Lisnablagh Road.

Council is recommended to agree.

4.1.2 Killowen Street/Kyle's Brae/Shuttle Hill, Coleraine

This scheme incorporated a mini-roundabout and road alterations at the Killowen Street/ Kyle's Brae/Shuttle Hill junction, traffic calming measures including raised junctions at Killowen Street/Winston Way and Shuttle Hill/Lambeth Way, pedestrian island and road widening at Killowen Street/Pates Lane junction and restricted traffic flow islands on Kyle's Brae.

Council is recommended to agree.

4.1.3 Cycle Track, Coleraine

Roads Service proposed to convert the existing footpaths on Mountsandel Road (from Galgorm

Avenue to Rugby Avenue) and Rugby Avenue for shared use by both pedestrians and cyclists. This would provide a useful link for school children wishing to cycle to school and would connect to the remainder of the National Cycle Network Route 96 at Lodge Road roundabout. Council is recommended to agree.

The Director of Technical Services would pass members' comments regarding the need for a roundabout at Artillery Road, Coleraine and the widening of Pates Lane, Coleraine to the Divisional Roads Manager.

4.1.4 Consultation Regarding the Provision of Disabled Parking Bays

The Director of Technical Services reported that he had raised this matter as requested at the October Meeting of Committee with the Divisional Roads Manager.

Following discussion it was agreed that DRD Roads Service continue to consult Council regarding this topic as it did not delay the provision of such parking bays.

4.2 Tenders - Footpath at Rugby Avenue and Mountsandel Area, Coleraine

Eight tenders had been received in response to public advertisement for this work, as detailed in the report, viz:

Tenderer	Amount
W. G. Killough	£54,522.50
M. P. Coleman Ltd.	£61,418.10
Northstone (N.I.) Ltd.	£69,385.71
Patrick Bradley Ltd.	£72,283.10
Kennedy Quarries Ltd.	£81,493.25
R. Hogg & Sons Ltd.	£87,554.50
R. T. Boyd & Co. Ltd.	£91,402.95
B. Mullan & Sons (Contractors) Ltd.	£97,486.50

Council is recommended to accept the lowest tender from W. G. Killough for £54,522.50.

In response to a query, the Director of Technical Services agreed to further examine conditions in the contract regarding completion of the work within an agreed time span.

4.2.1 Tree at Rugby Avenue, Coleraine

Reference was made to the condition of a tree at Rugby Avenue, Coleraine. The Director of Technical Services agreed to investigate this matter.

4.3 Procurement of Refuse Containers

The Director of Technical Services reported that quotations had recently been received by

Cookstown District Council for the supply and delivery of wheeled bin/refuse containers of various sizes as set out below:

Tenderer	240 LITRE 4500 No	360 LITRE 15 No	1100 LITRE 10 No	TOTAL COST (exc. VAT)
Weber Kunststofftechnik, Bergische Strasse 14, 42781 Haan	£15.10	£27.40	£116.20	£69,523.00
Contenur UK Ltd., Lomeshaye Business Village, Glenfield Park, Nelson, Lancs.	£16.00	£32.50	£118.00	£73,667.50
Craemer UK Ltd., 23 Gladstone House, Hadley, Telford, Shropshire	£17.40	£53.00	£135.00	£80,445.00
Otto (UK) Ltd., Beacon House, Reg's Way, Bardon Hill, Coalville	£18.20	£39.00	£145.00	£83,935.00
SSI Schaefer Ltd., 83/84 Livingstone Road, Walworth Ind. Estate, Andover, Hampshire	£18.50	£28.50	£121.00	£84,887.50

The lowest tender Weber Kunststofftechnik had supplied satisfactory containers to this Council over the previous two years and had agreed to supply and deliver a quantity of 240 litre bins at the price quoted to Cookstown.

Council is recommended to agree.

4.4 North Coast Waste Water Treatment Works Scheme

Committee noted that the consultants for this scheme had offered to make a presentation to Council.

Following discussion it was agreed to arrange this consultation at the earliest available opportunity.

4.5 Bi-Lingual Street Signage

Requests had been received from residents in Culbane Lane, Glen Road and Temple Road,

Garvagh for the provision of bi-lingual English and Irish signage for these roads.

The Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1995 gave Councils discretionary powers to erect such signage. In deciding whether and if so, how to exercise its powers under this legislation in relation to any street, the 1995 Order required that:

“A Council shall have regard to any views on the matter expressed by the occupiers of premises in that street.”

Council approval was sought to initiate a process of consultation with the occupiers of the streets concerned as required by the 1995 Order. Responses would be sought from all the occupiers of the street who were 18 years old and over regarding their agreement or disagreement to bi-lingual signage being erected.

The results of the consultations would be brought to Council in due course for consideration.

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

It was subsequently proposed by the Mayor and seconded by Councillor McPherson:

That the consultation exercise be put on hold until legal advice was obtained on the operation of this legislation.

On a request for a recorded vote, the proposal was put to the meeting and the members voted thus:

For: The Mayor, Aldermen Mrs. Black, Creelman, McClarty, McClure, Councillors Barbour, Mrs. Church, Cole, Mrs. Fielding, Hillis, Mrs. Johnston, King and McPherson (13)

Against: The Deputy Mayor, Councillors Dallat, Leonard and McLaughlin (4)

Abstention: Councillor Ms. Alexander (1)

Council is, therefore, recommended to postpone the consultation exercise pending the receipt of legal advice.

4.6 Fairtrade Town Initiative

The Director of Technical Services introduced Ms. Fiona Watters, Environment Officer, Technical Services Department, who was in attendance to inform Council about the Fairtrade Town Initiative and to seek approval to pursue Fairtrade status for Coleraine.

Ms. Watters gave a brief outline of the Fairtrade Town Initiative which was a project to develop support for the Fairtrade Mark.

Committee noted that Ms. Watters had been developing the various elements, as detailed in the report, to enable Coleraine to be designated as a Fairtrade Town.

Following discussion it was recommended that Council approve the pursuit of Fairtrade status for Coleraine.

The Chairman thanked Ms. Watters for her presentation.

4.7 Building Control

4.7.1 Approvals

Approval had been granted for forty-nine applications.

4.8 Consultation Document - "Towards Resource Management" - A Consultation on Proposals for a New Waste Management Strategy

The Director of Technical Services reported that the Environment and Heritage Service had issued a consultation document, as detailed in the report, titled "Towards Resource Management" - A Consultation on Proposals for a New Waste Management Strategy.

The Director of Technical Services would place a copy of the document in the members' room for information purposes.

4.9 North West Waste Management Group

Committee noted information, as detailed in the report, regarding the workshop held on Wednesday, 26th October in Limavady.

The Director of Technical Services noted members' comments on waste issues.

5.0 LEISURE SERVICES REPORT

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

Matters arising:

5.1 Regional Museum, Coleraine

Council is recommended to agree to the following specific measures to get this project underway:

- i. to initiate a selection process to appoint a design team for the project;
- ii. to make a formal approach to the North Eastern Education and Library Board regarding the possibility of a joint museum/library project;
- iii. to enter into negotiations with potential grant aid agencies to secure the maximum level of capital funding assistance for the project;
- iv. form a member/officer working group to manage the project to its conclusion.

It was agreed that Council's representatives on the Causeway Museum Service (Aldermen Mrs. Black and Creelman, Councillors Barbour, McLaughlin and McQuillan) be appointed to the working group.

5.2 Land at Kinard Park, Garvagh

Council is recommended to agree to purchase one acre of ground at Kinard Park, Garvagh from the Northern Ireland Housing Executive for £15,000.00 as a site for a sports hall for Garvagh.

5.3 Coleraine Marina

Committee noted information, as detailed in the report, on phase two of the refurbishment of Coleraine Marina. It was noted that R. Robinson & Sons had recosted the scheme and had indicated that the total costs for phase one and two would be £544,500.00. The original tender figure was £475,000.00. Grant of £290,000.00 had been secured.

Council is recommended to agree to these revised costings for the scheme which would result in thirty-nine new berths being created.

The Director of Leisure Services noted a member's comments regarding having sight of cost projections for the project.

5.4 Footway at Bushfoot Road, Portballintrae

Roads Service had requested a contribution from Council towards the cost of extending the footway at Bushfoot Road, Portballintrae. The footpath would be primarily used by leisure and recreational walkers.

Council is recommended to agree to contribute £4,000.00 towards the projected costs of £16,000.00 for this project.

5.5 Northern Ireland Special Festival of Pool

Council is recommended to contribute £500.00 towards the costs of staging the Northern Ireland Special Festival of Pool at the Lodge Hotel, Coleraine on 14th - 17th November, 2005.

- 5.6 Lower Bann Canoe Trail Council is recommended to contribute £2,719.00 towards the development of the Lower Bann Canoe Trail, as detailed in the report.
- 5.7 For Information The Director of Leisure Services included information in his report on the following:
Christmas Lights Switch On Dates

6.0 ENVIRONMENTAL HEALTH REPORT

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

Matters arising:

- 6.1 The Pollution Control and Local Government (N.I.) Order 1978 - Domestic Noise Complaints A period of discussion ensued on the general topic of domestic noise complaints.
It was subsequently proposed by the Deputy Mayor, seconded by Councillor Dallat and recommended:
That the following members represent Council in a meeting to be arranged regarding this topic with the Provost of the University of Ulster, Professor P. Roebuck:
The Deputy Mayor, Alderman Mrs. Black, Councillors Cole, Gilkinson and Mrs. Johnston.
It was proposed by Alderman Mrs. Black, seconded by Councillor Mrs. Johnston and agreed:
That the specific complaints of domestic noise be considered "In Committee" at the end of the meeting.
- 6.2 National Society for Clean Air - National Clean Air Award - Smoke Free Workplaces Consideration was given to this topic, as detailed in the report. A period of discussion ensued during which the Director of Environmental Health answered various members' questions on the National Clean Air Award.
It was noted that the Award could be issued at either Gold or Silver level and that the essential criteria for the Silver Award was as follows:
- Separate written no-smoking policy;
 - Completely smoke-free premises;
 - Smoking at entrances and exits actively discouraged;

- Support for smokers who want to quit;
- Duration two years.

After discussion it was proposed by the Mayor, seconded by Councillor Mrs. Johnston and recommended:

That Council seek to achieve the National Clean Air Silver Award.

- 6.3 Avian Influenza (Bird Flu) Committee noted information, as detailed in the report, regarding Avian Influenza (Bird Flu).
- 6.4 Outcome of Legal Proceedings - The Dogs (N.I.) Order 1983 as amended - Committee noted the undernoted details regarding this topic:
- Defendant: Mr. L. Flear, 7 Maple Drive, Coleraine
- Offence: Attack on a person contrary to Article 29 of The Dogs (N.I.) Order 1983
- Result: £150.00 fine plus £89.00 costs and a Destruction Order for the dog
- 6.5 Environmental Health - Quarter July to September 2005 Committee noted information, as detailed in the report, regarding the main elements of work achieved by the Environmental Health Department for the second quarter of the 2005/2006 year.

7.0 NORTHERN HEALTH AND SOCIAL SERVICES BOARD - CAUSEWAY LOCAL HEALTH AND SOCIAL CARE GROUP

Read letter from the Manager of the Causeway Local Health and Social Care Group (LHSCG) inviting Council to become involved in the local Reference Group by nominating one representative.

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

That the Deputy Mayor be nominated to represent Council on this Reference Group.

8.0 NORTHERN IRELAND LOCAL GOVERNMENT ASSOCIATION - TOWARDS RESOURCE MANAGEMENT

Read letter from NILGA inviting up to four elected members to participate in a local government consultation event to consider the proposals for the new Waste Management Strategy.

Members interested in this event, to be held at the Burnavon Arts Centre, Cookstown on Tuesday, 29th November, 2005, were requested to notify the Administrative Officer.

**9.0 LOCAL GOVERNMENT PARTNERSHIP
ON TRAVELLER ISSUES**

Read letter from the Secretary/Treasurer of the Local Government Partnership on Traveller Issues advising that the study visit to South Dublin County Council postponed from earlier this year had been re-scheduled for 30th November - 2nd December, 2005.

Recommended:

That in the event of Council's representatives on the Partnership (Councillors Hillis and Stewart) being unable to attend the study visit that Councillor McLaughlin attend.

**10.0 ENVIRONMENT AND HERITAGE
SERVICE - ANNUAL REPORT**

Tabled:

Annual Report 2004/2005

**11.0 HEALTH PROMOTION AGENCY -
ANNUAL REPORT AND ACCOUNTS**

Tabled:

Annual Report and Accounts 2004 - 2005

**12.0 UNVEILING OF PLAQUE,
PORTRUSH**

The Administrative Officer reminded members that the unveiling of a plaque to commemorate the time spent in Portrush by the 82nd Airborne Division of the U.S. Army had been arranged for 11.15 p.m. at the War Memorial Garden, Portrush on Sunday, 6th November, 2005.

Noted.

PLANNING COMMITTEE

8th November, 2005.

Present: Councillor R. D. Stewart in the Chair

The Mayor, Councillor T. J. Deans
(Items 1.0 – 1.63)

The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

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

Councillors

C. S. Alexander (Ms.) N. F. Hillis
D. D. Barbour E. A. Johnston (Mrs.)
J. M. Bradley (Items 1.0 – 1.50)
(Items 1.11 – 1.63) W. A. King
O. M. Church (Mrs.) B. Leonard
A. S. Cole G. L. McLaughlin
J. J. Dallat R. A. McPherson
E. P. Fielding (Mrs.) A. McQuillan
S. Gilkinson

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

Officers in Attendance: Town Clerk and Chief Executive and Administrative
Assistant

1.0 PLANNING APPLICATIONS

A list of one hundred and fifteen applications was considered (previously supplied).

Applications Deferred from Previous Meeting

- | | | |
|-----|--|--|
| 1.1 | <u>Application No. D1</u>
<u>C/2002/0952/F</u>
<u>Demolition of existing house and</u>
<u>erection of new dwelling at 32 Kerr</u>
<u>Street, Portrush for Ms. M. Smyth</u> | The opinion of the Planning Service was to refuse.

It was agreed that the application be refused. |
| 1.2 | <u>Application No. D2</u>
<u>C/2003/0875/O</u>
<u>Site for dwelling east of 142</u>
<u>Drumcroon Road, Coleraine for</u>
<u>Mr. A. Millar</u> | The opinion of the Planning Service was to refuse.

The application had now been withdrawn. |

- | | | |
|------|--|---|
| 1.3 | <u>Application No. D3</u>
<u>C/2003/1168/O</u>
<u>Proposed care centre (residential, nursing and elderly, mental and infirmed) adjacent to No. 54 Loguestown Road, Portrush for Mr. E. McMaw</u> | <p>The opinion of the Planning Service was to refuse.</p> <p>It was agreed that the application be refused.</p> |
| 1.4 | <u>Application No. D4</u>
<u>C/2004/0137/O</u>
<u>Site for dwelling off Brone Park, Ballyagan Road, Garvagh, Coleraine for Mr. J. Hegarty</u> | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p> |
| 1.5 | <u>Application No. D5</u>
<u>C/2004/0207/F</u>
<u>Proposed semi detached dwelling (2 no. self contained residential units) at 15 Old Coach Road, Portstewart for Tara Homes Ltd.</u> | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p> |
| 1.6 | <u>Application No. D6</u>
<u>C/2004/0281/O</u>
<u>Site for dwelling and garage 170m south west of 22 Brone Road, Ballyagan Road, Garvagh for Mr. N. Clyde</u> | <p>The opinion of the Planning Service was to refuse.</p> <p>It was agreed that the application be refused.</p> |
| 1.7 | <u>Application No. D7</u>
<u>C/2004/0338/F</u>
<u>Dwelling and garage at junction of Blackrock Road and Blackrock Park, Kilrea for ShivenSide Developments</u> | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p> |
| 1.8 | <u>Application No. D8</u>
<u>C/2004/0415/O</u>
<u>Site for dwelling and garage at Sconce Road (west of 75 – 77 Dunboe Road), Articlave for Mr. P. Doherty</u> | <p>The opinion of the Planning Service was to refuse.</p> <p>It was agreed that the application be refused.</p> |
| 1.9 | <u>Application No. D9</u>
<u>C/2004/0457/O</u>
<u>Site for dwelling 240m north of 28 Ballyagan Road, Garvagh, Coleraine for Mr. B. Moore</u> | <p>The opinion of the Planning Service was to approve.</p> <p>It was agreed that the application be approved.</p> |
| 1.10 | <u>Application No. D10</u>
<u>C/2004/0472/F</u>
<u>Land to be used as a gravel and sand storage depot and retail depot at rear of 140 Castleroe Road, Coleraine for Mr. M. Creelman</u> | <p>The opinion of the Planning Service was to refuse.</p> <p>It was agreed that the application be refused.</p> |

- 1.11 Application No. D11
C/2004/0576/O
Retirement dwelling adjacent to 36
Gateside Road, Coleraine for
Mr. J. McCully Irons
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Hillis, seconded by Alderman McClure and agreed:
- That the application be held for two weeks to facilitate withdrawal.
- If the application was not withdrawn it would be refused.
- 1.12 Application No. D12
C/2004/0580/O
Proposed site for bungalow
approximately 120m east of 193
Gelvin Road, Garvagh for
Mr. D. Hassan
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by the Deputy Mayor and agreed:
- That the application be deferred.
- The request for a deferral would be referred to the Divisional Planning Manager.
- 1.13 Application No. D13
C/2004/0584/O
Proposed site for bungalow adjacent
to No. 4 Movanagher Road, Kilrea
(site on Agivey Road) for
Mr. K. McGuckin
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be deferred for one month.
- The request for a deferral would be referred to the Divisional Planning Manager.
- 1.14 Application No. D14
C/2004/0597/O
Erection of 1.5 storey dwelling with
detached garage adjacent to
20 Ballyclogh Road, Bushmills for
Mr. F. McCartney
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 1.15 Application No. D15
C/2004/0620/F
Extension to rear of 52 Loquestown
Road, Portrush for Mr. P. Tweedie
- The opinion of the Planning Service was to approve both applications.
- It was agreed that both applications be approved.
- Application No. D16
C/2004/0621/LB
Demolition of sheds to rear and
erection of rear extension at 52

Logestown Road, Portrush for
Mr. P. Tweedie

- 1.16 Application No. D17
C/2004/0735/O
Site for single storey dwelling and detached garage beside 72 Gorrán Road, Crockindollagh, Garvagh for Mr. H. Gilmore
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 1.17 Application No. D18
C/2004/0943/O
Proposed site for dwelling and domestic garage at Ballystrone Road (south of No. 3), Macosquin for Mr. K. McIntyre
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 1.18 Application No. D19
C/2004/0969/O
Site for dwelling and detached garage adjacent to 19 Mullan Road, Kilrea for Mr. D. J. Bradley
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 1.19 Application No. D20
C/2004/1042/O
Site for dwelling and garage 120m south east of 121 Agivey Road, Kilrea for Mr. F. Quigg
- The opinion of the Planning Service was to refuse.
- Councillor Dallat indicated that the application would be withdrawn. If the application was not withdrawn it would be refused.
- 1.20 Application No. D21
C/2004/1179/O
Site for erection of dwelling 380m south east of No. 32 Coolyvenny Road, Coleraine for Mr. J. Pollock
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be held for two weeks to facilitate withdrawal. If the application was not withdrawn it would be refused.
- 1.21 Application No. D22
C/2004/1208/O
Site for dwelling adjacent to 100 Mullaghinch Road, Caheny, Coleraine for Mr. McGilligan
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 1.22 Application No. D23
C/2004/1209/O
Site for dwelling 60m north east of 101 Mullaghinch Road, Caheny, Coleraine for Mr. McGilligan
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 1.23 Application No. D24
C/2004/1302/F
Proposed extension to existing caravan park and all weather
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be

- exterior play area adjacent to 46A Newmills Road, Coleraine for Mrs. D. McClelland
- held for two weeks to facilitate withdrawal. If the application was not withdrawn it would be refused.
- 1.24 Application No. D25 C/2004/1317/O
Site for proposed 1.5 storey dwelling and detached garage approximately 90m north west of junction between Lisnacreeghog Road and Glenullin Road, Garvagh for Mr. F. McNicholl
- 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.
- 1.25 Application No. D26 C/2004/1382/O
Dwelling house (replacement) at Coolnasillagh Road, Garvagh for Mr. C. Higgins
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 1.26 Application No. D27 C/2004/1385/O
Site for two storey dwelling with detached garage adjacent to 29 Shanlongford Road, Ringsend, Coleraine for Mr. and Mrs. C. McCann
- The opinion of the Planning Service was to refuse.
- Councillor Dallat indicated that the application would be withdrawn. If the application was not withdrawn it would be refused.
- 1.27 Application No. D28 C/2004/1389/O
Proposed site for dwelling and domestic garage adjacent to 14 Shanlongford Road, Coleraine for Mr. D. Moon
- The opinion of the Planning Service was to refuse.
- The application had now been withdrawn.
- 1.28 Application No. D29 C/2005/0105/O
Site for dwelling east of No. 7 Ballymadigan Road, Castlerock for K. W. M. Gamble
- The opinion of the Planning Service was to refuse.
- It was proposed by the Mayor, seconded by Councillor Mrs. Fielding and agreed:
- That the application be deferred for one month to facilitate an office meeting.
- The request for a deferral would be referred to the Divisional Planning Manager.
- 1.29 Application No. D30 C/2005/0108/O
Proposed site for dwelling and garage 400m north of 30 Crevolea
- The opinion of the Planning Service was to approve.
- It was agreed that the application be

- Road, Blackhill, Coleraine for Mr. W. McMurtry approved.
- 1.30 Application No. D31 C/2005/0139/O
Site for housing development off Limavady Road, Garvagh and opposite Nos. 502 – 513 Lyttlesdale, Garvagh and west of PSNI Station for Diocese of Errigal and Ballerin
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.
The request for the deferral would be referred to the Divisional Planning Manager.
- 1.31 Application No. D32 C/2005/0148/O
Site for dwelling and garage 120m north west of 12 Cullnagrew Road, Swatragh for Mr. McKeefry
The opinion of the Planning Service was to refuse.
Councillor Dallat indicated that the application would be withdrawn. If the application was not withdrawn it would be refused.
- 1.32 Application No. D33 C/2005/0194/O
Proposed site for dwelling adjacent to 163 Carrowreagh Road, Garvagh for Mrs. A. McKelvey
The opinion of the Planning Service was to refuse.
It was proposed by Councillor Dallat, seconded by Councillor McQuillan and unanimously agreed:
That the application be approved.
- 1.33 Application No. D34 C/2005/0197/O
Proposed site for dwelling approximately 150m north east of No. 277 Blackrock Road, Garvagh for Mr. S. Speers
The opinion of the Planning Service was to refuse.
It was proposed by Councillor Cole, seconded by Alderman McClure and agreed:
That the application be held for two weeks to facilitate withdrawal.
If the application was not withdrawn it would be refused.
- 1.34 Application No. D35 C/2005/0207/F
New dwelling and garage 160m east of No. 58 Glen Road, Garvagh for Mr. K. Quigg
The opinion of the Planning Service was to refuse.
The application had now been withdrawn.

- 1.35 Application No. D36
C/2005/0209/O
Site for dwelling and garage 200m
north west of 217 Windyhill Road,
Coleraine for Mr. McAuley
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 1.36 Application No. D37
C/2005/0219/O
Site for dwelling and garage 280m
south of 89 Moneydig Road,
Garvagh for Mr. McKendry
- 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.
- 1.37 Application No. D38
C/2005/0259/O
Site for dwelling and garage 220m
south east of junction of Grove Road
and Culnagrew Road, Swatragh for
Mr. B. McKeefry
- The opinion of the Planning Service was to refuse.
- Councillor Dallat indicated that the application would be withdrawn. If the application was not withdrawn it would be refused.
- 1.38 Application No. D39
C/2005/0268/F
Proposed two storey dwelling with
detached garage at 17 Randall Park,
Portrush for Mr. McIntyre
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 1.39 Application No. D40
C/2005/0297/O
Two storey house and garage 300m
north east of 19 Glen Road,
Garvagh for Mr. F. McNicholl
- 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 an office meeting.
- The request for a deferral would be referred to the Divisional Planning Manager.
- 1.40 Application No. D41
C/2005/0312/O
New dwelling 60m south west of 28
Agivey Road, Kilrea, Garvagh for
Mrs. E. Holmes
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 1.41 Application No. D42
C/2005/0313/F
11 no. apartments (4 no. 1 bedroom
- The opinion of the Planning Service was to refuse.

- and 7 no. 2 bedroom) at 10, 12 and 14 Upper Heathmount, Portstewart for Mr. and Mrs. W. and A. Hayes
- 1.42 Application No. D43
C/2005/0336/F
Housing development at 14 – 16 New Row, Kilrea for Mr. Clarke
- 1.43 Application No. D44
C/2005/0339/O
New dwelling and garage 300m north-north-east of 94 Old Carhill Road, Garvagh for Mr. White
- 1.44 Application No. D45
C/2005/0408/O
Site for dwelling and garage adjacent to No. 16 Ballyversal Road, Coleraine for Mr. and Mrs. Kennedy

It was agreed that the application be refused.

The opinion of the Planning Service was to refuse.

The application was deferred by the Planning Service.

The opinion of the Planning Service was to refuse.

It was proposed by Councillor McQuillan, seconded by Councillor Dallat and unanimously agreed:

That the application be approved.

The opinion of the Planning Service was to refuse.

It was agreed that the application be held for two weeks to facilitate withdrawal. If the application was not withdrawn it would be refused.

NEW APPLICATIONS

- 1.45 Application No. 4
C/2004/0843/O
Site for dwelling and garage on the Liscall Road, 50m north west of 58 Ballyrogan Road, Garvagh for Mr. E. Doherty
- 1.46 Application No. 5
C/2004/1149/F
Demolition of existing disused dwelling and outhousing to provide 28 bed hotel, restaurant and bar with new entrance and car parking facilities at Cappaghmore, 180 – 182 Coleraine Road, Portstewart for Messrs. Mullan

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 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 agreed that the application be deferred for one month to facilitate further discussion.

- 1.47 Application No. 9
C/2005/0157/O
Site for dwelling approximately 250m
to rear of 98 Dunboe Road,
Coleraine for Mr. D. Hutchison
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McQuillan, seconded by Alderman McClure and unanimously agreed:
- That the application be approved.
- 1.48 Application No. 12
C/2005/0217/O
Site for dwelling and garage 330m
east of 18 Ballyclough Road,
Bushmills for Mr. Morrison
- The opinion of the Planning Service was to refuse both applications.
- It was proposed by Councillor McQuillan, seconded by Alderman McClure and agreed:
- That the applications be deferred for one month to facilitate an architectural study.
- Application No. 13
C/2005/0218/O
Site for dwelling and garage 370m
south east of 18 Ballyclough Road,
Bushmills for Mr. Morrison
- 1.49 Application No. 14
C/2005/0247/O
Site for dwelling 40m south of
16 Mayboy Road, Garvagh for
Mr. Clarke
- 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 an office meeting on the grounds that all material planning considerations had not been assessed.
- 1.50 Application No. 15
C/2005/0281/CD
Construction of a temporary
vehicular access road to facilitate
construction of a new wastewater
treatment works between Atlantic
Road and Loguestown Road,
Portrush (directly opposite
Carnalridge Primary School) for
DRD Water Service
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- Councillor Bradley asked to be recorded as objecting to the application.
- 1.51 Application No. 17
C/2005/0433/F
Improvements to and conversion of
two existing mixed use listed
properties and replacement of
existing two storey return to form a
15 bed boutique hotel incorporating
- The opinion of the Planning Service was to refuse.
- The application had now been withdrawn.

loungebars, restaurant and conference facility at 1 – 5 The Diamond, Portstewart for N M Developments

- 1.52 Application No. 18
C/2005/0434/LB
Improvements and conversion of an existing grade B2 listed building into a 15 room hotel, removal of existing two storey return and replacement with main body of hotel at 1 – 5 The Diamond, Portstewart for N M Developments
- The opinion of the Planning Service was to refuse.
- The application had now been withdrawn.
- 1.53 Application No. 22
C/2005/0483/O
Site for dwelling opposite 149 Craigmore Road, Garvagh for Mr. Mullan
- The opinion of the Planning Service was to refuse both applications.
- It was proposed by Councillor Dallat, seconded by Councillor McLaughlin and agreed:
- Application No. 23
C/2005/0484/O
Site for dwelling 80m north of 146 Craigmore Road, Garvagh for Mr. Kelly
- 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.
- 1.54 Application No. 25
C/2005/0501/O
Replacement dwelling to be re-located off site at 150m north of 34 Cullyrammer Road, Garvagh for Mr. McFetridge
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McQuillan, 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.
- 1.55 Application No. 26
C/2005/0518/O
Proposed site for dwelling at Tamnyrankin Road (approximately 60m south west of No. 125 Carhill Road), Garvagh for Mr. J. O’Kane
- 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 an office

- meeting on the grounds
that all material planning
considerations had not
been assessed.
- 1.56 Application No. 27
 C/2005/0524/O
 Site for dwelling and garage 200m
 north east of 88 Moneybrannon
 Road, Coleraine for Mr. Wallace
- Application No. 28
 C/2005/0525/O
 Site for dwelling and garage 225m
 north east of 88 Moneybrannon
 Road, Coleraine for Mr. Wallace
- The opinion of the Planning Service was
 to approve application C/2005/0524/O
 and refuse application C/2005/0525/O.
- It was proposed by Councillor
 McQuillan, seconded by Councillor
 Dallat 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.
- 1.57 Application No. 30
 C/2005/0543/F
 Change of use of business park
 units to Bingo Club at Units A2, A3
 and A4 Sperrin Business Park,
 Ballycastle Road, Coleraine for Mr.
 Morelli
- The opinion of the Planning Service was
 to refuse.
- It was proposed by the Mayor,
 seconded by Councillor Dallat 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.
- 1.58 Application No. 35
 C/2005/0676/O
 Site for dwelling 110m east of No. 35
 Moneycarrie Road, Garvagh for
 Mr. Moore
- Application No. 36
 C/2005/0678/O
 Site for dwelling 30m east of No. 35
 Moneycarrie Road, Garvagh for
 Mr. Moore
- The opinion of the Planning Service was
 to refuse both applications.
- It was proposed by Councillor
 McQuillan, seconded by Councillor Mrs.
 Church 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.
- 1.59 Application No. 37
 C/2005/0695/O
 Site for dwelling adjacent to 14
 Temple Road, Garvagh for
- The opinion of the Planning Service was
 to refuse.
- It was proposed by Councillor Dallat,

Mr. McKeown

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.

1.60 Application No. 42
C/2005/0761/O
Site for dwelling 210m west of
40 Shinny Road, Macosquin,
Coleraine for Mr. D. O'Kane

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 an office meeting on the grounds that all material planning considerations had not been assessed.

1.61 Application No. 46
C/2005/0830/F
Proposed dwelling and garage 300m
south-east of 12 Culnaqrew Road,
Swatragh for Mr. McMullan

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 an office meeting on the grounds that all material planning considerations had not been assessed.

1.62 Application No. 53
C/2005/0921/F
Demolish existing flat to rear and
rebuild with garage to ground floor
and flat to first floor at 19 Princess
Street, Portrush for Mr. Eastoe

The opinion of the Planning Service was to approve.

It was proposed by Councillor Ms. Alexander, 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.

1.63 Application No. 54
C/2005/0928/A
Shop sign and projecting sign at
24 Church Street, Coleraine for
Going Places

The opinion of the Planning Service was to approve.

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

That the application be deferred for one month to facilitate further discussions.

1.64 Application No. 69
C/2005/1102/F
Roof space conversion and single
garage at 18 Bushfoot Road,
Portballintrae for Mr. and Mrs. J.
Milligan

The opinion of the Planning Service was to refuse.

It was proposed by Alderman Mrs. Black, 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.

2.0 NON-DETERMINATION APPEALS

Consideration was given to Non-Determination Appeals in respect of the following planning applications (circulated to each member).

2.1 C/2005/0206/O
Housing development off Ballycairn
Road and north of the Cairn
Court/Cairnvale/Cairnvale Park
housing developments, Coleraine

The opinion of the Planning Service was to refuse.

It was agreed that Council support a refusal.

2.2 C/2005/0067/F
Proposed redevelopment of site to
retail units and apartments (2 no.
retail units and 16 no. apartments) at
17, 19 and 21 The Diamond,
Portstewart

The opinion of the Planning Service was to refuse.

It was agreed that Council support a refusal.

3.0 PLANNING ISSUES RAISED BY MEMBERS

3.1 Development – Salmon Leap,
Castleroe Road, Coleraine

Reference was made to a new planning application for the proposed development at the Salmon Leap.

Following discussion it was proposed by Councillor Dallat, seconded by Councillor McLaughlin and agreed:

That the planning application be presented to the December Meeting of Committee.

3.2 Office Meetings

It was noted that office meetings would be held on Thursday 17th and Friday 18th November, 2005 commencing 9.00 a.m.

It was noted that office meetings for individual members would be grouped together.

3.3 Enforcement Issues

The following enforcement issues were raised:

- (a) Two-storey building to rear of Queen Street, Coleraine;

It was noted that a new application had been received.

- (b) 1 Crocknamack Street, Portrush – no planning approval;

- (c) Dwelling at junction of Agherton Road/Agherton Lane, Portstewart.

3.4 Fairways Residential Home - Portrush

Reference was made to Fairways Residential Home moving to Cloonavin Green, Coleraine.

Reported that two applications had been received for change of use of two dwellings in Cloonavin Green to multiple occupancy.

3.5 Strand Hotel Site – Portstewart

Concern was again raised regarding the Strand Hotel Site, Portstewart.

3.6 Agents – Names and Addresses

It was requested that the names and addresses of Agents be listed on the planning schedule.

4.0 APPLICATIONS REFUSED ON THE GROUNDS OF THE JOINT MINISTERIAL STATEMENT/ PREMATURITY

Consideration was given to the Advice Note from BDP Planning (previously supplied) to assist Council in deciding whether to seek a Judicial Review of the Planning Service approach on the above matters.

It was proposed by Alderman McClure and seconded by Councillor McPherson:

That Council seek support from NILGA.

On being put to the Meeting the proposal was unanimously carried.

It was further proposed by Councillor Dallat and seconded by the Deputy Mayor:

That Council now seek legal advice.

On being put to the Meeting the proposal was carried, nine members voting in favour and six members voting against. Alderman McClure asked to be recorded as objecting to this decision.

5.0 NILGA - PLANNING APPLICATIONS/ THIRD PARTY APPEALS

Consideration was given to letter dated 25th October from NILGA seeking Council's views regarding the proposal from Lisburn City Council in relation to Planning Applications/Third Party Appeals (previously supplied).

Following discussion it was agreed:

That Council support the proposal in support of a third party appeal process being introduced.

6.0 THE PLANNING SERVICE - THE PLANNING REFORM (N.I.) ORDER AND EXPLANATORY MEMORANDUM - PUBLIC CONSULTATION DOCUMENT

Consideration was given to the above consultation document (previously supplied).

BDP Planning would prepare a draft response for the December meeting of the Planning Committee.

7.0 PLANNING APPEALS COMMISSION - APPEAL NO. 2004/A605 - SITE FOR DWELLING AT 50 BEACH ROAD, PORTBALLINTRAE

Reported that Appeal No. 2004/A605 relating to 50 Beach Road, Portballintrae had been withdrawn.

Members would be kept informed regarding the remaining two appeals - No. 2004/A682 (site for 12 housing units) and No. 2004/A683 (Site for 7 dwellings).

8.0 PLANNING WORKING GROUP

Following discussion it was agreed that the Planning Working Group meet with the Divisional Planning Manager as an initial step to discuss current issues.

The Town Clerk and Chief Executive would make the necessary arrangements.

9.0 VISIT - MAGILLIGAN PRISON

The Town Clerk and Chief Executive reported that the proposed date for the visit

to Magilligan Prison was Friday, 18th November, 2005 at 10.30 a.m.
Following discussion it was agreed that, in view of the office meetings already arranged for that date, the visit be re-arranged in early 2006.

**10.0 NORTH COAST WASTE WATER
TREATMENT WORKS**

The Town Clerk and Chief Executive reported that the DRD Water Service would be asked to provide a briefing in the near future.

It was agreed that Mr. Eric Stewart, Project Sponsor, be invited to attend this briefing.

POLICY AND DEVELOPMENT COMMITTEE

15th November, 2005.

Present: Alderman D. McClarty, in the Chair
The Deputy Mayor, Alderman M. T. Hickey (Mrs.)

Aldermen

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

Councillors

C. S. Alexander (Ms.) E. A. Johnston (Mrs.)
D. D. Barbour W. A. King
O. M. Church (Mrs.) B. Leonard
A. S. Cole R. A. McPherson
J. J. Dallat A. McQuillan
S. Gilkinson R. D. Stewart
N. F. Hillis (Items 1.0 - 3.0)

Officers in Attendance:

Director of Corporate Services, Director of Leisure Services (Items 1.0 – 3.2), Director of Environmental Health (Items 1.0 – 3.2), Head of Development Services, Head of Administrative Services, Personnel Officer (Items 2.0 – 11.0), Finance Officer and Administrative Assistant

Apologies: Councillors Mrs. Fielding and McLaughlin

1.0 NEXUS INSTITUTE

The Chairman welcomed Ms. Helena Bracken, Regional Manager, Nexus NW, to the meeting. Ms. Bracken addressed Committee on the work of the Nexus institute in the Borough including the counselling and support services provided by Nexus, the client profile and the funding position.

Ms. Bracken advised Committee that no funding was provided by the Causeway Health and Social Services Board Trust to Nexus, although it availed heavily of Nexus' services and asked for members' support in lobbying the Trust for core funding. In response to a member's question, Ms. Bracken confirmed that a full time counsellor for the Coleraine area would cost circa £30,000 per annum.

The Chairman thanked Ms. Bracken for her informative presentation, following which she withdrew.

2.0 DEVELOPMENT SERVICES REPORT

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

Matters arising:

2.1 North West '200' – 2006

The Chairman welcomed Mr. Mervyn White, Clerk

of the Course and Mr. George Harrigan, Secretary, Coleraine Motor Club, who were in attendance to update Committee on the NW '200' event for 2006.

Mr. White advised that organisation of the 2006 event included proposals for:

- (i) a new trade village on the coast side of the Ballyreagh Road;
- (ii) the post event clean up;
- (iii) employment of an operations manager.

Committee then viewed detailed plans for the new hardstanding area and the Director of Environmental Health advised that a planning application for the area would be submitted to the Planning Service by Council.

Discussion ensued during which the representatives answered members' various questions and it was proposed by Councillor McPherson, seconded by Alderman McClure and recommended:

That Council approve a package of support for the North West '200' 2006 event viz:

- (a) Support in kind as per the 2005 event.
- (b) Continued concession on lease of Pits area land.
- (c) Continued assistance with an expanded events programme.
- (d) Approval to use land opposite paddock for a trade village and to surface with appropriate grass paving system.
- (e) A financial contribution of £55,000.

The Chairman congratulated the representatives on the accolades they had received for the North West '200' event and, after thanking Committee for the opportunity to make a presentation, Messrs. White and Harrigan withdrew.

2.2 Tender for Provision of Tourism Destination Website

Committee noted that twenty one expressions of interest had been received from experienced website design and development companies for the preparation of a tourism destination website. A shortlist of sixteen of these companies had been invited to submit more detailed proposals of which eleven responses had been submitted and scored. The highest scoring tender was submitted by a company called Tibus and it was recommended:

That Council approve the tender from Tibus

at a cost of £10,818.75.

2.3 Portrush Regeneration Group

Committee noted information on this topic, as contained in the report, and it was recommended:

That Council approve commencement of work on the development briefs, subject to proposals for the appointment of a multi-disciplinary team of consultants being brought before Council.

2.4 A Good Relations Audit for the Borough of Coleraine

Committee noted information, as contained in the report, on the commencement of a good relations audit to be carried out by Vision Management Services on behalf of Council's Community Development section.

In response to a query by Councillor Leonard, the Head of Development Services agreed to provide details on the composition of the target survey.

3.0 CORPORATE SERVICES REPORT

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

Matters arising:

3.1 Draft Child Protection Policy and Procedures

Council is recommended to approve the draft Child Protection Policy & Procedures (previously supplied).

3.2 Capital Programme 2006-09

During consideration of this report Councillor Ms. Alexander requested clarification on the status of the West Bay toilet upgrade; this would be supplied by the Director of Technical Services.

In response to a query on the running costs for Coleraine Museum the Director of Leisure Services advised that this was an estimate based on the opening hours of the museum, which would be decided by Council.

Recommended:

That Council adopt the Capital Programme 2006-2009, subject to clarification on the West Bay toilet upgrade being supplied to Councillor Ms. Alexander.

3.3 Request for Charitable Donation – Zest (NI)

Committee noted that Zest (NI), a charity which specialises in the provision of counselling and support services to individuals who are self-harming, had applied to Council for assistance with meeting short term rental costs involved in operating its services in Coleraine and it was

proposed by Councillor Dallat and seconded by the Deputy Mayor:

That Council contribute £500 to Zest (NI) and carefully monitor the work of the organisation to assess its value for future funding.

A full discussion ensued during which members referred to a need for more information on the organisation and it was proposed, as an amendment, by Councillor King and seconded by Alderman Mrs. Black:

That this request be deferred to the Council meeting on 22nd November, 2005.

On being put to the meeting the amendment was carried by twelve votes to three.

3.4 Matters for Information

3.4.1 Rate Estimates for 2006/2007

Members noted information on the rate estimates for 2006/2007, as contained in the report.

3.4.2 Accounts

Committee noted that creditors' payments for October 2005, as per lists circulated, had been issued as follows:

Revenue A/C	- £355,147.14
Capital A/C	- £358,600.44
Petty Cash A/C	- £471,973.21

In response to a member's question the Director of Corporate Services advised that the first meeting of the Audit Committee would be held in mid-December.

Councillor Dallat advised that he had written to the Local Government Auditor on this issue.

3.4.3 New Appointments

The following appointments had been made in accordance with the Local Government Staff Commission's Code of Procedures on Recruitment and Selection.

Chief Executive's Department

Tourist Information Assistant (Job Share)
(Replacement Post): Mrs. A. Shiels

Leisure Services Department

Ranger – Anderson Park (New Post):
Mr. T. Duff

3.4.4 Rates Consultation - Rates (Capital Values, etc.) (Northern Ireland) Order 2005

Committee noted information on this Order, as contained in the report.

4.0 LAND AND PROPERTY

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

Matters arising:

4.1 Land at Wattstown Roundabout, Coleraine

Committee noted that two strips of land adjoining the Coleraine exit of the Wattstown roundabout had now been transferred to Council, by Kennedy's in 2004 and Kentos Developments in 2005, at a cost to Council of legal fees only. This would support the development of the 'gateway' concept to Coleraine town and allow the positive management of this land by Council.

5.0 DEPARTMENT OF FINANCE AND PERSONNEL - NORTHERN IRELAND DRAFT PRIORITIES AND BUDGET 2006-08

Consideration was given to this draft document (previously supplied).

Committee noted that members' comments would be addressed in the draft response to this document and any members wishing to comment were asked to contact the Head of Development Services.

In response to Committee's recommendation, the Chairman agreed to attend a Budget Consultation Event on behalf of Council, subject to availability.

6.0 DEPARTMENT OF THE ENVIRONMENT - DRIVER AND VEHICLE LICENSING NORTHERN IRELAND - CONSULTATION ON EXCHANGEABLE DRIVING LICENCES

Consideration was given to the summary report of the Town Clerk and Chief Executive on this consultation document (previously supplied).

Members' comments would be addressed in the response to this document.

7.0 CONSULTATION LIST

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

1. Department of the Environment - Vehicle Standards and Agencies Policy Branch – Proposed Public Service Vehicles (Conditions of Fitness,

Equipment and Use) (Amendment) Regulations (Northern Ireland) 2005

Comments due: 25th January, 2006

2. Department of the Environment - Road Safety Branch – Consultation on Compulsory Seat Belt and Child Restraint Wearing Requirements in Cars and Goods Vehicles

Comments due: 6th February, 2006

8.0 NATIONAL ASSOCIATION OF COUNCILLORS - CONFERENCE - 'PREVENT, PREPARE AND PROTECT - PLANNING FOR EMERGENCIES

Read notice from the NAC advising that this conference would be held in the Carlton Hotel, Blackpool on 25/27th November, 2005.

Any members interested in attending were asked to contact Ms. Bernadette McGuinness, Administrative Officer.

9.0 DOCUMENTS TABLED

- (i) Coleraine District Policing Partnership - Minutes of the public meeting held on 22nd August, 2005.
- (ii) Citizens Advice - Annual Report 2004 – 2005.

10.0 APOLOGY

Councillor Gilkinson referred to Item 42 of the Planning Meeting held on 8th November, 2005 – reference no. C/2005/0313F and advised that, contrary to what he had reported at the meeting, the building referred to in this application had not already been erected. For this misinformation he apologised to all concerned.

Noted.

11.0 CARAVAN PARKS MEETING - 16th NOVEMBER, 2005

Reference was made to the status of this meeting and following a full debate, during which members adjourned briefly for discussion, it was proposed by Councillor Ms. Alexander, seconded by Councillor Dallat and recommended:

That the Caravan Parks Meeting to be held on 16th November, 2005 be open to the public, provided that any sensitive issues which may arise be held until the end of the meeting and heard 'In Committee'.