

LIMAVADY BOROUGH COUNCIL
COMHAIRLE BHUIRG LÉIM AN MHADAIDH

ENVIRONMENTAL SERVICES COMMITTEE

15 MAY 2007

Minutes of meeting held in the Council Offices, 7 Connell Street, Limavady at 7.00 pm on the above date.

PRESENT:

Aldermen G Mullan and G Robinson. Councillors A Brolly, P Butcher, M Carten, B Chivers, M Coyle, M Donaghy, B Douglas, J F McElhinney, C Ó hOisín, A Robinson and E Stevenson (chair).

IN ATTENDANCE:

Committee Clerk and Director of Environmental Services.

APOLOGIES:

Alderman J Rankin and Councillor L Cubitt.

CONDOLENCES:

It was agreed that a letter of condolence would be forwarded to the family of the late Arthur Doherty on the death of his wife Mary.

MINUTES:

The minutes of meeting dated 17 April 2007 were approved and signed on the proposal of Councillor Coyle, seconded by Councillor Carten.

MATTERS ARISING:

The following was welcomed by members:

- *that work to install new play equipment at Magilligan would commence on 11 June 2007;*
- *recently erected signage to notify residents of location of bottle banks at Drumsurn.*

DIRECTOR OF ENVIRONMENTAL SERVICES REPORTS – MAY 2007:

Building Control Department:

The Director of Environmental Services presented the Building Control report which detailed applications approved, acknowledged & issued; Entertainment Licences issued & transferred; application for Retention of Registration to a Society and Facilities Management & Energy Management Report, which was adopted on the proposal of Councillor Robinson, seconded by Councillor Coyle subject to the following:

Foyle Ferry Terminal Variable Messaging Signs: Members welcomed that work had started in erecting two variable messaging signs to inform the public of Foyle Ferry sailings and operation of the service. Queries arose on best location for the signs and whether these should be bilingual.

Environmental Health Department:

The Director of Environmental Services presented the Environmental Health Report and enlarged thereon. The report and recommendations within were adopted on the proposal of Alderman Mullan, seconded by Alderman Robinson subject to the following:

Alleged Illegal Eviction: Following complaint by a tenant of a property in Ballykelly of alleged illegal eviction and in light of disclosures made in statements by the tenant and the landlord, it was agreed that the matter be referred to Council's solicitor with a view to instigating legal proceedings against the landlord for breach of the Rent (Northern Ireland) Order 1978.

Smoking (NI) Order 2006 – Smoking Controls: The Director of Environmental Services reminded members that from Monday 30th April 2007 it was against the law to smoke in most enclosed or substantially enclosed workspaces and public places, including work vehicles and public transport. He said to mark this historic day in public health, the Mayor and representatives from Environmental Health Department enjoyed breakfast in Yankee.com Restaurant in Ballykelly, who had obtained a Smoke Free Premises Certificate in May 2006 when the establishment had voluntarily provided a smoke free environment for staff and members of the public.

The Director of Environmental Services explained that Council's Environmental Health Department had now commenced inspections of local establishments in order to monitor compliance with the Smoke Free legislation and out of the 142 premises visited, in the first week following the introduction of the legislation 36 did not comply in relation to signage and 3 were found not to comply in relation to smoking. He said that owners of the premises would receive a written warning to ensure compliance in the future, and further breaches of the legislation would result in formal enforcement action being taken.

Bye-Laws Prohibiting the Consumption of Intoxicating Liquor in Designated Places: The Director of Environmental Services informed members that bye-laws with regard to consumption of intoxicating liquor in designated places had been introduced initially to designated areas in Limavady town in 1992 and subsequently to designated areas in Dungiven & Ballykelly in 1997 and 2000. He said that in recent years concern had been raised about street drinking in Greysteel, Feeny Village and new housing developments in Dungiven and following consultation it was recommended that the bye laws be remade to include these areas.

Council agreed to pass the following resolution:

- (a) to adopt the draft bye-laws;
- (b) authorise the Chief Executive to carry out the necessary procedures and apply to the Department of Social Development (DSD) for confirmation.

Members noted that intention to apply for confirmation of the new bye-laws would be given in at least two local newspapers and copies would be available for inspection for a period of one month.

Technical Services Department:

The Director of Environmental Services presented the Technical Services Report and enlarged thereon. The report and recommendations within were adopted on the proposal of Councillor Coyle, seconded by Alderman Robinson Butcher subject to the following:

Green Waste Disposal: Retrospective approval was agreed to use Conservation Volunteers Coleraine for the treatment of Limavady Borough Council's separated green waste which commenced 1 May 2007 at a cost of £18.00 per tonne.

Mixed Waste Price Increase: The Director of Environmental Services explained that City Industrial Waste were proposing to increase the gate fees for mixed waste from £40.87 per tonne to £53.85 per tonne due to closure of Culmore Landfill Site and the necessity for the contractor to source alternative landfill facilities for the residual waste. He said that following negotiations, City Industrial Waste had agreed to reduce its proposed price for mixed waste to £49.00 tonne until 1st April 2008.

It was agreed on the proposal of Councillor Brolly, seconded by Alderman Robinson to re-tender for the gate fees for mixed civic amenity waste when the current contract with City Industrial Waste came to an end in August 2007.

Dungiven Civic Amenity Site - IN COMMITTEE: The Director of Environmental Services outlined to members information received from O'Connor Kennedy Turtle regarding land valuations and potential development issues in respect of two of the four sites currently being assessed for possible use as a civic amenity site in the Dungiven area. Members discussed both locations at length and it was agreed that officers would further explore if the Hass Road site could be used for locating the civic amenity site. **OUT OF COMMITTEE.**

Cleaning of Interceptor, Connecting Gullies & Pipes at Ballyquin Road Civic Amenity Site: It was agreed that the tender submitted from Enva for £995.00 + VAT for cleaning of interceptor, connecting gullies and pipes at Ballyquin Road civic amenity site be accepted.

Other Cleaning: Members agreed to the request by DRD Roads Service to resume cleaning of car parks in Newton Square and Connell Street, the costs to be charged to Roads Service as per previous arrangements.

Foreglen Play Area: The Director of Environmental Services informed members that the access road to the Gaelic Club needs to be redesigned by the GAC in accordance with their approved plans before Limavady Borough Council can proceed further with the proposed play area. It was suggested that an officer visit the site to see if the situation would be progressed.

ANY OTHER BUSINESS:

The Director of Environmental Services agreed to investigate/report back to Council on the following queries/suggestions:

- if medical conditions could be taken into consideration for elderly residents who needed bigger or additional bins;
- advice from Derry City Council solicitor on vesting procedure and how this could be applied to Drumaduff Dump. In the meantime, a clean up of the dump would take place;
- discuss with the Mayor, John McElhinney and Raymond O'Hara to ascertain if the proposed play area at Greysteel would be located in the grounds of Greysteel Community Centre;
- request that lights on the pathway running from Scroggy Road to Greystone Road near RVLC be repaired;
- request that work at Largy kickabout pitch be progressed and
- details of contract with the developer of playarea at Dernaflaw to be circulated to members at the next Environmental Services meeting.

Seal Legal Documents: Following review by the Mayor, it was agreed that the legal documents between Roe Valley Small Business Agency and Council would be signed and sealed.

It was suggested that members receive due notice for sealing of documents.

NEXT MEETING – 19 June 2007.

THIS CONCLUDED THE BUSINESS
(The meeting ended at 8.45 pm)

Signed: _____
Chair of Meeting