

**LIMAVADY BOROUGH COUNCIL  
COMHAIRLE BHUIRG LÉIM AN MHADAIDH**

**ENVIRONMENTAL SERVICES COMMITTEE  
16 SEPTEMBER 2008**

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

**PRESENT:**

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

**APOLOGIES:** - None.

**IN ATTENDANCE:**

Committee Clerk, Director of Environmental Services, Building Control Manager, Acting Technical Services Manager and the Chief Executive.

**CONGRATULATIONS:**

It was agreed that a letter of congratulations would be forwarded to Jason Smyth on setting a new 200 metres world record at the Paralympics in Beijing, China.

**MINUTES:**

The minutes of meeting dated 19 August 2008 were approved and signed on the proposal of Councillor Coyle, seconded by Councillor Butcher subject to the following:

- ◆ Page 4, Any Other Business, point 1, paragraph 3, line 2 – change word ‘making’ to ‘withholding’
- ◆ Page 4, Any Other Business, point 2, Councillor Ó hOisín requested that the paragraph be amended to read:

*‘In response to a query, the Director of Environmental Services agreed to update members regarding the disposal of the greenhouse and poly tunnels at the next Environmental Services meeting’*

**MATTERS ARISING:**

**Page 2** - Members were informed that an appeal had been lodged against the revocation of a Street Trading Licence and was listed for hearing on 15 October 2008 in Limavady Court House.

**Page 4** – Councillor Brolly requested that it be noted that she was unhappy with remarks made by Councillor Cubitt under point 1 of Any Other Business with regarding to being goaded by Sinn Féin and said no-one should blame someone else for flaws in their own character.

**Page 4** – The Director of Environmental Services advised that the greenhouse and poly tunnels had been sold for £275.

## **DIRECTOR OF ENVIRONMENTAL SERVICES REPORTS – SEPTEMBER 2008:**

### ***Building Control Department:***

The Director of Environmental Services presented the Building Control report which detailed applications approved and issued in August 2008; Entertainment Licences issued, Petroleum Spirit Licence issued and Facilities Management & Energy Management Report. The report was adopted on the proposal of Councillor Cubitt, seconded by Councillor Chivers subject to the following:

**Council Office CCTV System:** Council approved the quotation submitted by ADT to supply and install a CCTV system in Council offices at a cost of £3,231.

**Display Energy Certificates:** Council approved the quotation submitted by Northwest Energy Assessors & consultants to supply a display energy certificate for the Council Offices, Benone Tourist Complex, Dungiven Sports Centre and Roe Valley Leisure Centre at a cost of £1,200.

**Acoustic Consultants Report:** Council approved the quotation submitted by Lloyd Sound to provide an acoustic report for the minor hall at Roe Valley Leisure Centre and for the main hall in Dungiven at a cost of £375,

### ***Environmental Health Department:***

The Director of Environmental Services presented the Environmental Health Report which detailed information in relation to Food Safety, Health & Safety and Licensing & Regulatory issues. The report and recommendations were adopted on the proposal of Councillor Coyle, seconded by Councillor Chivers subject to the following:

**Dogs (Northern Ireland) Order 1983:** Under Article 29 (1) of the Dogs (Northern Ireland) Order 1983, it was agreed that details of an alleged dog attack (LR612-2008) would be referred to Council's solicitor with a view to legal proceedings being instigated against the keeper of the dog.

**Bye-Law Prohibiting the Consumption of Intoxicating Liquor in a Designated Place:** The Director of Environmental Services informed members that Council was in receipt of information from the PSNI regarding incidents of drinking alcohol in designated places contrary to the above bye-law. He outlined details of incidents and recommended that the details be referred to Council's solicitor with a view to legal proceedings being taken against the persons identified for contravention of the bye-law prohibiting the consumption of intoxicating liquor in a designated place.

Alderman Mullan suggested that additional information should be provided regarding those caught drinking on the street and felt that holding a can of beer was not sufficient reason to prosecute. He said that prosecutions should only take place if the person was causing an affray or was being disorderly. The Director of Environmental Services pointed out that the bye-laws had been in place for 10 years and that Council could only prosecute going by the information passed to it by the PSNI. The recommendation was agreed.

***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 Alderman Robinson, seconded by Councillor Cubitt subject to the following:

**Greysteel Play Area:** Members were advised that the remainder of works on the snagging list for Greysteel play area would be completed by the end of the week. Members were also advised that there was an understanding that the local community group would manage the new play area, including its opening and closing. It was agreed that the finer details of opening and closing times would be worked out when the play area was due to be officially opened.

**Vale Centre Pitch Maintenance:** It was agreed that the quotation submitted by Tony Patterson Sports Ground Contractor for gravel banding and ground breaking to pitch no 2 at the Vale Centre in the sum of £6,350 would be accepted.

**Townlands:** Council were informed that it had been established that there were 10 parishes and 310 townlands in the Borough. Councillor Ó hOisín requested that officers look at the most up to date research in reference to townlands, their spelling, derivation and meanings.

**Ballykelly Public Convenience Summary of Works:** The Director of Environmental Services reminded members of the history dating back to 1993 on attempts to provide public convenience in Ballykelly and the problems associated with this. He said in July 2008 DRD Roads Service were consulted regarding the possibility of leasing or purchasing a portion of land at Main Street, adjacent to the North West Independent Hospital and had also been asked about the possibility of utilising part of the car park on the Glenhead Road for the location of public toilets but neither of the requests had received a positive response. He sought direction from members on the way forward.

A number of views were put forward on where to locate the facility, including Council contacting Roads Service again regarding land in the car park at Glenhead Road, locating the facility on lands adjacent to Tommy's chip shop or investigating if land would be made available from within the private sector.

Councillor Cubitt indicated that the local shops and residents were supportive of Council providing toilet facilities in Ballykelly as he had over 225 signatures to that effect and proposed that Council go ahead and build the facility on land leased to Council by Roads Service beside Tommy's chip shop. The proposal was seconded by Councillor Stevenson and a recorded vote requested. However, on being put to the meeting it was declared lost, with Councillor Douglas, Alderman Rankin, Councillor Stevenson, Councillor Cubitt, Councillor Robinson and Alderman Robinson voting in favour and Councillor Coyle, Alderman Mullan, Councillor Chivers, Councillor Butcher, Councillor Donaghy, Councillor Brolly, Councillor Ó hOisín, Councillor McElhinney and Councillor Carten voting against.

Councillor Cubitt objected strongly to those who had voted against the proposal. He was reminded by the chair that Council had already agreed to provide toilet facilities in Ballykelly but not at the suggested location.

*Queries outside the Report:*

A member made reference to workshops held by the North Waste Region Waste Management Group (NWRWMG) and said Councillors often had difficulties attending these due to prior engagements. It was suggested that a member of the NWRWMG attend a meeting of Council to explain the progress the group were making towards regional waste management facility.

**ANY OTHER BUSINESS:**

- ◆ It was agreed that an officer would attend the Trading Knowledge conference on clean air to be held 24 September in Armagh City Hotel.
- ◆ The Chief Executive was handed a request signed by 5 members which was in keeping with Standing Orders and with Councils' Charter to hold a special meeting on 29 September 2008 to discuss bestowing Freedom of the Borough on Rev David Armstrong and Father Kevin Mullan.
- ◆ Councillor Cubitt proposed, seconded by Alderman Robinson that the Chief Executive write to Minister Michelle Gildernew regarding the decision to close the Agricultural office on Killane Road.

**NEXT MEETING** – 21 October 2008.

**THIS CONCLUDED THE BUSINESS**  
**(The meeting ended at 8.30 pm)**

**Signed:** \_\_\_\_\_  
**Chair of Meeting**