

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

**ENVIRONMENTAL SERVICES COMMITTEE  
17 DECEMBER 2013**

Minutes of meeting held in the Council Offices, 7 Connell Street, Limavady at 7.10pm on the above date.

**PRESENT:**

Aldermen M Coyle and J Rankin. Councillors, A Brolly, O Beattie, B Chivers (chair), B Douglas, T McCaul, J McCorkell, C McLaughlin, G Mullan, D Nicholl, A Robinson, E Scott and E Stevenson.

**IN ATTENDANCE:**

Chief Executive, Director of Environmental Services and Committee Clerk.

**APOLOGIES:** - Councillor S McGlinchey.

**MINUTES:**

The minutes of meeting dated 19 November 2013 were approved on the proposal of Alderman M Coyle, seconded by Alderman J Rankin.

**MATTERS ARISING:** - None

**DIRECTOR OF ENVIRONMENTAL SERVICES REPORTS –  
DECEMBER 2013:**

***Building Control Department:***

The Director of Environmental Services presented the Building Control Report which detailed applications approved, acknowledged, issued and rejected between 1 November and 30 November 2013. The items for information were noted and the report was approved on the proposal of Councillor J McCorkell, seconded by Councillor G Mullan subject to the following:

**Application for Grant of Entertainment Licence:** The application for the grant of an entertainment licence from The Classic Winebar, 48 Main Street, Limavady was approved subject to there being no adverse comments from the PSNI, NIFRS or public adverts.

***Environmental Health Department:***

The Director of Environmental Services presented the Environmental Health Report which detailed information relating to Food Control, Health, Safety & Wellbeing, Licensing & Regulatory, Street Trading, Pollution Control and Work Activity. The report and recommendations were approved on the proposal of Alderman M Coyle, seconded by Councillor T McCaul subject to the following:

**Failure to comply with an Article 20 Notice PC205-2013:** The Director of Environmental Services informed members following complaints of illegal dumping in Ballykelly an Article 20 Notice was delivered to the person

responsible however the notice had not been complied with. It was agreed the case would be referred to Council's solicitor with the view to legal proceedings being instigated for failure to comply with the Article 20 Notice issued under The Litter (NI) Order 1994.

**Causeway Coast and Glens and Mid and East Antrim Cluster PHA Grant for Development of an Oil Buying Club:** The Director of Environmental Services directed members to the tabled letter, application form and guidance notes regarding a further phase of the oil club grant scheme due to the success of the first phase of the scheme resulting in 9 additional oil clubs, 4 of which were based in the Limavady Borough. He asked members to encourage community and faith-based groups whom they thought would be interested to submit an application.

***Technical Services Report:***

The Director of Environmental Services presented the Technical Services Report and enlarged thereon. The items for information were noted and the report was approved on the proposal of Councillor A Brolly, seconded by Councillor T McCaul subject to the following:

**Foreglen Play Area:** The Director of Environmental Services outlined the outcome of the discussions and the site meeting with O'Briens GAC regarding the provision by the GAC of a portion of land to Council for the construction of a play area. It was agreed to proceed with the project in line with the following works/actions on the proposal of Councillor A Brolly, seconded by Councillor C McLaughlin:

- Council to provide a top coat surface to a section of footpath leading to the access gates to the proposed play park (a section of the path has already been prepared with a base coat) and lay a base coat of tarmac from the entrance gates of the GAC. The total extent of these works would be subject to a maximum spend not exceeding £2,700.
- Council to fit double headed light fittings to the lamp standards provided within the play park.
- The boundary of the play park to be fenced in its entirety with an Ibox type fence, the wall to be demolished to the side of the GAC entrance gates will not be rebuilt.
- Council to level, topsoil and sow out in grass that portion of ground between the play park and the public road which is in the exclusive ownership of the GAC and maintain same thereafter.
- Council to be responsible for payment of the reasonable legal fees incurred by the GAC in entering into the said lease.

The Director of Environmental Services responded to queries stating that Council would not have any future commitment for the repairing or upgrading of the surfacing works outside of the play area but would be responsible for the maintenance and upkeep of the play area. He also confirmed that arrangements for the opening and closing of the play park could be discussed with the local community/GAC.

**Ballykelly Playarea:** Councillor E Scott thanked officers for the installation of 8no lighting columns between the play area at Kings Lane and King's Lane/Drummond Park houses.

**Quotation for Mini Excavator:** It was agreed to accept the tender submitted by D A Forgie for the supply and delivery of 1no Mini Excavator at a cost of £24,500.

**IN COMMITTEE** on the proposal of Councillor C McLaughlin, seconded by Councillor T McCaul:

**Drumaduff Landfill Site – Restoration and Remediation: Vesting of Lands at Drumaduff, Limavady:** The Director of Environmental Services advised members that in accordance with vesting procedures the relevant landowners were notified in writing of Council’s application to the Department of Environment for a Vesting Order to compulsorily purchase the lands necessary for the restoration and remediation of the former Drumaduff landfill site. Notice of the proposed vesting was also placed in the local press over two consecutive weeks. In addition a range of statutory bodies and utility providers were notified in writing of the proposed vesting. Any objections to the proposed vesting had to be presented in writing to the Northern Ireland Environment Agency before 17th November 2013. The Director of Environmental Services further advised that 10 objections to the vesting application had been lodged with the NI Environmental Agency and these had been forwarded to Council solicitor who has advised that council should seek opinion from Legal Counsel. Following discussion members agreed to proceed with the recommendation to seek legal opinion from Junior Counsel.

**OUT OF COMMITTEE** on the proposal of Councillor A Brolly, seconded by Councillor T McCaul:

**ANY OTHER BUSINESS: -**

**The Honourable The Irish Society:** The Director of Environmental Services responded to a members query and confirmed that the oak tree presented to Council by The Honourable The Irish Society would be planted at Enagh Cemetery. Agreed.

**Limavady 400:** As part of the planting of trees to mark Limavady 400, a member suggested that something should be done to mark the planting of the 400<sup>th</sup> tree.

**NEXT MEETING** – 21 January 2014.

**THE BUSINESS CONCLUDED AT 8.20PM**

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