

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

**ENVIRONMENTAL SERVICES COMMITTEE
19 FEBRUARY 2013**

Minutes of meeting held in the Council Offices, 7 Connell Street, Limavady at 7.15 pm on the above date.

PRESENT:

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

IN ATTENDANCE:

Director of Environmental Services and the Committee Clerk.

APOLOGIES: - Chief Executive.

MINUTES: The minutes of meeting dated 22 January 2013 were approved on the proposal of Councillor McCaul, seconded by Councillor Chivers.

MATTERS ARISING:

Page 3 – Lighting and Christmas Trees: The Director of Environmental Services explained that Christmas lighting could not be fitted to some of the trees in Catherine Street as there was no power supply to those trees.

Page 3 - Contract for Haulage, Recycling and Processing to End Markets of Mixed Dry Recyclable Waste: The Director of Environmental Services confirmed that a letter had been issued by all the councils in the North West Region Waste Management Group to the current contractor for the above service requiring adherence to the terms of contract. He said that the contractor had been given 25 working days to remedy the defects.

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

Building Control Department:

The Director of Environmental Services presented the Building Control Report which detailed applications approved, acknowledged, issued, cancelled rejected and withdrawn between 1 and 31 January 2013, Entertainment Licences issued, Property Certificates issued and Facilities Management & Energy Management Report. The report was approved on the proposal of Councillor Robinson, seconded by Councillor McCorkell subject to the following:

Application for the Grant of an Entertainment Licence - Joe's Bar, 92-94 Main Street & Ban Joe's Bar, 82-84 Main Street, Dungiven: It was agreed that decision on two applications for grant of an Entertainment Licence for Joe's Bar and Ban Joe's Bar, Dungiven would be deferred until after the result of a court hearing regarding the premises liquor licence scheduled to be heard 1 March 2013.

Application for the Grant of an entertainment Licence – The Crown Bar, 24 Irish Green Street, Limavady: It was agreed that the application for grant of an Entertainment Licence for The Crown Bar would be approved subject to no adverse comments being received from the PSNI or NIFRS.

Notification of Application for the Renewal of a Bingo Club Licence: There were no objections to the application for renewal of Bingo Club Licence.

Notification of Application for Renewal of Registration of a Club: There were no objections to the list of applications for renewal of registration of a club.

Joint Procurement: It was agreed that the boiler servicing contract which was jointly procured between the councils in the Causeway Cluster would be extended for a further year until 2014.

Environmental Health Department:

The Director of Environmental Services presented the Environmental Health Report which detailed information relating to Food Control, Health & Wellbeing, Licensing & Regulatory, Pollution Control and Court Costs. The report and recommendations were approved on the proposal of Councillor Robinson, seconded by Councillor McLaughlin subject to the following:

Test Purchase Exercise: The Director of Environmental Services outlined that in October 2012 Officers from the Department carried out a test purchasing exercise among retailers throughout the Borough to assess compliance with legislation around the sale of tobacco to those under the age of 18. He said that two premises made illegal sales of tobacco, following which Officers carried out interviews under caution with the proprietors of each premises and made an assessment of policies and procedures in place to prevent such illegal sales from occurring.

It was agreed that one of the proprietors would receive a Simple Caution as it was found that reasonable efforts to prevent illegal sales of tobacco were in place. It was also agreed that in the second case legal proceedings would be instigated against the proprietor of the business for illegal sale of tobacco as no safeguards were in place to prevent such sales.

Noise Nuisance – Playing of Loud Music: Members were advised that a case involving the breach of an Abatement Notice on two occasions had been heard in Limavady Magistrates Court on 16 January 2013 and the defendant pleaded guilty to the offences. It was stressed that the fine of £25.00 in respect of each offence in no way covered the cost to Council to investigate this matter.

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 adopted on the proposal of Councillor Chivers, seconded by Alderman Coyle subject to the following:

North West Region Waste Management Group: The Director of Environmental Services circulated minutes from the North West Region Waste Management Group meetings held 5 & 19 December 2012. He requested that the confidentiality of the contents of the minutes should be respected.

Short Term Contract for Haulage, Recycling and Processing to End Markets of Mixed Dry Recyclable Waste: The Director of Environmental Services reminded members that Council along with the councils of the Causeway cluster previously held a short term interim contract with the same contractor currently used for the haulage, recycling and processing to end markets of mixed dry recyclable waste. He said the contractor had failed to provide payment for the waste delivered between June and August 2012 in accordance with the terms of the contract. Following legal advice it was recommended that if all monies due to Council from the contractor were not received within 14 days, that Council solicitor would be instructed to issue proceedings for recovery of the monies due. Agreed.

European Week for Waste Reduction: Officers were congratulated in winning first place in the Public Authority sector of the DoE/WRAP regional awards in collaboration with the North West Regional College for the Love Food Hate Waste initiative. It was highlighted that it was important that people get educated on waste reduction and it was suggested that tips regarding food waste should be forwarded to the public.

Bus Shelters: It was agreed that subject to all necessary approvals bus shelters would be erected at Seacoast/Point Road, Rosebrook Burnfoot, Dunlade/Clooney Road and Sisterkeel/Glack Road. Technical Service Officers to arrange site meetings with local elected members, Translink, Roads Service and the PSNI to identify suitable locations for the bus shelters.

Garvagh Road Play Area and Glack Play Area: It was agreed that officers would be delegated responsibility on evaluation and tender selection for play equipment for Garvagh Road and Glack play areas.

Ballykelly Toilets: The Director of Environmental Services informed members that the land on which Ballykelly toilets were built remained unregistered, however DRD confirmed that the lands formed part of the adjacent car park since 1979. He said that solicitors for the Department were claiming ‘possession and under these circumstances, the Department could not convey the usual covenants for title and could only convey a possessory title.

It was agreed that Councils Solicitor would proceed to prepare the relevant Deed of Transfer in respect of the lands and to progress the transaction subject to a payment of £1500 to DRD Road Service.

Public Health Agency/Local Government Joint Working – Civic Pride Project: The Director of Environmental Services explained that in November 2011 the Regional Steering Group of the Public Health Agency/Local Government Joint Partnership proposed that consideration be given to the development of a “Civic Pride” project designed to promote pride amongst communities in their local areas through the delivery of a regional anti littering campaign supported by actions at a local level to help clean up areas defaced by litter or dereliction. He said that a working group involving representatives from PHA, DoE, local government and TidyNI had developed a Civic Pride Project which would require £1.8m funding over a three year period and that the PHA was considering committing £200k per annum (£600k in total) with the DoE offering funding of £390k over the period. He added that local Government had been asked to support the project by providing the remaining £810k to make up the total project costs determined on a per head of population basis.

It was agreed that Council would support the Civic Pride project by committing a sum of £5,000 per annum for each of the three years of the project.

Tenders: It was agreed that the quotation submitted by Glenbank Nursery in the sum of £3,255 for supply and delivery of planted sitters and hanging baskets would be accepted for the 2013 season. It was also agreed that the quotation submitted by Hanna Nurseries in the sum of £16,643 for supply and delivery of bedding plants for the 2013 season would be accepted.

Drumaduff Landfill Site: The Director of Environmental Services reported that an agent representing a number of landowners at Drumaduff landfill site had offered Council the opportunity to purchase strips of land around the site at a total cost of £275k. He said that Council did not need all the land offered and the vesting process for the lands required had already commenced. He added that following discussion with Council's solicitor it could not be recommended to accept this offer.

A discussion followed in which it was suggested that Council should consider the offer and possibly negotiate with the agent on price as this might help the case on purchase of land from the main landowner at the site.

Councillor Chivers proposed, seconded by Councillor Brolly that Council continue with the vesting of the lands as previously agreed and decline the offer made by the agent for Council to purchase the lands. Agreed.

In response to Councillor Douglas who disagreed with the decision, Councillor Brolly pointed out that buying land which was not needed could not be justified to the ratepayer and that Council should follow the legal advice given. Noted.

Issues Raised Outside the Report:

- Request for Council to provide flower beds in Magilligan.
- Request for a clean-up to the outside of Council Offices.
- Request that the steps at Roe Valley Arts and Cultural Centre be extended to allow for street entertainment and public viewing of street performers.

ANY OTHER BUSINESS:

Littering: Members highlighted the problem of dog fouling in the Drumsurn area and to chewing gum being thrown on the pavements. It was suggested that the message on littering should be given priority and that people should be encouraged to report littering abuse, with a change of attitude being needed to address this problem.

Scroggy Road Pitches: A member raised concerns on potential danger to life by those climbing over the fence to gain access to Scroggy Road pitches. It was agreed that the concern would be forwarded to the Director of Development.

NEXT MEETING – 19 March 2013.

THE BUSINESS CONCLUDED AT 8.15 PM

Signed: _____

Chair of Meeting