

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

**ENVIRONMENTAL SERVICES COMMITTEE
21 JANUARY 2014**

Minutes of meeting held in the Council Offices, 7 Connell Street, Limavady at 8pm 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 17 December 2013 were approved on the proposal of Councillor C McLaughlin, seconded by Councillor E Scott.

MATTERS ARISING: - None

DIRECTOR OF ENVIRONMENTAL SERVICES REPORTS – JANUARY 2014:

Building Control Department:

The Director of Environmental Services presented the Building Control Report which detailed applications approved, acknowledged and issued between 1 December and 31 December 2013. The items for information were noted and the report was approved on the proposal of Councillor T McCaul, seconded by Alderman J Rankin subject to the following:

Application for Grant of Entertainment Licence: The applications outlined below, for the grant of an entertainment licence were approved subject to there being no adverse comments from the PSNI, NIFRS or public adverts:

- The Coast Bar, 144 Seacoast Road, Limavady
- Murphy's Bar, 104 Main Street, Dungiven
- The Well, 2 Plantation Road, Ballykelly

Quotation for Works at Roe Valley Leisure Centre and Benone Tourist Complex: The Director of Environmental Services referred members to the tabled addendum outlining quotations received for works at Roe Valley Leisure Centre and Benone Tourist Complex. It was agreed that the quotation submitted by Geoff Castles Boiler Services Ltd in the sum of £25,849.00 for replacement Pool Dosing Controllers at RVLC and Benone would be accepted. It was also agreed that the quotation submitted by Geoff Castles Boiler Services Ltd in the sum of £35,750.00 for replacement of Boiler Calorifiers at Roe Valley Leisure Centre would be accepted.

Refurbishment Work in Plant Room at Roe Valley Leisure Centre: Members were advised that following an advertisement placed in the Belfast Telegraph in December 2013, inviting contractors to express interest in a pre-qualification process for the refurbishment works in the plant room at RVLC, only one response was received. It was agreed Council would re-advertise the call for expressions of interest and the company who already responded would be contacted and advised that their submission would be evaluated following the later closing date.

Environmental Health Department:

The Director of Environmental Services presented the Environmental Health Report which detailed information relating to Consumer Protection, Environmental Health, Health, Safety & Wellbeing, Licensing & Regulatory, Street Trading and Work Activity. The report and recommendations were approved on the proposal of Councillor J McCorkell, seconded by Alderman J Rankin subject to the following:

Alleged Illegal Eviction [EH219-2013]: The Director of Environmental Services updated members on a complaint received from a tenant of a private rented dwelling in Ballykelly regarding the state and condition of the property. An inspection of the dwelling took place and raised several matters of concern. The officer contacted the landlord who was unhappy that the tenants contacted Council and during conversation the landlord suggested evicting the tenants, the officer advised the landlord that if tenants had to be removed from the property then due legal process must be followed. Further to conversations taking place tenants advised Council that they had been locked out of the dwelling and their belongings remained inside. The owner and landlord of the dwelling had been interviewed under caution and admitted to changing the locks and not providing a written 4 week Notice to Quit. It was agreed to refer the matter to Council's solicitor for advice in relation to initiating legal proceedings against the landlord of the property for the illegal eviction of the tenants contrary to Article 51 (1) of the Rent (NI) Order 1978. It was also agreed that if the advice was in the affirmative then proceedings would be issued for the offence as detailed above.

Smoke Free Health and Social Care Trust: Members agreed to a request from the Western Health and Social Care Trust to address Council at the next available Environmental meeting, to provide members with details on their new Smoke Free Policy making them the first 'smoke free' Health Trust in Northern Ireland.

Unlicensed Dog [LR644-2013]: The Director of Environmental Services informed members of a stray dog complaint received in November 2013. The dog owner was given written advice in relation to responsible dog ownership and requested to licence the two dogs by 13 December. The dog owner failed to licence the dogs which resulted in a final warning being issued requesting payment by 3 January 2014. As the dog owner failed to licence the dogs by that date a Fixed Penalty Notice was issued requiring payment and licensing of the dogs by 24 January 2014. It was agreed that if the dogs were not licensed by 24 January 2014 the matter would be referred to Councils solicitor with the view to instigating legal proceedings against the dog owner for failure to licence the dogs.

Stray Dog Complaint [LR603/604-2013]: The Director of Environmental Services notified members of a complaint received regarding two straying dogs in November 2013. The two dogs were immediately seized by Councils

Enforcement Officer and taken to Derry City Council kennels, the Director of Environmental Services confirmed that one of the dogs has since been rehomed by the kennels. The owner of the second dog received a warning letter and a £50.00 Fixed Penalty Notice for the straying offence. The Fixed Penalty remains unpaid. It was agreed that the matter be referred to Council's solicitor with the view to legal proceedings being instigated against the owner of the dog.

On Street Drinking Offences LR4-2014 & LR5-2014: Following on from two incidents in November 2013 of alcohol consumption in a designated place, it was agreed that the matters 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.

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 J McCorkell, seconded by Councillor E Scott subject to the following:

Provision of Services for the Haulage, Treatment and Disposal of NWRWMG collected Local Authority Residual Municipal Waste (Interim Contract): Members approved its engagement and participation in the proposed procurement exercise as discussed within the North West Region Waste Management Group to retender for the above service to commence from the expiry of the current contract.

Quotations: It was agreed that the quotation submitted by Glenbank Nurseries in the sum of £3,255 for supply and delivery of planted sitter and hanging baskets complete with wicks would be accepted for the 2014 season. It was also agreed that the quotation submitted by Hanna Nurseries in the sum of £16,987.50 for supply and delivery of bedding plants for the 2014 season would be accepted.

E-Car Project – Electric Vehicles Charging Bays: The Director of Environmental Services informed members of correspondence received from Roads Service regarding the need to amend their current legislation to enable the relevant parking bays to be used as electric vehicle charging points. Concerns were raised regarding the parking bay located on Catherine Street, Limavady which is currently limited to a one hour parking restriction and would compromise the effectiveness of the charging point. It was agreed to communicate the concerns to Roads Service.

ANY OTHER BUSINESS: -

Grant of Liquor Licence: The Director of Environmental Services informed members that a grant of a liquor licence had been received from Mr S McConologue for The Well, 2 Plantation Road, Ballykelly. Council offered no objection.

NEXT MEETING – 18 February 2014.

THE BUSINESS CONCLUDED AT 8.40PM

Signed: _____
Chair of Meeting