

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

ENVIRONMENTAL SERVICES COMMITTEE

22 JANUARY 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:

Chief Executive, Building Control Manager, Environmental Health Manager, Waste Services Manager and the Committee Clerk.

APOLOGIES: - Director of Environmental Services.

MINUTES: The minutes of meeting dated 18 December 2012 were approved on the proposal of Alderman G Robinson, seconded by Councillor B Chivers.

MATTERS ARISING: - None.

DIRECTOR OF ENVIRONMENTAL SERVICES REPORTS – JANUARY 2013:

Building Control Department:

The Building Control Manager presented the Building Control Report which detailed applications approved, acknowledged, issued, cancelled rejected and withdrawn between 1 and 31 December 2012, Entertainment Licences issued, application for Occasional Licence, Property Certificates issued, and Facilities Management & Energy Management Report. The report was approved on the proposal of Councillor McGlinchey, seconded by Councillor Brolly subject to the following:

Bi-lingual Street Nameplate: The Building Control Manager reported that Council had received a written request from a resident within Garvagh Road, Dungiven to replace the road name plate with a bi-lingual sign. Based on the responses received from consultation on the request, and in line with Councils Street Naming & Property Numbering Policy, it was agreed that a bilingual street nameplate in English/Irish would be erected at Garvagh Road, Dungiven.

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 case being held in Limavady Magistrates Court on 4 February 2013.

Environmental Health Department:

The Environmental Health Manager presented the Environmental Health Report which detailed information relating to Food Safety, Health & Wellbeing, Licensing & Regulatory, Pollution Control and Fuel Poverty. The report and recommendations within were approved on the proposal of Councillor McCorkell, seconded by Alderman G Robinson subject to the following:

Unlicensed Dog Offence: It was agreed that details of an unpaid Fixed Penalty Notice for a dog licensing offence would be referred to Council's solicitor with a view to legal proceedings being instigated for the unlicensed dog offence under Article 17 (1) of the Dogs (NI) Order 1983.

Street Trading Consultation: The Environmental Health Manager advised of a joint consultation on draft regulations to repeal the Pedlars Act 1871 and 1881 (UK-wide) and to amend the street trading legislation in England, Wales and Northern Ireland to secure compliance with the European Services Directive. She said that licensing officers were looking at the consultation to ensure that any response would not undo the good controls already in place around street trading. It was agreed that a response to the Street Trading consultation would be delayed until 5 February 2013.

Setting Fixed Penalties: The Environmental Health Manager informed members that over the past year there had been a substantial increase in the number of offences for which Council could serve a Fixed Penalty Notice and that these were also of varying amounts, with some set by Central Government and others set by local councils. She gave an overview of the offences and recommended amounts for Fixed Penalty Notices set by Council which was subsequently approved by members.

In response to a member, the Environmental Health Manager clarified that there was a pending case for a graffiti and fly posting offence. She urged members who had details of fly posting offences to pass these to the Environmental Health Department.

Enforcement Policy for Noise Complaints: The Environmental Health Manager gave an overview of the above policy on noise complaints and answered a number of questions from members on enforcement and how officers dealt with complaints. The Clean Neighbourhood and Environmental Act (Northern Ireland) 2011 Enforcement Policy for Noise Complaints was approved by Council.

Better Regulation – Extending the Scope of the Northern Ireland Better Regulation Strategy to Cover all NI Local Authorities: Council agreed to the extension of the scope of the Northern Ireland Better Regulation Strategy to cover all local authorities in Northern Ireland and to be included within its scope.

Technical Services Report:

The Waste Services Manager presented the Technical Services Report and enlarged thereon. The items for information were noted and the report was adopted on the proposal of Councillor McLaughlin, seconded by Councillor McGlinchey subject to the following:

European Week for Waste Reduction: Members were advised that the Love Food Hate Waste project as part of the European Week for Waste Reduction had been awarded first place in the Public Authority category in awards sponsored by the DoE and WRAP. The work carried out by the Waste Management Officer was commended.

Removal of Trees: Members welcomed that trees being removed from Lisnakelly Road/Barnailt Road junction would be reused elsewhere by Council.

Enagh Cemetery: The problem Council workers faced in removing excessive amount of memorabilia on graves at Enagh Cemetery was highlighted. It was stressed that grave owners should adhere to the cemetery rules.

Lighting and Christmas Trees: The Waste Services Manager advised that Council Operatives were currently removing all Christmas festoons and decorations throughout the Borough. It was agreed that a query would be forwarded to the Operations Manager on why the trees at Catherine Street had not been decorated similar to those on Main Street.

IN COMMITTEE: It was agreed on the proposal of Alderman Coyle, seconded by Alderman Robinson that the following items would be discussed in committee.

Major Waste Infrastructure Project: The Chief Executive informed members that a writ had been served on the North West Region Waste Management Group by City Industrial Waste Limited with regard to the Major Waste Infrastructure Project. It was stipulated that the Group had followed all the regulations with regard to the procurement process. It was agreed that Council would follow legal advice given by the groups' legal representatives.

Contract for Haulage, Recycling and Processing to End Markets of Mixed Dry Recyclable Waste: It was agreed that a letter would be issued to the current contractor for the above service requesting adherence to the terms of contract as obligations within the contract had not been complied with, and that failing this, consideration would be given to termination of contract.

OUT OF COMMITTEE: It was agreed on the proposal of Councillor Chivers, seconded by Alderman G Robinson to come out of committee.

ANY OTHER BUSINESS:

Walkway along the Roe Bank: It was agreed that a query over blockage to walkway along the roe bank would be forwarded to the Director of Development and the Operations Manager.

NEXT MEETING – 18 February 2013.

THE BUSINESS CONCLUDED AT 8.15 PM

Signed: _____
Chair of Meeting