

**MINUTES OF THE PROCEEDINGS OF THE COUNCIL MEETING HELD  
ON MONDAY 27<sup>TH</sup> OCTOBER 2014**

**In the Chair:** Councillor D Cunningham

**Members Present:** Councillors J Baird, S Blaney, W Graham, S Hunter,  
N McAllister, C McCambridge, RD McDonnell, R McIlroy,  
S McKillop, C McShane, P McShane, CC Thompson

**Also Present:** Mr R G Lewis, Clerk and Chief Executive

Mrs M Quinn, Director of Corporate Services

Mrs E Mulholland, Director of Development Services

Mr A McPeake, Director of Environmental Services

Ms J Lundy, Planning Service

Ms D Bader, Member Services Clerical Officer

14/20:01

**APOLOGIES AND CHAIRMAN'S BUSINESS**

**Apologies**

Apologies were received on behalf of Councillors D McAllister and MA McKillop.

**Chairman's Business**

**Condolences**

Condolences were offered to the family of Frank McCarry, former Councillor 1985-1989, who passed away on Friday 24<sup>th</sup> October 2014.

**Congratulations**

Congratulations were offered to Ruari Ogs Cushendall for progressing to the Ulster Senior Club Hurling Championship Final after their recent win over Slaughtneil at Loughgiel and to Cross & Passion College Hurlers after retaining the Mageean Cup and reaching the All Ireland Final in Belfast on Friday night.

**Council Meeting**

After discussion, it was agreed that the Council Meeting to be held on 22<sup>nd</sup> December 2014 would be moved forward to 15<sup>th</sup> December 2014.

14/20:02

**DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

14/20:03

**MINUTES OF THE COUNCIL MEETING HELD ON 22<sup>ND</sup> SEPTEMBER 2014**

The minutes of the Council Meeting held on 22<sup>nd</sup> September 2014 were taken as read.

After discussion,

Councillor Blaney proposed,  
Seconded by Councillor McIlroy and resolved,  
“That the minutes of the Council Meeting held on 22<sup>nd</sup> September 2014 be adopted.”

14/20:04

**MATTERS ARISING FROM THE MINUTES OF THE COUNCIL MEETING HELD ON 22<sup>ND</sup> SEPTEMBER 2014**

Page 6/7 – Proposed Improvements Bushmills Community Centre  
(Requested by Councillor McIlroy)

Reference was made as to the progress of the Strategic Review of facilities being undertaken by CC&G Council.

It was stated that Bushmills Community Centre would be discussed in Item 8 of the Agenda.

14/20:05

**APPLICATIONS FOR PLANNING PERMISSION**

The Planning Schedule which had been circulated was taken as read.

E/2013/0232/F Mr Seamus Glenn, c/o 2020 Architects, 37 Main Street, Ballymoney, BT53 6AN. Location: 242m North of 79 Moyarget Road, Ballycastle, Co Antrim, BT54 6HL. Proposed Wind Turbine with a 32m hub height, under PPS18. (Recommended for Approval)

The above application was approved.

E/2014/0089/F Mr John McCaughan, c/o Pro-Design (NI) Limited, 43 Kilmandil Road, Cloughmills, Ballymena, BT44 9BH. Location: 150m NE of 226 Causeway Road, Bushmills. Proposed new dwelling and detached garage. (Recommended for Refusal)

The above application was deferred for an Office Meeting. MLA or representative to be in attendance.

E/2014/0101/F Mr and Mrs Parker, c/o Lavery Architecture, 63a Churchfield Road, Ballycastle, BT54 6PX. Location: 28 Mill Street, Ballycastle, Co Antrim, BT54 6ES. Proposed replacement dwelling. (Recommended for Refusal)  
The above two applications were deferred for an Office Meeting for further information. (Recommended for Refusal)

The above application was deferred for an Office Meeting for further information.

E/2014/0109/F Mr Gerard Madden, c/o Paddy Byrne Architects, 108 Appleton Park, Belfast, BT11 9JF. Location: 2A Tully Crescent, Ballyemon Road, Cushendall, BT44 0SN. Proposed two storey extension to existing dwelling. (Recommended for Approval)

E/2014/0118/F NI Water, c/o Doran Consulting, 96-102 Great Victoria Street, Belfast, BT2 7BE. Location: Ballyconaghan, Rathlin Island, Ballycastle, Moyle, BT54 6RT. Proposed borehole compound to provide a supplementary public water supply. Works to include a borewell with headworks, a building to house a control panel, a below ground valve chamber and below ground pipes. (Recommended for Approval)

E/2014/0120/F NI Water, c/o Doran Consulting, 96-102 Great Victoria Street, Belfast, BT2 7BE. Location: Ballynagard, Rathlin Island, Ballycastle, BT54 6SB. Proposed construction of a small building to house booster pumps to improve the security of the water supply to the Island residents. (Recommended for Approval)

The above three applications were approved.

E/2014/0141/O Mr Neal McQuaige, c/o W M McNeill, 30 Knowehead Road, Broughshane, Ballymena, BT43 7LF. Location: 120m South West of 89 Glendun Road. Proposed new dwelling and garage on the farm. (Recommended for Refusal)

The above application was deferred for an Office Meeting for further information.

E/2014/0155/F Northern Farm Partnership, c/o Lavery Architecture, 63a Churchfield Road, Ballycastle, BT54 6PX. Location: 95m North of Carneaty Civic Amenity Site, 55 Moyarget Road, Ballycastle, Co Antrim, BT54 6HL. Proposed installation of 50kw of Photovoltaic Panels to generate electricity on 13 no. solar park ground mounting systems. (Recommended for Approval)

E/2014/0156/F Seaport (NI) Ltd, c/o Studiorogers, c/o The Egg Store, 1 Mountsandel Road, Coleraine, BT52 1JB. Location: Tramway Halt, Causeway Station, Runkerry Road, Bushmills, BT57 8SZ. Proposed alteration and extension of ticket, café, waiting and kitchen areas at existing tramway halt. (Recommended for Approval)

The above two applications were approved.

E/2014/0161/F M McHenry, c/o Lavery Architecture, 63a Churchfield Road, Ballycastle, BT54 6PX. Location: 47m South East of 134 Whitepark Road, Ballycastle, Co Antrim, BT54 6ND. Proposed farm diversification project involving the installation of 50kw of Photovoltaic Panels to generate electricity on solar park ground mounting systems. (Recommended for Refusal)

The above application was deferred for an Office Meeting to view amended plans received from the applicant.

#### Deferred Items

E/2010/0272/F Mr & Mrs Chris Lynch, 19 Causeway Road, Bushmills, BT57 8SU. Location: 19 Causeway Road, Bushmills. Proposed extension to existing dwelling and demolition of redundant farm building to be replaced with a new dwelling on the farm. (Recommended for Refusal)

The above application was held for 2 weeks.

E/2012/0109/F Mr G McCormick, 7 Glenmareeran Road, Ballycastle, BT54 6PU. Location: 95A Magheramore Road (30 metres South of), Ballycastle, BT54 6JG. Proposed usage is to fill up area with inert materials, level and sow out for agricultural usage. (Recommended for Approval)

The above application was approved.

E/2013/0087/O Mr Neal McQuaige, c/o W M McNeill, 30 Knowehead Road, Broughshane, Ballymena, BT43 7LF. Location: 90m North East of No 89 Glendun Road, Cushendun, Co Antrim, BT44 0PZ. Proposed new dwelling and garage on the farm. (Recommended for Refusal)

The above application was deferred for ten working days.

E/2013/0130/F Portnaboe Ltd, c/o Donaldson Planning, 50a High Street, Holywood, BT32 0PQ. Location: Lands at The Nook, 48 Causeway Road, Bushmills, Co Antrim, BT57 8SU. Proposed provision of 10 no. guest bedrooms in two new buildings contained within the curtilage of The Nook. (Recommended for Refusal)

The above application was held to allow for a meeting with the minister. If no change in opinion then the decision would be issued.

E/2013/0147F Mr and Mrs Kenneth Graham, c/o MKA Planning Ltd, 32 Clooney Terrace, Derry, BT47 6AR. Location: No's 102 and 102A Glen Road, adjacent to Callisnagh Bridge, Glenariffe, Co Antrim, BT44 0RG. Proposal, Article 28 of 1991 Planning (NI) Order application for removal of condition no 2 requiring use of dwellings at No 102 and 102A Glen Road, Glenariffe as tourist accommodation on planning permission E/98/0090 due to applicants compliance with policy CTY10 of PPS21 and lack of viability. (Recommended for Refusal)

The above application was refused.

E/2013/0167/F Ballycastle Bowling and Social Recreation Centre, c/o Hunter Associates, 8 Charlotte Street, Ballymoney, BT53 6AY. Location: Ballycastle Bowling and Social Recreation Centre, 2 Mary Street, Ballycastle, Co Antrim, BT54 6QH. Proposed extension to provide accessible toilet facilities to existing clubhouse and erection of fence at existing boundary wall on Mary Street. (Recommended for Approval)

E/2013/0181/F Gerard Reid, c/o Norman Perry, Diamond Design Studio, 5 Straid Road, Ballycastle, BT54 6HQ. Location: 32 Main Street, Ballintoy, Co Antrim, BT54 6LX. Proposed garage with first floor store all to rear of property and on foot of existing shed. (Recommended for Approval)

The above two applications were approved.

E/2013/0207/F Alan Laverty, c/o 2020 Architects, 37 Main Street, Ballymoney, BT53 6AN. Location: Site 50m SE of 7 Causeway Road, Bushmills, Co Antrim, BT57 8SU. Proposed dwelling under Planning Policy CTY10. (Recommended for Refusal)

The above application was deferred for an Office Meeting for further information.

E/2013/0208/F David & Jill Pearson, 112 Sandown Road, Belfast, BT5 6GX. Location: 213 Causeway Road, Bushmills, BT57 8SY. Proposed extension to rear and side of dwelling. (Recommended for Refusal)

The above application was deferred for an Office Meeting with MLA, Councillor Baird to liaise with MLA.

E/2014/0053/F Mr Michael Brady, 1 Dunamallaght Crescent, Ballycastle, BT54 6PP. Location: 54 Castle Street, Ballycastle, BT54 6AR. Proposed covering of damaged fibreboard in alley ceiling with white PVC Board. (Recommended for Refusal)

The above application was refused.

It was agreed that the Office Meetings would be held on Thursday 6<sup>th</sup> November 2014.

14/20:06

## **ENVIRONMENTAL SERVICES REPORT**

The Environmental Services Report having been circulated, was taken as read.

### **Information Sharing Protocol with the Landlord Registration Registrar**

After discussion, it was agreed that Council would sign up to the Information Sharing Protocol with the Landlord Registration Registrar and authorisation of the following officers under Regulation 9 of the Landlord Registration Regulations (Northern Ireland) 2014 for the purpose of requesting data in accordance with the Information Sharing Protocol.

Sharon Bateson, Zara Kelso and Marian McKeever

### Action on Dog Fouling

Reference was made to Appendix 2 which outlined four options aimed at reducing the prevalence of dog fouling in the district.

After discussion, on costs and the requirement for extra bins in other areas,

Councillor Cunningham proposed,  
Seconded by Councillor P McShane and resolved,  
“That Council would approve Option (i) the introduction of a ‘Reportall App.’, Option (iii) training of additional staff out and about in the course of their duties for litter and dog fouling enforcement, and Option (iv) to increase the number of bins in Ballycastle, as outlined in Item 1.2 of the Environmental Services Report 27<sup>th</sup> October 2014, and to also consider increasing the number of bins in other areas.”

### Delegation of Powers to Instigate Legal Proceedings

Reference was made to a previous discussion regarding Delegation of Powers and it was now recommended that Council delegate authority to the Chief Executive, Director of Environmental Services and Head of Environmental Health, to discharge its functions relating to the institution of legal proceedings or other formal action under the relevant provisions of legislation enforced by the Environmental Health Unit and that the Moyle District Environmental Health Enforcement Policy be revised accordingly.

Issues discussed included, Fixed Penalties, the wording of the Environmental Health Policy being open to legal challenge and concerns over delegating authority to Officers.

Following further discussion it was agreed not to accept the recommendation.

### Tender for 12Tonne RCV (Rathlin Bin Lorry)

Reference was made to the four tenders received for the supply and delivery of one 12Tonne Refuse Collection vehicle for Rathlin.

Discussion took place on the need for the vehicle to be fit for purpose, to fit on the ferry, cost effectiveness of a vehicle just for Rathlin one day a week and the possibility of it being utilised for the remainder of the week in other areas, leasing of a vehicle and £10,000 to be raised by the sale of the old vehicle.

Councillor P McShane and Councillor McIlroy left the meeting.

After discussion,

Councillor Baird proposed,  
Seconded by Councillor S McKillop,  
“That Council award the tender for a 12 Tonne RCV (Rathlin Bin Lorry) to Stewart Commercials for the sum of £93,804.”

On a vote being taken, there were 8 votes in favour of and 0 votes against the proposal which was carried.

#### Extension to Integrated Design Team Contract (Whittaker & Watt)

After discussion, it was agreed that Council would extend the contract with Whittaker & Watt Architects for all architectural and design work until 31<sup>st</sup> October 2015 to permit convergence of councils and to allow a sufficient period of time for a new Integrated Design Team tender for the new Council to be procured, providing there were no legal implications.

Councillor C McShane left the meeting.

Councillor P McShane and Councillor McIlroy returned to the meeting.

#### North West Regional Waste Management Plan

After discussion, it was agreed that Council would adopt the amended North West Regional Waste Management Plan 2006-2020.

#### Goats Path Cliff Stability Report

Disappointment was expressed at the continued disrepair and closure of the Goats Path. It was reported that Council proposed to continue with the path improvement in tandem with progress on further investigation to establish potential remedial and mitigation measures.

Councillor C McShane returned to the meeting.

#### New Application for Full Annual Entertainments Licence

It was agreed that Council would approve the application for a Full Annual Entertainments Licence from Ms Frances McNeill for the Mariners Bar, 7 Main Street Glenariffe for Monday to Saturday 11.20am to 1.00am and Sunday 12.30pm to 10.00pm under the Local Government (Miscellaneous Provisions) (NI) Order 1985.

#### **Addendum to the Environmental Services Report (Circulated on the Night)**

The Addendum to the Environmental Services Report having been circulated was taken as read.

#### Capital Funds for Christmas Lights in Moyle

Following the survey by the DES to determine which communities in Moyle wished to avail of funding for Christmas Lights, four new options were outlined for consideration as detailed in Item 1.1 of the report.

Discussion took place on the four options, which included Liscolman wishing to express an interest although no reply had been received, Community Groups agreeing with Council as to what type of lights were required, where to place them and that Council would make the purchase.

A further Option 5 was tabled for consideration that Council increase the Capital Funds for Christmas Lights in Moyle and offer £4,500 to the three main towns with a £750 allocation to the other 6 smaller towns and villages and in addition to also offer £750 to Liscolman.

After discussion,

Councillor Thompson proposed,  
Seconded by Councillor C McShane,  
“That Council adopt Option 5 and increase the Capital Funds for Christmas Lights in Moyle and offer £4,500 to the three main towns with a £750 allocation to the other smaller towns and villages including Liscolman.”

After further discussion,

Councillor McIlroy proposed an amendment,  
Seconded by Councillor S McKillop,  
“That Council adopt Option 4 and increase the Capital Funds for Christmas Lights in Moyle and offer £5,000 to the three main towns with a £500 allocation to the other smaller towns and villages including Liscolman.”

On a vote being taken on the amendment, there were 7 votes in favour of and 0 votes against the amendment which was carried.

### Ballycastle Pier

The DES reported that Ballycastle Pier would be re-opened to the public once contractors had carried out remedial work; this was to take place within the next month.

### Hamill Terrace Park – Salmon Waterfall

It was reported that the Salmon Waterfall at Hamill Terrace Park was out of use. The DES stated that there had been issues with the lighting and loss of water from the sculpture and that the problem was being rectified; the waterfall would be turned on again in the Spring of 2015.

### War Memorial

Reference was made to the proposed clean-up of the War Memorial in Ballycastle. The DES stated that he had instructed the work to be done.

After discussion,

Councillor Blaney proposed,  
Seconded by Councillor Baird and resolved,  
“That the Environmental Services Report and Addendum to the Environmental Services Report be adopted.”



14/20:07

## **INTERIM DEVELOPMENT SERVICES REPORT**

The Interim Development Services Report, having been circulated, was taken as read.

### **Request from Rathlin Community Development Association**

After discussion,

Councillor Cunningham proposed,  
Seconded by Councillor Baird and resolved,  
“That Council would approve the request from Rathlin Community Development Association to avail of the current criteria of 90% for the remainder of the grant claim.”

After discussion

Councillor Graham proposed,  
Seconded by Councillor McIlroy and resolved,  
“That the Interim Development Services Report be adopted.”

14/20:08

### **THAT MOYLE DISTRICT COUNCIL AGREES TO PROCEED WITH THE CAPITAL INVESTMENT OF UP TO £75,000 TO UPGRADE AND ENHANCE THE FACILITIES OF BUSHMILLS COMMUNITY CENTRE, RECOGNISING THE NEED TO ENSURE THAT MOYLE DISTRICT COUNCIL'S LEGACY OF WORK AND INVESTMENT IN THE COMMUNITY IS CARRIED FORWARD INTO THE NEW LOCAL GOVERNMENT STRUCTURES**

(Requested by Councillor Hunter)

It was reported that Bushmills Community Centre was widely used and oversubscribed due to problems with the layout of the building – at times only one of the two rooms able to be utilised and that the Committee Room was constantly used by Communities with the demand for an additional Meeting Room within the Centre. The proposed amount of work requested to be done would enable the Community Centre to function in a reasonable manner in the short/medium term.

Issues raised with the current layout included access to the kitchen through the main hall causing health and safety problems when both the Main Hall and Committee Rooms are used, lack of storage space – storage currently situated in the Main Hall and not accessible at times.

After discussion, which included sustainable partnership strategic opportunities,

Councillor Hunter proposed,  
Seconded by Councillor Graham,  
“That Moyle District Council agrees to proceed with the Capital Investment of up to £75,000 to upgrade and enhance the facilities of Bushmills Community Centre, recognising the need to ensure that Moyle District Council’s legacy of work and investment in the Community is carried forward into the new local government structures.”

It was stated that it had been previously agreed to defer a decision on the proposed improvements to Bushmills Community Centre pending the outcome of the Strategic Review underway. It was reported that a workshop was to be held in the CC&G Council in the next few days.

A recorded vote was requested by Councillor S McKillop.

On a recorded vote being taken on the proposal, Councillor Cunningham, Graham, Hunter and McCambridge voted in favour of and Councillor Blaney, N McAllister, McIlroy, S McKillop, C McShane, P McShane and Thompson voted against the proposal which was lost. Councillor Baird and McDonnell abstained.

14/20:09

#### **CONFERENCES AND COURSES**

There were no Conferences & Courses.

14/20:10

#### **NOTICES OF APPLICATIONS UNDER THE LICENSING (NI) ORDER 1996 AND BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NI) ORDER 1985**

Application for an Occasional Licence between the hours of 3pm and 11.30pm on Saturday 22<sup>nd</sup> November 2014 for the Silver Plains Flute Band (Moyarget) at Moyarget Orange Hall, 6 Kilmahamogue Road, Ballycastle, Co Antrim

There were no objections to the above application.

14/20:11

#### **SEALING OF DOCUMENTS**

There were no documents for signing and sealing.

**CORRESPONDENCE**

- (a) Letter dated 16<sup>th</sup> October 2014 from The Bushmills Trust in response to Councils letter dated 14<sup>th</sup> February 2013 regarding the Bushmills TIC old Library building (enclosed)

The above correspondence was marked as read.

**The meeting concluded at 20:40**

*Donal Angham*

.....  
**CHAIRMAN**

*B. Hewitt*

.....  
**CLERK & CHIEF EXECUTIVE**