

You are hereby requested to attend a Meeting of Coleraine Borough Council to be held in the Council Chamber, Cloonavin on TUESDAY the 22<sup>nd</sup> day of January, 2008 at **7.30 p.m.**

D. WREATH,

Acting Town Clerk and Chief Executive.

Cloonavin,  
66 Portstewart Road,  
COLERAINE.

#### A G E N D A

1. Minutes (enclosed):
  - 1.1 Council Meeting – 18<sup>th</sup> December, 2007
2. Committee Reports (enclosed):
  - 2.1 North West '200' Committee – 12<sup>th</sup> December, 2007
  - 2.2 Planning Committee – 8<sup>th</sup> January, 2008
  - 2.3 Policy and Development Committee – 15<sup>th</sup> January, 2008
3. Tenders – Portballintrae Community Hall
4. Economic Development Item\*
5. Correspondence, including inter alia:

Letter from Limavady Borough Council dated 10<sup>th</sup> December, 2007 regarding All-Inclusive Proportionality Mechanisms for the Purposes of Filling Civic Positions on Council (enclosed)
6. Consultation List (enclosed)
7. Documents for Sealing

**Enclosed for Information:**

- (i) Letter dated 9<sup>th</sup> January, 2008 from the Ministry of Defence in response to Council's letter regarding support for the Armed Forces and Concern about the Military Covenant with the Nation
- (ii) Northern Ireland Bureau Newslink – Issue 12 Winter 2007

**\* Recommended for consideration "In Committee".**

To: Each Member of Council.

18<sup>th</sup> January, 2008.



### 3.2 Planning Committee

The Chairman, Alderman McClure, moved the adoption of the Planning Committee Report; this was duly seconded by Councillor Fitzpatrick.

Matters arising:

#### 3.2.1 Portballintrae Community Hall

Members were advised that it would be more appropriate for Council to submit a legal objection to this application rather than a planning objection.

The Committee Report was agreed subject to the amendment.

## 4.0 LEISURE SERVICES REPORT

The Report of the Director of Leisure Services was considered (previously supplied).

Matters arising:

### 4.1 Garvagh Sports Hall

The Director of Leisure Services presented the revised costings for this project following an offer of grant from the Sports Lottery, as detailed in the report.

Members expressed concern about the increase in capital estimates and it was proposed by Councillor Ms. Alexander, seconded by Councillor Dallat and agreed unanimously:

That a meeting be held to discuss the Capital Programme and give serious consideration to capital spending for 2008/09.

Members were asked to identify which, if any, projects to remove from the programme, prior to the meeting.

### 4.2 Beach Party 2008

Members noted that Mr. McGuigan had requested approval to organise another Saturday evening concert in June 2008. Members also noted that, in response to members' wishes to see an alternative concert for a more mature audience, Mr. McGuigan had requested that Council give him an option to hold such a concert on the Friday evening.

Agreed:

That members approve Mr. McGuigan's requests.

Council would be kept informed of developments.

### 4.3 Market Yard Project

Members noted information on this topic, as

contained in the report.

## **5.0 CORPORATE SERVICES REPORT**

The Report of the Director of Corporate Services was considered (previously supplied).

Matters arising:

- 5.1 Capital Programme 2008-2013 This item would be deferred until after the Capital Workshop meeting.
- 5.2 Matters for Information Members noted information on the following topics, as contained in the report:
- (i) Rate Estimates 2008/2009
  - (ii) Financial Statement as at 31<sup>st</sup> October, 2007.
  - (iii) Accounts for November 2007 had been circulated.
- 5.3 New Appointments The following appointments had been made in accordance with the Local Government Staff Commission's Code of Procedures on Recruitment and Selection.
- Chief Executive's Department
- Tourist Information Assistant (P/T):  
Miss C. Friers.
- Leisure Services Department
- Caretaker Portrush Town Hall: Mr. J. Moore

## **6.0 DEVELOPMENT SERVICES REPORT**

The Report of the Head of Development Services was considered (previously supplied).

Matters arising:

- 6.1 Moundsandel Interpretative and Public Art Projects Members noted information on this topic, as contained in the report.
- Agreed:
- That Council make the following appointments subject to conditions of contract and agreed designs:
- (i) Public artwork: Ned Jackson Smith
  - (ii) Interpretation experience: Tandem Design.
- 6.2 Consultation on Draft Budget - Tourism Agreed:

- (i) That the response to this consultation reflect Council's tourism strategy and tourism plans.
- (ii) That Council also forward a letter of support for regional tourism.

### 6.3 EU Funding Update

#### 6.3.1 Rural Development

Members noted that a tender seeking consultancy assistance to work with the cluster of five Councils in the North East on rural development delivery, had been advertised.

Progress would be reported to Council.

#### 6.3.2 Peace III

A meeting of the six Councils clustering for Peace III had been held on 14<sup>th</sup> December, 2007. It was now hoped to draw up a strategy for delivery of Peace III money in the New Year.

Council would be kept informed of developments.

## 7.0 TECHNICAL SERVICES REPORT

The Report of the Director of Technical Services was considered (previously supplied).

Matters arising:

### 7.1 Roselick Civic Amenity Site

Tenders for work at this site were currently being evaluated and would be reported at the Policy and Development Committee on 15<sup>th</sup> January, 2008.

Members noted that, in order to meet the deadline for grant funding, it would be necessary to commence work as soon as possible after 15<sup>th</sup> January, 2008 and that improvement works would necessitate closure of the site for a period of some ten weeks.

Agreed:

That Council approve the erection of information boards at the site, warning of the pending temporary closure, along with the placing of notices in the local press and on the Council website.

## 8.0 LAND AND PROPERTY

It was agreed that this Report be considered 'In Committee' at the end of the meeting.

## 9.0 COUNCIL/COMMITTEES: BUSINESS MANAGEMENT

Consideration was given to options for receiving presentations from various groups and

organisations which had been invited, or had asked, to address Council.

Following discussion, it was proposed by Councillor McPherson, seconded by Councillor Fitzpatrick and agreed:

That a time slot be provided for briefings in the hour before Council/Committee meetings, from 6.30 pm to no later than 7.30 pm, with the meeting proper commencing at 7.30 pm.

#### **10.0 NOTICE OF MOTION**

The undernoted Notice of Motion was proposed by Councillor Leonard and seconded by Councillor Ms. Alexander.

“To ensure the maximum public confidence of the Borough’s rate-payers and those beyond, this Council calls on the Minister of the Environment, Arlene Foster, to ensure that the new local government councils established under the Review of Public Administration are obliged by statute to abide by the principles and practice of power-sharing, equality and proportionality.”

Councillor Leonard spoke to the Motion and requested Council’s support.

On being put to the meeting, the Motion was declared carried with seven votes for and six votes against.

A query was then raised on the counting of the votes and, on being retaken, the Chairman declared that the Motion had failed to carry with seven votes for and seven votes against.

#### **11.0 NILGA ANNUAL CONFERENCE - 7<sup>TH</sup>/8<sup>TH</sup> FEBRUARY, 2008**

Members noted that the NILGA Annual Conference and Exhibition 2008 – ‘The Challenge of Change’, would take place on 7<sup>th</sup>/8<sup>th</sup> February, 2008 in the Millennium Forum, Derry/Londonderry.

Agreed:

That Council’s representatives on NILGA attend this conference.

#### **12.0 CONSULTATION LIST**

The following consultation paper had been received and was available for members who wished to consider making a response:

1. Northern Ireland Office – Criminal Justice Reform and Delivery Division – Proposed Draft Sexual Offences (Northern Ireland) Order 2007

Comments due: 5<sup>th</sup> February, 2008

#### **13.0 MAYORAL VISIT TO ZOMBA, MALAWI**

As in previous years, the Mayor had received an invitation to visit Zomba from the Chief Executive of the Zomba Municipal Assembly.

It was proposed by Councillor Dallat, seconded by Alderman McClure and agreed:

That Council fund a visit to Zomba by the Mayor, with officer support.

**14.0 BOARD FOR MENTAL HEALTH  
AND LEARNING DISABILITY -  
DRAFT BUDGET FOR HEALTH**

Read letter dated 27<sup>th</sup> November, 2007 expressing disappointment at the proposed allocation of £18 million for funding of mental health and learning disability over the next three years, as contained within the Draft Budget for Health.

Agreed:

- (i) That Council write to the Office of the First and Deputy First Minister expressing concern about the level of funding proposed for mental health and learning disability.
- (ii) That a similar letter also be sent to the Minister of Finance and Personnel.

**15.0 TRAINING SESSION ON DISASTER  
PLANNING - GREENMOUNT  
COLLEGE - 11<sup>th</sup> FEBRUARY, 2008**

Following discussion on attendance at this training session, it was agreed:

That the Mayor would attend the training session along with the Chairmen of the Leisure and Planning Committees and the Vice-Chairman of the Policy and Development Committee, as the Chairman would be unavailable.

**16.0 CONSULTATIVE GROUP ON  
THE PAST - PUBLIC MEETING**

Members noted that the nearest public meeting of this group would be held in the Tullyglass Hotel, Ballymena on 16<sup>th</sup> January, 2008 at 7.00 pm. Details of other public meetings were available by public notice.

Any members interested in attending a meeting were asked to contact the Administrative Officer.

**17.0 COLMCILLE HERITAGE TRUST**

Read preliminary notice inviting members to the 19<sup>th</sup> Colmcille Winter School Conference – 'The Benefits of North – South Cooperation' - to be held on 29<sup>th</sup> February – 2<sup>nd</sup> March, 2008 in Colmcille Heritage Centre, Letterkenny.

Any members interested in attending a meeting were asked to contact the Administrative Officer.

**18.0 CONSULTATION ON THE EQUALITY  
IMPACTS OF THE DRD ELEMENTS  
OF THE DRAFT PROGRAMME FOR  
GOVERNMENT, BUDGET AND  
INVESTMENT**

Members noted the schedule of dates for public consultations. The nearest

meeting would be held on Tuesday 8<sup>th</sup> January, 2008 in the Guildhall, Derry/Londonderry 7.00 – 9.00 pm. However, this would also be the date of Council's Planning Committee meeting.

Any members wishing to attend a meeting were asked to contact the Administrative Officer.

A copy of the consultation document was available from the Administrative Officer for any member who wished to make a response. Closing date for responses: 16<sup>th</sup> January, 2008.

## **19.0 DOCUMENTS TABLED**

- (i) Department of Finance and Personnel – Framework to Underpin Decision on the Location of Public Sector Jobs Resulting from the Review of Public Administration
- (ii) Roads Service – Traffic and Travel Information 2006
- (iii) Advice Northern Ireland Annual Report, Membership Profile and Training Programme
- (iv) Criminal Justice Inspection Northern Ireland – Newsletter
- (v) Royal National Institute for Deaf People – Impact Report 2007
- (vi) Health Promotion Agency – Inform
- (vii) Office of First Minister and Deputy First Minister – 11<sup>th</sup> Annual Report on Public Appointments Published
- (viii) Northern Ireland Statistics & Research Agency – Annual Report of the Registrar General
- (ix) The William Keown Trust – December Newsletter
- (x) District Policing Partnership Quarterly Magazine – DPP News
- (xi) Northern Ireland Housing Executive – Rural Matters magazine
- (xii) Northern Ireland Commissioner for Children and Young People – draft Corporate Plan for 2008-2011

## **20.0 DELEGATION TO NORTHERN IRELAND FIRE AND RESCUE SERVICE (NIFRS) - REPORT**

In response to a member's request, this report (previously supplied) would be considered at a future meeting.

## **21.0 REQUEST FOR TRADING PITCH - 'TRACEY'S KITCHEN'**

In response to a member's request, the Acting Chief Executive agreed to ask a senior officer to contact the owner of 'Tracey's Kitchen'.

## **22.0 DOCUMENTS FOR SEALING**

Resolved:

That the following documents be sealed:

- 22.1 Indenture Council to Northern Ireland Ambulance Service – East Strand Water Sports Centre, East Strand, Portrush.
- 22.2 Cost Sharing Agreement University of Ulster and Coleraine Borough Council – Riverside Theatre, Coleraine.
- 22.3 Conveyance Coleraine Borough Council to Department for Regional Development – Castlewalk, Castlerock.
- 22.4 Cemetery Titles Grant of Right of Burial - Deeds Register Nos. 3376 - 3381 (inclusive).

Coleraine	3
Ballywillan	1
Agherton	-
Portstewart	2
Kilrea	-

# NORTH WEST '200' COMMITTEE

12<sup>th</sup> December, 2007.

## Present:

## Councillors

D. D. Barbour  
B. Fitzpatrick

N. F. Hillis  
R. A. McPherson

## Officers in Attendance:

Mr. K. Doherty, Director of Environmental Health  
Mr. T. Neill, Services Manager  
Mr. S Purcell, Refuse and Cleansing Manager  
Mr. P. Gallagher, Events Assistant  
Mrs. M. McKinney, Enforcement Officer  
Miss C. Mercer, Administrative Assistant

## Represent- atives from PSNI:

Sergeant J. Anderson, Operations Planning  
Constable A. Watson, PSNI Traffic Division

## Also in Attendance:

Mr. M. Whyte, Clerk of the Course, Coleraine & District  
Motor Club

## Apologies:

The Deputy Mayor, Councillor E. A. Johnston (Mrs.)  
Alderman W. T. Creelman  
Chief Inspector N. Thompson  
Mrs. C. McKee, Events Officer

### **1.0 ELECTION OF CHAIRMAN**

It was proposed by Councillor McPherson, seconded by Councillor Barbour and agreed:

That Councillor Hillis be appointed Chairman.

### **2.0 DATE OF 2008 EVENT**

It was noted that the date of the 2008 event would be Saturday 17<sup>th</sup> May, 2008. Practice nights would be held on Tuesday 13<sup>th</sup> May, 2008 and Thursday 15<sup>th</sup> May, 2008.

### **3.0 HANDOVER OF COUNCIL LANDS**

- General
- Fire Station Car Park

The handover of Council lands would be the same as 2007 and it was noted that the Fire Station car park may not be required. Mr. Whyte would report back to the Director of Environmental Health in the new year with more details.

### **4.0 ROAD CLOSURE ARRANGEMENTS (RACE DAY)**

Mr. Whyte advised that there would be an extra race on Race Day. The race, which would be a separate 250 race, would be the first race. Due to the extra race, the Roads Closure Order would need to be extended to 7.00 p.m. He hoped the races would be over by 6.30 p.m. The roads were previously closed from 10.00 a.m. – 6.30 p.m. but the

revised times would be from 10.00 a.m. – 7.00 p.m. Sergeant Anderson confirmed the extension to 7.00 p.m.

Mr. Whyte advised that he had been trying to cut down the time between races and had been looking at other areas to speed things up.

## **5.0 RACE WEEK ACTIVITIES**

The Events Assistant advised Committee of the various events taking place during the week. The events would start on Saturday 10<sup>th</sup> May, 2008. Some events still had to be confirmed.

The Events Assistant asked Mr. Whyte to contact the Supermoto Club for an event to be held at Lansdowne. Mr. Whyte advised that he had applied for a Roads Closure Order for the Supermoto event.

The Events Assistant advised Committee that he had applied to the RAF for displays. Further details would be available at the end of February 2008.

## **6.0 ANCILLARY SERVICES**

### Corporate Hospitality

Mr. Whyte advised that Bridgestone Catering (Mr. John McNally) would manage the Corporate Hospitality.

### Bar Facilities

There would be a bar facility in the Paddock which would be in a new location.

### Camp Sites

Mr. Whyte advised that there had been issues at the Islandtasserty site and it was therefore planned to relocate the campsite to an area behind Blair's Caravan Park. The Director of Environmental Health advised that there would be no alcohol sold on the site and there would be no entertainment on the site.

Councillor McPherson enquired if the owner of the Islandtasserty site would run a campsite on their ground. Mr. Whyte advised that he hadn't spoken to the owner regarding the site for 2008 but would do so in the new year.

With no alcohol being sold on site and the close proximity of the site to the town centre, there was concern that licensed premises would be overcrowded and it was agreed that all Enforcement Officers would work on Friday night to check for overcrowding.

The Director of Environmental Health advised that there would be no camping permitted on Council land for the 2008 event.

## **7.0 POST RACE CLEAN UP**

The Services Manager would meet with Mr. Whyte before the race to discuss this topic. The Services Manager advised that recycling would be introduced to the Paddock area. Mr. Whyte advised that the Motor Club would clean the Paddock area and the fields to the back, details would be finalised nearer the event.

## **8.0 ANY OTHER BUSINESS**

It was agreed that Street Trading Licences be issued to traders who wished to trade at:

1. The Ring Road, Coleraine/  
Ballysally Roundabout/Atlantic Road - Unlimited
2. Mill Road, Portstewart - 1 Hot Food  
- 1 Ice Cream
3. Glenvale Avenue, Portrush - 1 Hot Food  
- 1 Ice Cream

The Director of Environmental Health advised that there would be no trading anywhere else except on handed-over lands.

Councillor Barbour enquired if the sale of Race Programmes was successful. Mr. Whyte informed the Committee that the sale of programmes didn't bring in a lot of money and he advised of a new website which would enable people to purchase various packages which would include passes and programmes.

## **9.0 DATE OF NEXT MEETING**

It was agreed that the Director of Environmental Health would arrange a date for the end of March/beginning of April 2008 and a notice would be circulated.

# PLANNING COMMITTEE

8<sup>th</sup> January, 2008.

**Present:** Alderman W. J. McClure in the Chair

The Deputy Mayor, Councillor E. A. Johnston (Mrs.)  
(Item 6.4)

## **Aldermen**

E. T. Black (Mrs.)  
W. T. Creelman

M. T. Hickey (Mrs.)  
D. McClarty

## **Councillors**

C. S. Alexander (Ms.)  
D. D. Barbour  
O. M. Church (Mrs.)  
J. J. Dallat  
T. J. Deans  
(Items 1.0 – 3.14)  
E. P. Fielding (Mrs.)  
B. Fitzpatrick

S. Gilkinson  
N. F. Hillis  
(Items 3.1 – 6.4)  
W. A. King  
(Items 1.0 – 3.14)  
G. L. McLaughlin  
R. A. McPherson  
A. McQuillan

## **Also in Attendance:**

Representatives from the Planning Service –  
Mr. P. Duffy and Mr. G. McClelland

## **Officers in Attendance:**

Administrative Officer, Director of Leisure Services,  
Principal Environmental Health Officer and Administrative  
Assistant

**Apologies:** The Mayor, Councillors Cole and Leonard

### **1.0 WELCOME**

The Chairman welcomed everyone to the first meeting of 2008 and extended best wishes for the New Year.

### **2.0 SYMPATHY**

The Chairman extended members' deepest and sincere sympathy to Alderman Mrs. Black on the recent death of her husband.

Alderman Mrs. Black expressed sincere thanks to the Council members and also thanked everyone who had sent cards, telephoned or attended the funeral.

### **3.0 PLANNING APPLICATIONS**

A list of sixty applications was presented for consideration (previously supplied).

#### **Applications Deferred from Previous Meeting**

- 3.1 Application No. D1  
C/2005/0674/F  
Proposed housing development at  
85 Mountsandel Road, Coleraine  
for Mr. Murray
- The opinion of the Planning Service was to approve.
- It was proposed by Councillor Deans, seconded by Councillor Ms. Alexander and unanimously agreed:

That the application be refused.

- 3.2 Application No. D2  
C/2005/1273/F  
Residential redevelopment to  
provide 22 no. houses at 133a  
Hopefield Road, 2 Hopefield Park,  
Portrush for Edenmore Properties
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.

### **New Applications**

- 3.3 Application No. 6  
C/2007/0387/F  
4 no. townhouses (two and a half  
storey) with discreet parking and  
bin stores to rear at  
1 Magheramenagh Drive, Portrush  
for Mr. R. Martin
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McPherson, seconded by Councillor McQuillan and agreed:

That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

- 3.4 Application No. 10  
C/2007/0513/F  
Proposed change of use from  
existing garage to one bed unit  
and associated parking at rear of  
Nos. 6 and 8 West Avenue,  
Portstewart for MAM  
Developments
- The opinion of the Planning Service was to refuse.
- It was proposed by Alderman McClarty:

That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

Alderman McClarty failed to received a seconder for his proposal.

It was proposed by Councillor Ms. Alexander, seconded by Councillor Hillis and agreed:

That Council support the refusal.

- 3.5 Application No. 13  
C/2007/0532/RM  
Dwelling and garage adjacent to  
42 Ballyhome Road, Portrush for  
Mr. R. Martin
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McPherson, seconded by Councillor McQuillan and agreed:
- That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.
- 3.6 Application No. 15  
C/2007/0560/O  
Proposed site for dwelling and  
garage between 28 and 30  
Shanlongford Road, Ringsend,  
Coleraine for Mr. M. McGilligan
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Alderman Mrs. Hickey and agreed:
- That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.
- 3.7 Application No. 16  
C/2007/0659/O  
Proposed development of 2 no.  
semi-detached two storey houses  
adjacent to 104 Ballylintagh  
Crescent, Coleraine for  
Mr. R. Martin
- The opinion of the Planning Service was to refuse.
- The application had now been withdrawn.
- 3.8 Application No. 21  
C/2007/0702/F  
Convert existing barns into a  
dwelling, with mainly internal  
alterations, adjoining 204  
Mountsandel Road, Coleraine for  
Mrs. Baird
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat, seconded by Alderman Mrs. Hickey and agreed:
- That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.
- 3.9 Application No. 24  
C/2007/0793/F  
Demolition and re-development to  
18 no. apartments at 24 and 26
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Dallat,

Princess Street, Portrush for  
Mr. P. Gordon

seconded by Alderman Mrs. Hickey and  
agreed:

That the application be  
deferred for one month  
to facilitate an office  
meeting on the grounds  
that all material planning  
considerations had not  
been assessed.

3.10 Application No. 27  
C/2007/0829/O  
Proposed dwelling and garage  
170m south west of 1 Larch  
Lane, Swatragh for Mrs. C. Mullan

The opinion of the Planning Service was  
to refuse.

It was proposed by Councillor McQuillan,  
seconded by Councillor Dallat and  
agreed:

That the application be  
deferred for one month  
to facilitate an office  
meeting on the grounds  
that all material planning  
considerations had not  
been assessed.

3.11 Application No. 28  
C/2007/0830/O  
Erection of new dwelling adjacent  
to 138 Moneydig Road, Kilrea for  
Mr. T. Burke

The opinion of the Planning Service was  
to refuse.

It was proposed by Councillor Dallat and  
seconded by Councillor Mrs. Church:

That the application be  
deferred for one month  
to facilitate an office  
meeting on the grounds  
that all material planning  
considerations had not  
been assessed.

As an amendment it was proposed by  
Councillor McQuillan and seconded by  
Alderman Creelman:

That Council support  
the refusal.

On being put to the Meeting the proposal,  
to defer the application to facilitate an  
office meeting, was carried, nine  
members voting in favour and seven  
members voting against.

3.12 Application No. 34  
C/2007/0888/A  
Building signage: 1 sky sign and 5  
vinyls – Site signage: 1 gantry sign

The opinion of the Planning Service was  
to approve.

It was proposed by Councillor Ms.

and 18 site signs at 164 Coleraine Road, Portstewart for Tesco Stores Ltd.

Alexander, seconded by Alderman Mrs. Hickey and agreed:

That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

3.13 Application No. 38  
C/2007/0905/O  
Site for single storey dwelling adjacent to 24 Boveedy Road, Kilrea for Ms. E. Curry

The opinion of the Planning Service was to refuse.

It was proposed by Councillor Mrs. Church, seconded by Councillor Dallat and agreed:

That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

3.14 Application No. 40  
C/2007/0921/F  
Proposed site for chalet dwelling and detached garage adjacent to 150 Edenbane Road, Kilrea for Mr. T. Brizzell

The opinion of the Planning Service was to refuse.

It was proposed by Councillor Dallat, seconded by Alderman Mrs. Hickey and agreed:

That the application be deferred for one month to facilitate an office meeting on the grounds that all material planning considerations had not been assessed.

#### **4.0 PLANNING ISSUES RAISED BY MEMBERS**

4.1 Portballintrae Community Hall

Reference was made to the current situation regarding the planning application for Portballintrae Community Hall.

Mr. Duffy advised that, following an archaeology assessment on the site, the Environment and Heritage Service had formally cleared the application subject to standard conditions.

It was noted that ten letters of support and

one letter of objection had been received.

Mr. Duffy advised that the application could now be recommended for approval.

It was proposed by Councillor McPherson, seconded by Alderman Mrs. Black and unanimously agreed:

That Council accept the recommendation to approve.

Members expressed thanks to the Planning Service officers for all the assistance received in relation to meeting the deadline for the grant application.

#### 4.2 PPS 14 Deferrals

Reference was made to when PPS 14 deferrals would be considered. Mr. Duffy advised that the PPS 14 deferrals would be reassessed by the Department and if there were any changes of opinion the applications would be brought back to the next meeting of Committee.

With regard to other applications the applicant/agent would be advised that the recommendation remained unchanged and the applications would either be returned to Council to allow applicants to exercise their right of appeal or the applications would be held for assessment following the PPS 14 review.

### 5.0 OFFICE MEETINGS

It was noted that the office meetings would be held on Thursday, 31<sup>st</sup> January and Friday, 1<sup>st</sup> February, 2008.

### 6.0 GENERAL PLANNING ISSUES

#### 6.1 Draft Northern Area Plan – Update

Mr. Duffy advised that the Remedies Hearing had taken place on 8<sup>th</sup> November, 2007 with the final judgement on 13<sup>th</sup> November, 2007.

He stated that a number of complex legal issues had been raised but that the draft plan had not been quashed and it, therefore, remained a material consideration in development control.

#### 6.2 Cloyfin Road, Coleraine – Protected Route confirmation

Mr. Duffy advised that all Cloyfin Road was a protected route.

#### 6.3 C/2005/0637/F

Mr. Duffy confirmed that this matter was

22 Seaview Drive, Portstewart –  
Enforcement Action Update

still under investigation and, therefore, could not be discussed.

6.4 45 Coleraine Road, Portrush –  
Enforcement Action Update

Mr. Duffy advised that the Divisional Planning Manager had not been aware that this matter had been raised with the Ombudsman when she agreed to investigate it and accordingly she was unable to comment.

Mr. Duffy also confirmed that legislation prevented the facilities of Freedom of Information and Open File for Enforcement cases.

# POLICY AND DEVELOPMENT COMMITTEE

15<sup>th</sup> January, 2008.

**Present:** Councillor N. F. Hillis, in the Chair  
The Mayor, Councillor J. M. Bradley  
The Deputy Mayor, Councillor E. A. Johnston (Mrs.)

## **Aldermen**

E. T. Black (Mrs.)                      D. McClarty  
M. T. Hickey (Mrs.)                    (Items 1.0 – 3.6)  
W. J. McClure

## **Councillors**

C. S. Alexander (Ms.)                  B. Fitzpatrick  
(Items 1.3 – 3.6)                      S. Gilkinson  
D. D. Barbour                          W. A. King  
(Items 1.0 – 3.6)                      G. L. McLaughlin  
O. M. Church (Mrs.)                  R. A. McPherson  
J. J. Dallat                              A. McQuillan  
T. J. Deans  
(Items 1.0 – 3.6)

**Officers in Attendance:** Acting Town Clerk and Chief Executive, Director of Corporate Services, Head of Development Services, Head of Administrative Services, Technical and Waste Management Officer (Items 1.0 – 3.6) and Administrative Assistant

**Apologies:** Councillors Cole and Mrs. Fielding

## **1.0 DEVELOPMENT SERVICES REPORT**

The Report of the Head of Development Services was considered (previously supplied).

Matters arising:

1.1 Portrush Open and Junior Surfing Championships                  Council is recommended to support this event to the sum of £1,500.

1.2 Binevenagh AONB Management Forum                  The Causeway Coast and Glens Heritage Trust had invited Council to nominate a representative to this forum.

It was proposed by Alderman McClarty, seconded by Councillor McPherson and recommended:

That Councillor King be nominated.

1.3 Building a Creative Economy - Study Tour                  Consideration was given to information on this study tour, which would take place from 5<sup>th</sup> to 12<sup>th</sup> April, 2008.

During a period of discussion, a number of proposals were put forward, following which it was recommended:

That this item be deferred to the Council meeting on 22<sup>nd</sup> January, 2008 to allow the Mayor to confirm his availability.

1.4 North West '200'

Members noted that, at the launch of the North West '200' on 15<sup>th</sup> January, 2008, Minister Poots had announced an award of £100,000 for two and four wheel Motor Sport events. The funding would be aimed at improving safety provision and would cover the 2008 season.

The Mayor thanked all those involved in publicising this launch event.

1.5 Cameras for Kilrea and Garvagh Members noted information on this topic, as contained in the report.

**2.0 CORPORATE SERVICES REPORT**

The Report of the Director of Corporate Services was considered (previously supplied).

Matters arising:

2.1.1 Rating Policy Consultation - Introduction of Lone Pensioner Allowance

Members noted that the intention of the Department of Finance and Personnel was to introduce a non-means tested blanket allowance for lone pensioners over 70 years of age.

Recommended:

That Council support the principle of such a discount.

2.1.2 Trade Waste Collection Charges

Council is recommended to approve the following charges for the 2008/09 financial year:

	£
120L Bin	1.30
240L Bin	3.00
360L Bin	2.90
660L Bin	5.25
1100L Bin	9.60
Bags (each)	0.95
Tape (30m)	48.00

During a period of discussion, it was proposed by Councillor Ms. Alexander and seconded by Alderman Mrs. Hickey:

That Council investigate further the recycling of polystyrene waste.

On being put to the meeting, the proposal was lost with six votes for and eight votes against.

### 2.1.3 Matters for Information

Members noted information on the following topics, as contained in the report.

- Rate estimates 2008/09
- Rate relief – homes occupied by full-time students
- Accounts

## 3.0 TECHNICAL SERVICES REPORT

The Report of the Director of Technical Services was considered (previously supplied).

Matters arising:

### 3.1 North West Waste

Nominations were sought for two members to take part on the Joint Committee for the procurement of a MBT Plant by NWRWVG and the Southern Waste Management Partnership (SWaMP).

Councillor McPherson was proposed by Councillor Mrs. Johnston and seconded by Alderman McClarty.

Councillor Gilkinson was proposed by Councillor McQuillan and seconded by Alderman McClure.

Councillor Fitzpatrick was proposed by Alderman Mrs. Hickey and seconded by Councillor McLaughlin.

As a result of a paper vote, it was recommended:

That Councillors Gilkinson and McPherson be nominated.

It was further proposed by Councillor Fitzpatrick and seconded by Alderman Mrs. Hickey:

That Council's members on the Joint Council raise the possibility of public procurement of the MBT plant.

The motion was lost by five votes to four.

### 3.2 Roselick Civic Amenity Site, Portstewart

Members noted information on this topic, as contained in the Report.

Recommended:

That Council accept the offer of lease for twenty years commencing at £7,500, with revision every four years in line with RPI.

In response to members' queries, the Acting Chief Executive confirmed that planning permission had been approved for the site.

- 3.2.1 Tenders for refurbishment of Roselick Amenity Site Fifteen tenders had been received for this work, viz:

<b>Name and Address</b>	<b>Amount</b>
JD Excavations, 313 Drum Road, Cookstown	£114,994.60
A McKee & Co. Ltd, 9 Ballylagan Lane, Aghadowey, Coleraine	£125,554.89
W.G. Killough, 31 Blackrock Road, Kilrea	£126,943.40
Whitemountain Quarries Ltd., 1 Letterloan Road, Macosquin, Coleraine	£127,653.30
PRH Construction (NI) Ltd., 90 Kilrea Road, Portglenone	£140,706.61
Carnlough Developments, 68 Gortead Road, Swatragh	£140,774.70
William Doherty, 64 Curlyhill Road, Strabane	£142,372.90
Patrick Bradley Ltd., Craigall Quarry, Kilrea	£147,241.68
AMC Developments, 11 Coolyvenny Road, Coleraine	£147,450.00
B. Mullan & Sons, Bovally House, 11-13 Anderson Avenue, Limavady	£148,022.43
G. F. Wilson, 12 Bunderg Road, Newtownstewart	£154,626.28
JPM Contracts Ltd., 79 Main Street, Dungiven	£155,000.00
Piperhill Construction Ltd., Unit 14, Acorn Business Centre, Ballymoney	£160,981.00
T. O'Connell & Sons, 2 New Street, Dungiven	£160,981.00
Northstone (NI) Ltd., Shiny Road, Macosquin	£179,125.35

Recommended:

That Council accept the lowest tender from J. D. Excavations, Cookstown, in the sum of £114,994.60.

The Acting Chief Executive confirmed that the cost of this work would be fully funded through the Waste Management Grant.

- 3.3 Use of Fixed Penalty Notices for Misuse of Waste Receptacles

Members noted information on this topic, as contained in the report.

Following a period of discussion, it was recommended:

That the range of members' views from support in principle to concerns about the practicalities of staffing, evidence gathering and enforcement, with agreement on the need for an emphasis on householder education, be reflected in Council's response to the Department.

- 3.4 Waste Proposal

Members noted information on this topic, as contained in the report.

During a period of discussion, the Acting Chief Executive answered members' queries.

Recommended:

That Council approve a trial period for the passing of all civic amenity waste generated to a recycling plant for treatment and the receipt of surplus material from that recycling process.

### 3.5 Static Compactor

Seven tenders had been received for the supply and installation of static compactors for civic amenity sites, viz:

<b>Name and Address</b>	<b>Amount</b>
NEC Distributors Ltd, Unit 3, 23 Rampart Road, Greenbank Industrial Estate, Newry	£8,999.00
R.D. Mechanical Services Ltd., Unit 11 McKinney Industrial Estate, Newtownabbey	£10,120.00
PEL Recycling Equipment, Brownhall, Balla, Co Mayo	£10,750.00
Numac Waste Systems Ltd., Templehill Road, Newry	£11,500.00
Moovmor Engineering Ltd., 31 Kildare Business Park, Melitta Road, Kildare	£11,935.00
H.R. Holfeld Machinery Ltd., Unit 10 Blaris Industrial Estate, Lisburn	£13,500.00
Randall's Fabrications Ltd., Moyle Hill Road, Kinsley, Pontefract, West Yorkshire	£13,850.00

Recommended:

That Council purchase four machines from the lowest tenderer, NEC Distributors Ltd., at a cost of £8,999.00 each.

### 3.6 40m<sup>3</sup> Compactor Containers

Six tenders had been received for the supply of 40m<sup>3</sup> Compactor Containers, viz:

<b>Name and Address</b>	<b>Amount</b>
Dowie Engineering, 65 Craignageeragh Road, Ahoghill	£3,450.00
A. Farlow (Engineering) Ltd., 39 Ballynameen Road, Garvagh	£3,485.00
Kidd Commercials, 3 Church Lane, Maze, Lisburn	£4,500.00
Moovmor Engineering Ltd., Unit 31, Kildare Business Park, Kildare	£4,639.00
Randall's Fabrications Ltd., Moyle Hill Road, Kinsley, Pontefract, West Yorkshire	£4,646.00
PEL Recycling Equipment, Brownhall, Balla, Co. Mayo	£7,400.00

As these containers were being purchased using grant, they had to be supplied and operational by 31<sup>st</sup> March, 2008.

It was, therefore, recommended:

That Council accept both of the lowest tenders from Dowie Engineering, in the sum of £3,450.00 and from A. Farlow (Engineering) Ltd., in the sum of £3,845.00 and that four machines be purchased from each tenderer.

#### **4.0 NOTICE OF MOTION**

The undernoted Notice of Motion was proposed by Councillor Dallat and seconded by Councillor McLaughlin.

“That this Council calls on the Minister for Finance, Peter Robinson MP MLA and the Executive to ensure that the final budget and investment strategy provide adequate funding for social and affordable housing and further calls for a guarantee from the Minister for Finance that, where it is necessary to sell land, receipts will be ring-fenced and allocated to new-build social housing.”

Councillor Dallat spoke to the Motion and requested Council’s support.

The following amendment was then proposed by Councillor McQuillan and seconded by Alderman McClure:

“That this Council calls on the Minister for Finance, Peter Robinson MP MLA and the Executive to ensure that the final budget and investment strategy provide adequate funding for social and affordable housing.”

On being put to the meeting, following a period of discussion in which there was a welcome for recent additional funding for social housing for the year ahead, the amendment was carried with nine votes for and five votes against.

#### **5.0 NORTHERN HEALTH AND SOCIAL SERVICES BOARD**

Read invitation from the NHSSB to the launch of the 2006/2007 Report of the Director of Public Health. The event would be held on 30<sup>th</sup> January, 2008 at 10.30am in the Rosspark Hotel, Doagh.

The closing date for replies to the invitation was 18<sup>th</sup> January, 2008 and any members interested in attending were asked to contact the Administrative Officer before this date.

#### **6.0 COUNCILLOR.INFO - DEPARTMENT OF FINANCE AND PERSONNEL**

Read letter dated 10<sup>th</sup> January, 2008 (circulated) offering members help to set up a personal website, at no cost.

A number of information evenings on this project would be offered. The first two would take place on:

- 21<sup>st</sup> January, 2008 at 6.30pm in Derry City Council offices.
- 23<sup>rd</sup> January, 2008 at 6.30 pm in Queens University, Belfast.

Any members interested in attending a presentation were asked to contact either the Administrative Officer or Councillor.info directly.

**7.0 NORTHERN IRELAND WATER -  
PRESENTATION TO COUNCIL ON  
22<sup>ND</sup> JANUARY, 2008**

Read email from Northern Ireland Water asking for advance notice of any queries from members, so that answers could be prepared and available on the evening of the presentation.

Members were asked to forward their questions to the Administrative Officer as soon as possible.

**8.0 INVEST NORTHERN IRELAND -  
APPOINTMENT OF BOARD  
MEMBERS**

Read letter dated 11<sup>th</sup> January, 2008 from the Department of Enterprise, Trade and Investment advising that vacancies on the Board of Invest NI would be advertised as follows:

- (i) Irish News, News Letter and Financial Times - 17<sup>th</sup> January, 2008.
- (ii) Belfast Telegraph and Irish Times – 18<sup>th</sup> January, 2008.

Details would also be posted on the DETI website ([www.detini.gov.uk](http://www.detini.gov.uk)).

Noted.

**9.0 QUARRY PRODUCTS  
ASSOCIATION - LETTER DATED  
10<sup>TH</sup> DECEMBER, 2007**

Read letter from the Quarry Products Association querying information provided by Roads Service in the form of Press Releases, relating to levels of investment in local roads.

Recommended:

That a letter be sent to the Divisional Roads Service Manager requesting the following information:

1. What value of road resurfacing work has been **awarded** since the last joint quarterly meeting between Roads Service and the Quarry Products Association?
2. What value of road resurfacing work has been **completed** since the last joint quarterly meeting between Roads Service and the Quarry Products Association?

**10.0 ANTRIM TOURISM CONFERENCE -  
FEBRUARY 2008**

Read letter from Antrim Borough Council advising that the Fifth Antrim Tourism Conference, 'Forty Shades of Green Tourism', organised jointly by Clare Tourist

Council and Antrim Borough Council, would be held in the Dunadry Hotel, Muckamore on 1<sup>st</sup> /2<sup>nd</sup> February, 2008.

Any members interested in attending were asked to contact the Administrative Officer.

**11.0 THIRD ANNUAL ALL ISLAND  
INFRASTRUCTURE INVESTMENT  
CONFERENCE 2008**

Members noted that this conference, organised by BMF Conferences in partnership with the National Development Finance Agency and the Strategic Investment Board Limited, would be held in the Crowne Plaza Hotel, Dublin on 6<sup>th</sup>/7<sup>th</sup> February, 2008.

Any members interested in attending were asked to contact the Administrative Officer.

Members were advised that the NILGA Conference on 7<sup>th</sup>/8<sup>th</sup> February, 2008 would conflict with one of the dates.

**12.0 CENTRE FOR PUBLIC POLICY  
SEMINARS (CPPS) - TAKING FORWARD  
THE PROGRAMME FOR GOVERNMENT  
AND INVESTMENT STRATEGY FOR  
NORTHERN IRELAND**

Members noted that two one-day seminars had been organised by CPPS in relation to the above theme. Both seminars would be held in the Stormont Hotel, Belfast as follows:

- (i) 'Fair, Inclusive and Prosperous Society with Excellent Public Services for all?' - Tuesday 5<sup>th</sup> February, 2008.
- (ii) 'World Level Skills to grow a Dynamic, Innovative Economy' - Wednesday 6<sup>th</sup> February, 2008.

**13.0 DOCUMENTS TABLED**

- (I) Northern Ireland Human Rights Commission - Annual Report 2006/07 (on mini-cd).
- (II) North Antrim Rural Echo – Issue 28 January 2008.
- (III) Equality Commission for Northern Ireland:
  - (a) Report on the Implementation of the Section 75 Equality and Good Relations Duties by Public Authorities Based on Public Authority Annual Progress Reports – 1<sup>st</sup> April, 2005 – 31<sup>st</sup> March, 2006.
  - (b) Monitoring Report No. 17 – A Profile of the Northern Ireland Workforce: Summary of Monitoring Returns 2006.