

You are hereby requested to attend a Meeting of Coleraine Borough Council to be held in the Council Chamber, Cloonavin on **TUESDAY** the 24th day of March, 2009 at **6.30 p.m.**

ROGER WILSON,
Town Clerk and Chief Executive.

Cloonavin,
66 Portstewart Road,
COLERAINE.

A G E N D A

1. Minutes (enclosed):
 - 1.1 Council Meeting – 24th February, 2009
 - 1.2 Special Meeting – 3rd March, 2009
2. Committee Reports (enclosed):
 - 2.1 North West '200' Committee – 12th February, 2009
 - 2.2 Leisure and Environment Committee – 3rd March, 2009
 - 2.3 Planning Committee – 10th March, 2009
 - 2.4 Policy and Development Committee – 18th March, 2009
 - (Item No. 11.1)** Study of Business Accommodation – Draft Terms of Reference – Nominations to Working Group*
 - (Item No. 11.2)** Coleraine Town Partnership*
 - (Item No. 11.3.2)** Review of Organisational Structure – Development Services*
3. Correspondence, including inter alia:
 - i) Letter dated 27th February, 2009 from SaBRE (Supporting Britain's Reservists and Employers) regarding an Opportunity to show Support for Employees in the Reserve Forces (enclosed)
 - ii) Letter dated 2nd March, 2009 from Moyle District Council seeking support for the Re-configuration of Emergency Ambulance Cover in the Moyle Area (enclosed)
 - iii) Reports available in Members' Library (List enclosed)

4. Consultation Documents (List enclosed)
5. Documents for Sealing

Enclosed for Information:

- i) Minutes of the Northern Health and Social Services Council dated 4th February, 2009
- ii) Letter dated March 2009 from Royal Mail regarding changes to postal prices
- iii) The Housing Executive Newsletter - Rural Matters – Autumn/Winter 2008

*** Recommended for consideration “In Committee”.**

To: Each Member of Council.

20th March, 2009.

COUNCIL MEETING

Minutes of proceedings of Coleraine Borough Council held in the Council Chamber, Cloonavin, on Tuesday, 24th February, 2009.

Convened: As per Notice attached

Present: The Mayor, Councillor D. D. Barbour, in the Chair
The Deputy Mayor, Alderman W. T. Creelman

Aldermen

E. T. Black (Mrs.)	D. McClarty
M. T. Hickey (Mrs.)	W. J. McClure

Councillors

C. S. Alexander (Ms.) (Items 1.0 – 2.1)	B. Fitzpatrick
J. M. Bradley	S. Gilkinson
O. M. Church (Mrs.)	W. A. King
A. S. Cole	B. Leonard
J. J. Dallat	G. L. McLaughlin
E. P. Fielding (Mrs.)	A. McQuillan (Items 2.1 – 8.0)

Officers in Attendance: Town Clerk and Chief Executive, Director of Corporate Services, Director of Environmental Health, Acting Director of Leisure Services, Head of Development Services, Acting Head of Administrative Services, Senior Technical Officer, Public Relations Manager and Administrative Assistant

Apologies: Councillors Hillis, Mrs. Johnston and McPherson

1.0 MINUTES

The Minutes of the Council Meeting of 27th January, 2009 and the Special Meetings of 27th January, 2009, 3rd February, 2009 and 10th February, 2009 were confirmed and signed.

2.0 COMMITTEE REPORTS

2.1 Leisure and Environment Committee – 3rd February, 2009

The Deputy Mayor moved the adoption of the Leisure and Environment Committee Report; this was duly seconded by Councillor Fitzpatrick.

Matters arising:

2.1.1 Street Naming and Numbering Policy

Consideration was given to the report of the Director of Technical Services

(previously supplied) and to the Proposed Street Naming and Property Numbering Policy (previously supplied).

The Town Clerk and Chief Executive highlighted the legal advice received in response to queries previously raised by members.

It was proposed by Councillor Leonard and seconded by Councillor Dallat:

- (i) at 2.4(c) of the Policy, that the last sentence be omitted:
- (ii) at 2.4(a) of the Policy, that the word 'majority' in the first sentence be replaced with '10%';
- (iii) at 2.4(c) of the Policy, that the phrase 'eligible voters in' in the second sentence be replaced by the phrase 'respondents from'.

During an extensive period of discussion, it was proposed, as an amendment, by Alderman McClure and seconded by Alderman McClarty:

That Council delays making a decision until such times as the DCAL Consultation has been carried out and reported on.

A number of members requested clarification on what the legal position would be if the amendment was to be carried. The Town Clerk and Chief Executive responded that he was unaware of the detail of the DCAL document being referred to. However, as the policy had been under consideration since 2005 and had been recommended to Council for approval by the Equality Sub Committee, failure to approve and implement the policy could result in a legal challenge.

Councillor Leonard requested that a recorded vote be taken on all proposals.

In response to a suggestion by Alderman McClarty, Alderman McClure asked that the amendment be revised to read:

That Council accepts the recommendation of the Equality Sub Committee pending the outcome of legal advice and any consultation document which is agreed upon by the Assembly.

In regard to the substantive proposal, the Town Clerk and Chief Executive clarified the legal advice received in the event that Council intended to attach specific weighting to 'majority'. He reminded members that further delay could leave Council open to the potential of legal challenge.

In response to a member's suggestion, it was agreed that Council proceed to vote on the substantive proposal.

On being put to the Meeting, members voted on the proposals thus:

- (i) For: Alderman Mrs. Hickey, Councillors Dallat, Leonard and McLaughlin (4)
- Against: The Mayor, Deputy Mayor, Aldermen Mrs. Black, McClarty and McClure, Councillors Bradley, Mrs. Church, Cole, Mrs. Fielding, Fitzpatrick, Gilkinson, King and McQuillan (13)

The proposal was lost with four votes for and thirteen votes against.

(ii) For: Alderman Mrs Hickey, Councillors Dallat, Fitzpatrick, Leonard and McLaughlin (5)

Against: The Mayor, Deputy Mayor, Aldermen Mrs. Black, McClarty and McClure, Councillors Bradley, Mrs. Church, Cole, Mrs. Fielding, Gilkinson, King and McQuillan (12)

The proposal was lost with five votes for and twelve votes against.

(iii) For: Alderman Mrs. Hickey, Councillors Dallat, Fitzpatrick, Leonard and McLaughlin (5)

Against: The Mayor, Deputy Mayor, Aldermen Mrs. Black, McClarty and McClure, Councillors Bradley, Mrs. Church, Cole, Mrs. Fielding, Gilkinson, King and McQuillan (12)

The proposal was lost with five votes for and twelve votes against.

On being put to the Meeting, members voted on the amendment thus:

(i) For: The Mayor, Deputy Mayor, Aldermen Mrs. Black, McClarty and McClure, Councillors Bradley, Mrs. Church, Cole, Mrs. Fielding, Gilkinson, King and McQuillan (12)

Against: Alderman Mrs. Hickey, Councillors Dallat, Fitzpatrick, Leonard and McLaughlin (5)

Agreed:

With twelve votes in favour and five votes against, that the amendment be carried.

The Committee report was, therefore, agreed.

2.2 Planning Committee – 10th February, 2009

The Vice Chairman, Councillor Bradley, moved the adoption of the Planning Committee Report; this was duly seconded by Councillor Mrs. Fielding.

Matters arising:

2.2.1 PPS21 - Public Information Evening – 23rd February, 2009

Reference was made to the success of this evening and thanks extended to the speakers and officers involved.

The Committee report was, therefore, agreed.

2.3 Policy and Development Committee – 17th February, 2009

The Chairman, Alderman McClure, moved the adoption of the Policy and Development Committee Report; this was duly seconded by Councillor Mrs. Fielding and agreed.

3.0 TECHNICAL SERVICES REPORT

Consideration was given to this report which outlined the recommendations of the Street Trading Committee (previously supplied).

Agreed:

On the proposal of Councillor King and seconded by Councillor McQuillan, that Council endorse the recommendations of the Street Trading Committee as contained in the report.

4.0 NOTICE OF MOTION SUBMITTED BY COUNCILLOR S. GILKINSON

The undernoted Notice of Motion was proposed by Councillor Gilkinson and seconded by Alderman McClure.

“I propose that this Council recognises the importance of meeting the needs of victims, regrets that the Consultative Group on the Past has failed to produce recommendations capable of commanding broad consensus, and condemns proposals which equate perpetrators of violence with innocent victims.”

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

A period of discussion ensued, following which Councillor Gilkinson requested a recorded vote.

On being put to the Meeting, members voted thus:

For: The Mayor, Deputy Mayor, Aldermen Mrs. Black, McClarty and McClure, Councillors Bradley, Mrs. Church, Cole, Mrs. Fielding, Fitzpatrick, Gilkinson, King and McQuillan (13)

Against: Alderman Mrs. Hickey, Councillors Dallat, Leonard and McLaughlin (4)

Agreed:

With thirteen votes in favour and four votes against, that the Motion be carried.

5.0 NILGA - INVITATION TO LOCAL GOVERNMENT PUBLICATION SCHEME WORKSHOPS

Members noted that the Information Commissioner’s Office, in conjunction with NILGA, had organized a series of half day workshops on the subject of publication schemes.

The proposed dates for the workshops, to include lunch were:

- (i) 8th April, 2009 - Lough Neagh Discovery Centre
- (ii) 22nd April, 2009 - Glenavon Hotel, Cookstown
- (iii) 29th April, 2009 - Lisburn Civic Centre

Any members interested in attending a workshop were asked to contact the Acting Head of Administrative Services.

6.0 DOCUMENTS TABLED

Members noted the list of documents tabled in the Members' Library (previously supplied).

7.0 CONSULTATION DOCUMENTS

Members noted the list of consultation papers available for any member who wished to consider making a response (previously supplied).

8.0 DOCUMENTS FOR SEALING

Resolved:

That the following documents be sealed:

- | | | |
|----|---|--|
| 1. | <u>Contract</u> | Council and Crawford Contracts Ltd -
Construction of a New Restaurant and
Recreational Facilities at The Crescent, Portstewart |
| 2. | <u>Lease</u> | Rural Housing Association Limited to
Coleraine Borough Council – Play Area at Mayboy
Road, Garvagh |
| 3. | <u>Conveyance in quadruplicate</u> | Council to Jennifer Irwin and Heather
Roberta Patton - Land to rear of 9
Blackrock Park, Portrush |
| 4. | <u>Lease and Counterparts
in triplicate</u> | Council to NIE plc - Substation at
Main Street, Portrush (renewal) |
| 5. | <u>Cemetery Titles</u> | Grant of Right of Burial
Deeds Register No. 3498 - 3507 inclusive |

Agherton	-
Ballywillan	2
Coleraine	4
Kilrea	-
Portstewart	4

Advanced Deeds Register No. 0218 – 0219
inclusive

Agherton	1
Ballywillan	-
Coleraine	1
Portstewart	-

SPECIAL MEETING

3rd March, 2009.

Convened: To receive presentation from NI Water representatives on Water Quality issues on the North Coast.

Present: The Deputy Mayor, Alderman W. T. Creelman

Aldermen

E. T. Black (Mrs.) W. J. McClure
M. T. Hickey (Mrs.)

Councillors

O. M. Church (Mrs.) W. A. King
A. S. Cole B. Leonard
B. Fitzpatrick G. L. McLaughlin
S. Gilkinson R. A. McPherson

Officers in Attendance: Acting Head of Administrative Services, Acting Director of Leisure Services, Principal Environmental Health Officer and Administrative Assistant

Apologies: The Mayor, Councillors Mrs. Fielding, Hillis and Mrs. Johnston

1.0 WELCOME

The Deputy Mayor welcomed everyone to the Meeting. He extended a special welcome to Mr. Dave McCrum and Mr. Dermot McCurdy of NI Water who were in attendance to update members on Water Quality Issues on the North Coast.

2.0 WATER QUALITY ISSUES ON THE NORTH COAST

The NI Water representatives gave a brief overview of the Bathing Water Directive and the North Coast and Drainage Area Projects. They then elaborated on the following issues and answered members' questions thereon:

- Bathing Water Directive Standards
- Factors in Bathing Water Failures
- Bathing Water Award Schemes
- New Bathing Water Directive and Standards
- North Coast and Drainage Area Projects

It was emphasised that there was no evidence to suggest a failure in the new Waste Water Treatment System but that the heavy rainfall in 2008 may have contributed to water quality problems and the loss of Blue Flag status.

A member asked if the bathing waters could be tested for Blue Flag status in Spring rather than Autumn when a better result could be achieved. Mr. McCurdy advised that the Northern Ireland Environment Agency was responsible for determining the date for testing.

A member asked what other agencies responses had been when invited to attend the meeting.

The Acting Head of Administrative Services advised that the date of the meeting didn't suit the Northern Ireland Environment Agency (NIEA). The response from Roads Service and the Rivers Agency was they had no direct input into water quality.

Members expressed disappointment that the NIEA, Roads Service and Rivers Agency did not attend the meeting and it was suggested that Council write to them expressing disappointment and to arrange a new date with NIEA.

The Deputy Mayor thanked the representatives for their interesting presentation.

NORTH WEST '200' COMMITTEE

12th February, 2009.

Present:

Alderman

W. T. Creelman

Councillors

B. Fitzpatrick
N. F. Hillis

W. A. King
R. A. McPherson

**Officers in
Attendance:**

Mr. K. Doherty, Director of Environmental Health
Mrs. J. Barr, Principal Environmental Health Officer
Ms. M. Mann, Head of Development Services
Mr. S. Purcell, Refuse and Cleansing Manager
Mr. T. Neill, Services Manager
Mrs. M. McKinney, Enforcement Officer
Miss C. Mercer, Administrative Assistant

**Representative
from PSNI:**

Acting Superintendent N. Thompson

**Also in
Attendance:**

Mr. M. Whyte, Clerk of the Course, Coleraine & District
Motor Club
Ms. L. McManus, NW '200' Business Development &
Operations Manager
Mr. A. Huston, DRD Roads Service

Apologies:

Mr. R. Wilson, Town Clerk & Chief Executive and
Councillor Mrs. Johnston

1.0 WELCOME

The Director of Environmental Health welcomed everyone to the meeting.

2.0 ELECTION OF CHAIRMAN

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

That Councillor King be elected as Chairman for the ensuing year.

3.0 DATE OF 2009 EVENT

It was noted that the date of the 2009 event would be Saturday 16th May, 2009 with Race Week festivities commencing on Saturday 9th May, 2009. Practice nights would be held on Tuesday 12th and Thursday 14th May, 2009.

4.0 BUSINESS DEVELOPMENT AND OPERATIONS MANAGER

Mr. Whyte introduced Ms. Laura McManus, the newly appointed Business Development

and Operations Manager.

Ms. McManus gave a brief summary of her background and updated Committee on her work to date which included sponsorship development, developing the North West '200' as an event, press and public relations.

5.0 ROAD CLOSURE ARRANGEMENTS (RACE DAY)

Mr. Whyte advised that the road closure arrangements would be the same as the last two years. Arrangements had been made to allow residents of York Corner to access their property and he was waiting to hear from the University of Ulster.

6.0 STREET TRADING

6.1 Street

The Enforcement Officer advised that the Street Trading Committee had recommended that the following sites be approved:

Glenvale Avenue, Portrush	- 1 hot food and 1 ice cream
Mill Road, Portstewart	- 1 hot food and 1 ice cream
Atlantic Road, Coleraine	- 1 ice cream
Ballysally Road Roundabout	- 4 hot food and 2 ice cream

6.2 Coleraine and District Motor Club - Controlled

Mr. Whyte briefed Committee on the background of the trading controlled by the Club. He advised that the Club would like to sell off the trading rights to one company who would manage it; he suggested Mr. John McNally who had provided catering in previous years.

Mr. Whyte advised that if it was approved there would be a meeting with the Enforcement Officer and the Principal Environmental Health Officer regarding issues such as clean-up and licences. He also explained that it was a one year deal and a contract would be drawn up and signed subject to legal advice regarding the need to advertise.

It was proposed by Councillor McPherson, seconded by the Deputy Mayor and agreed:

That the trading be sold to Mr. John McNally who would manage it.

7.0 RACE WEEK ACTIVITIES

Mr. Whyte advised that the activities had been finalised with Council and a variety of events would be staged during the week of the North West '200'.

8.0 80TH ANNIVERSARY ARRANGEMENTS

Mr. Whyte advised that the Club was looking at new ideas for the 80th Anniversary and would keep Committee informed.

9.0 SPONSORSHIP ARRANGEMENTS

Mr. Whyte advised Committee that the Club had lost two individual race sponsors and

were in the process of looking for an individual race sponsor. It was noted that the 400cc class race had been dropped this year. He advised that the Kennedy Group would be the main sponsors of the event closely supported by a new associate sponsor Coca-Cola Zero.

10.0 ANCILLARY SERVICES

10.1 Corporate Hospitality

Mr. Whyte advised that meetings had been held with Mr. John McNally regarding the two-tier structure and it had been decided to have a single-tier structure which would consist of one level.

Councillor McPherson queried if viewing would be similar to the two-tier structure as he felt the viewing in the two-tier structure wasn't great.

Mr. Whyte suggested looking at the veranda for a viewing area. He also explained that there would be no more Silver or Gold areas.

The Principal Environmental Health Officer queried access for disabled persons in the Corporate Hospitality area. Mr. Whyte advised he would speak to Mr. John McNally regarding this matter.

10.2 Bar Facilities

Mr. Whyte advised that the Bar would be moved back into main paddock area and a location had to be finalised.

10.3 Camp Sites

Mr. Whyte advised that the main campsite would be at Blair's Caravan Park. He advised that Blair's would also manage the area beside McLaughlin's Bar and the finish line. It was noted that Mr. Blair had proposed to have an area at the McLaughlin's Bar site for family camping and he would manage security and lighting etc.

The Director of Environmental Health reported that there was a need for family camping and confirmed that a proposal had been received from Blair's for a family camping area. He advised that the arrangement would be for one year and would be monitored.

It was agreed to proceed accordingly for the 2009 event.

11.0 POST RACE CLEAN-UP

It was noted that the arrangements for the Clean-Up would be the same as previous years and a private company would clean the Paddock area.

12.0 MANAGEMENT OF COUNCIL LANDS

The Director of Environmental Health advised that the management of Council lands would be the same as 2008 and Environmental Health Officers and Enforcement Officers would be on duty as in previous years.

13.0 **NEXT MEETING**

The Director of Environmental Health advised that the next meeting would be held in the middle of April, after Easter.

LEISURE AND ENVIRONMENT COMMITTEE

3rd March, 2009.

Present: Councillor T. J. Deans, in the Chair
The Deputy Mayor, Alderman W. T. Creelman

Aldermen

E. T. Black (Mrs.) D. McClarty
M. T. Hickey (Mrs.) W. J. McClure

Councillors

J. M. Bradley W. A. King
O. M. Church (Mrs.) B. Leonard
A. S. Cole G. L. McLaughlin
B. Fitzpatrick R. A. McPherson
S. Gilkinson A. McQuillan

Officers in

Attendance:

Acting Head of Administrative Services, Principal Environmental Health Officer, Acting Director of Leisure Services, Senior Technical Services Officer, Leisure Services Officer (Facilities) and Administrative Assistant

Apologies:

The Mayor, Councillors Mrs. Fielding, Hillis and Mrs. Johnston

2.0 WELCOME

The Chairman welcomed everyone to the meeting.

3.0 TECHNICAL SERVICES REPORT

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

Matters arising:

3.1 DRD Roads Service

3.1.1 Parking Restrictions, Coleraine

Consideration was given to information on this topic, as detailed in the report.

Recommended:

That Council support Road Services' proposal to change parking restrictions located outside the Pedestrian Zone in Coleraine as follows:

- The 'no waiting' during the working day is to apply from 8:00 a.m. until 5:30 p.m. Monday to Saturday.

- The 'limited waiting' (1 hour) is to apply from 8:00 a.m. until 5:00 p.m. Monday to Saturday.
- The loading bays restriction is to apply from 8:00 a.m. until 5:00 p.m. Monday to Saturday.
- New restrictions to be introduced at Mountsandel Road/Woodland Park, opposite the Courthouse.

Members noted the current restriction time limits apply from 8:00 a.m. to 6:30 p.m.

2.1.2 Zebra Crossing – Maghera Street, Kilrea

Consideration was given to information on this topic, as detailed in the report.

Recommended:

That Council support Road Services' proposal to provide a zebra crossing on Maghera Street, Kilrea.

2.1.3 Pedestrian Refuge – Church Street, Kilrea

Consideration was given to information on this topic, as detailed in the report.

Recommended:

That Council support Road Services' proposal to provide a pedestrian refuge on Church Street, Kilrea.

2.1.4 Traffic Signal Control – Main Street, Garvagh

Consideration was given to information on this topic, as detailed in the report.

Recommended:

That Council support Road Services' proposal to introduce traffic signal control at Main Street, Garvagh which would operate as follows:

- Stage 1 – Main Street has right of way in both directions.
- Stage 2 – Limavady Road given right of way.
- Stage 3 – Bridge Street given right of way.
- Stage 4 – All traffic stopped and pedestrians have right of way.

Members noted that upon satisfactory consultation with frontagers it was hoped to include this scheme in Roads Service programme of work for 2009/2010.

2.2 Tender for Resurfacing Car Park adjacent to Sandhill Drive, Portrush

Following public advertisement for the resurfacing of car park adjacent to Sandhill Drive, Portrush, eleven tenders were received, viz:

Name	Amount
Northstone (NI) Ltd.	£67,309.25
M. P. Coleman Ltd.	£70,279.50
F. P. McCann Ltd.	£82,802.14
P. Bradley Ltd.	£85,417.25
P. Keenan	£85,684.25
R. Hogg & Sons Ltd.	£86,390.00
Whitemountain Quarries Ltd.	£93,134.25
B. Mullan & Sons (Contractors) Ltd.	£94,877.00
Rodgers Contracts	£123,120.00
Nigel Dunn Surfacing	£129,125.00
T. D. McKane & Son	£129,957.05

Recommended:

That Council accept the lowest priced tender from Northstone (NI) Ltd., for the sum of sixty seven thousand, three hundred and nine pounds and twenty five pence (£67,309.25).

The Senior Technical Services Officer answered members' various questions about Council's tendering process.

2.3 For Information

2.3.1 Building Control

Members noted that approval was granted for 51 applications.

3.0 ENVIRONMENTAL HEALTH REPORT

The Report of the Director of Environmental Health was considered (previously supplied).

Matters arising:

3.1 Legal Proceedings

It was agreed to discuss these proceedings 'In Committee' at the end of the meeting.

3.2 Health and Safety Executive Northern Ireland/Local Authority Enforcement Liaison Committee (HELANI)

Consideration was given to information on this topic, as detailed in the report.

Recommended:

That Council approve the 'Statement of Intent' agreed by HSENI and the 26 Councils which sets out the high level commitment to work together in closer partnership to raise standards of workplace health and safety across Northern Ireland and improve the overall economic and social well being of our communities, as detailed in the report.

3.3 Approval of Products of Animal Origin Establishments under EC Regulation 853/2004

Premises producing products of animal origin are required to be approved by District Councils. The following approved establishment has recently developed a new production area within the existing production site to manufacture curd cheese which is to be used primarily as an ingredient in the company's processed cheese products:

- Dairy Produce Packers Limited, Millburn Road, Coleraine.

It was noted that the establishment was originally approved under this Regulation in May 2006. An amendment is required to ensure that this new production operation is specifically detailed on their approval.

Members noted that the site had been re-inspected and found to be generally compliant with all relevant legislation.

Recommended:

That Council grants the above amendment.

3.4 Fuel Poverty Initiatives

3.4.1 The Health Impact of Fuel Poverty

Professor Christine Liddell was in attendance to give a presentation to members on the human health impacts of fuel poverty. She updated members on the costs and benefits of tackling fuel poverty at Borough Council level and highlighted various issues including:

- Costs of fuel poverty for a Council
- Council's fuel poverty rates
- Coleraine Borough Council's model for tackling fuel poverty

Professor Liddell advised members that from Council's £10,000 investment in 2008, returns of £157,883 had been created in the estimated value of home improvements, unclaimed benefits recovered and savings on household energy bills.

Professor Liddell commended Council on its scheme for tackling fuel poverty.

A member requested an electronic version of the presentation.

3.4.2 Coleraine Borough Council Fuel Poverty Initiative in Association with Coleraine Citizens' Advice Bureau (CAB)

Members noted information on this topic as detailed in the report.

Members noted that during the administration of this scheme, additional benefits were identified to those who were entitled but were not claiming.

3.4.3 Fuel Allowance and Warmer Homes Update

Members noted that Margaret Ritchie, DSD Minister, recently announced that the one-off household fuel allowance would be paid to 150,000 of the most vulnerable households in the province in April 2009 to help alleviate fuel poverty and the high cost of utilities.

3.4.4 NIHE Home Energy Awards 2009

Members noted that Margaret Ritchie, DSD Minister, recently announced that an application submitted by the Northern Investing for Health Partnerships, which Council is an active partner, had won the 'Most Innovative Fuel Poverty Scheme' category.

4.0 LEISURE SERVICES REPORT

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

Matters arising:

4.1 The Lodge Burn Flood Protection Scheme Phase 1

Mr. Stephen Orr, Chief Engineer from Atkins Ltd., was in attendance to give a presentation to members on this scheme. Ms. Julie Templeton, Project Engineer of Atkins and Mr. Stephen Dawson, Head of Capital Procurement and Project Sponsor of Rivers Agency were also in attendance.

Mr. Orr gave a brief overview of the Flood Alleviation Scheme for Coleraine. He highlighted various issues including:

- Flood Feasibility Study
- Proposed Flood Alleviation
- Project timeline
- Community Engagement Programme
- Conclusions

Mr. Orr answered members' various questions and noted comments.

The Chairman asked if three dimensional computer generated drawings or presentation of the scheme were available. Mr. Orr advised that two dimensional drawings were available and that he could also arrange a site meeting.

A member expressed concern about the Lodge Burn near the hospital and Mr. Dawson offered to meet with the member, on site to discuss floodplains and water flows at this location.

The Acting Director of Leisure Services advised that he would keep members up to date with progress reports on the scheme.

4.2 National Trust

It was agreed to discuss this item 'In Committee' at the end of the meeting.

4.3 Playground at Keely Gardens, Aghadowey

Members noted that the Playground at Keely Gardens, Aghadowey has been the subject of vandalism and antisocial behaviour for some time as it is hidden from public view.

Consultation with local residents by the Northern Ireland Housing Executive (NIHE) highlighted that the majority of residents wished to see the facility removed and NIHE were not in a position to allocate a new site.

Recommended:

That the Keely Gardens Play Park facility be removed.

Members noted that the position would be reviewed if land became available by NIHE in the future.

4.4 Review of Charges – Coleraine Leisure Centre

Recommended:

That Council adopts new charges for Coleraine Leisure Centre, as follows:

Activity		Recommended Charge
Swimming	Adult	£2.75
	Juvenile	£2.00
	Club	£1.20
Pool Hire	Main Pool	£43.00 per hour
	Minor Pool	£30.00 per hour
Main Hall	Full Hall	£47.00 per hour
	2/3 Hall	£29.00 per hour
	1/3 Hall	£18.00 per hour
Minor Hall		£18.00 per hour
Birthday Parties	1 ½ hours	£36.00
Club Room		£13.00 per hour
Badminton		£5.75 per hour
Squash	½ hour	£2.50
Creche		£1.00 per child

Members noted that the increases would take effect from 1st April, 2009 and there would be no increase in the Bodytalk or Health Suite charges.

4.5 For Information

4.5.1 Coleraine International Choral Festival

Members noted that the Choral Festival had been cancelled due to lack of entries. Some visiting choirs would be attending an evening of music in aid of Zomba Action Project which

would be held in Portrush Town Hall on Saturday 21st March, 2009 from 7.30 p.m., admission £3.00.

4.5.2 Circle One Irish National Surfing Championships

Members noted that the Circle One Irish National Surfing Championships would be held at Portrush East Strand on Saturday 7th and Sunday 8th March, 2009 from 9.00 a.m. – 5.00 p.m.

4.5.3 St. Patrick's Day Celebrations

Members noted that there would be a St. Patrick's Day Concert in Coleraine Town Centre on St. Patrick's Day and an Irish Night at the University of Ulster and other events would be held throughout the Borough, as detailed in the report.

4.5.4 Easter Football and Multi-Sports Coaching Courses for Young People

Members noted that the Easter Football and Multi-Sports Coaching Courses would take place from Wednesday 15th – Friday 17th April, 2009, as detailed in the report.

4.5.5 Wildcats Multi-Skills Club

Members noted that Coleraine and Ballymoney Borough Councils' Wildcats Multi-Skills Club concept had been selected as one of the finalists in the 'Best Joint Initiative by Councils supported by SOLACE NI'.

5.0 PORTSTEWART VISION

Read notice from Portstewart Vision inviting members to a Public Meeting in Portstewart Town Hall on Wednesday, 11th March, 2009 at 7.00 p.m.

6.0 COLERAINE FESTIVAL

A member queried the position regarding the 3 year funding package for Coleraine Festival which members had recommended at a Special Briefing on 4th March, 2008 at which representatives of Festival Committee made a presentation.

The Acting Director of Leisure Services undertook to investigate the funding package that had been agreed.

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

That Council writes to the Festival Committee to clarify the situation.

7.0 WATER QUALITY – BLUE FLAG STATUS

A member requested information on water quality and criteria for Blue Flag Status. The Acting Director of Leisure Services advised that water quality was one of more than 25 criteria which had to be met and Council would not submit a beach for Blue Flag Status if not satisfied with the criteria.

8.0 **TENDERS**

In response to a number of queries regarding Council's tendering process, the Acting Director of Leisure Services stated that:

- The lead consultants would cost the project and advise on an indicative price.
- Whilst the current procurement process was under review, there were legal constraints on what Council could do.
- Unsuccessful tenderers could get feedback from the consultants responsible for assessing the tenders.

Members welcomed the company's proposals for the Coleraine store and in particular the possible creation of some 40 full time jobs. They also expressed the hope that the Planning Service would look favourably on the application and facilitate a speedy decision on same.

Several members requested Mr. Harris to investigate possible changes to the configuration of the petrol station at the Coleraine site which was frequently congested at rush hour and during the weekends.

3.0 PLANNING APPLICATIONS

A list of fifty-nine applications was presented for consideration (previously supplied).

Applications Deferred from Previous Meeting

- | | | |
|-----|---|---|
| 3.1 | <u>Application No. D1</u>
<u>C/2007/0681/F</u>
<u>Demolition of existing dwelling and erection of 1 two and a half storey townhouse and 1 apartment above rear car port at 101 Causeway Street, Portrush for Mr J. Duggan.</u> | The opinion of the Planning Service was to refuse.

It was agreed that the application be refused. |
| 3.2 | <u>Application No. D2</u>
<u>C/2007/0702/F</u>
<u>Convert existing barns into a dwelling, with mainly internal alterations adjoining 204 Mountsandel Road, Coleraine for Mrs. Baird.</u> | The opinion of the Planning Service was to refuse.

Mr. P. Duffy advised that the application had been withdrawn to allow Roads Service to examine amended drawings. |
| 3.3 | <u>Application No. D3</u>
<u>C/2007/0948/F</u>
<u>Demolition of existing building and erection of three and a half storey building (containing 6 apartments) at 30 Eglinton Street, Portrush for Mr P. McGlade.</u> | The opinion of the Planning Service was to refuse.

Mr. P. Duffy advised that the application had been withdrawn to allow a legal issue which had been raised to be considered. |
| 3.4 | <u>Application No. D4</u>
<u>C/2007/0964/F</u>
<u>Demolition of existing tyre depot and erection of 10 No. two bedroom apartments, 2 No. three bedroom penthouse apartments, associated parking and landscaping (amended proposal) at 31 Strand Road, Coleraine for H and M Properties.</u> | The opinion of the Planning Service was to approve.

It was agreed that the application be approved. |
| 3.5 | <u>Application No. D5</u>
<u>C/2007/1012/F</u>
<u>Demolition of existing properties to</u> | The opinion of the Planning Service was to refuse. |

- provide 16 apartments and 4 no. townhouses at 16-19 Kerr Street, Portrush for Mr W. Moore.
- 3.6 Application No. D6
C/2007/1043/F
Change of house type utilising the contours of the site to create lower ground floor level to existing approved scheme at site adjacent to 92 Carhill Road, Garvagh for Mr. C. McKeefry.
- 3.7 Application No. D7
C/2007/1056/F
Proposed residential development comprising of 15 apartments and 7 townhouses with associated car parking and communal and private public open space at Laurel Lodge, Nursery Avenue, Coleraine for Tara Homes.
- 3.8 Application No.D8
C/2008/0327/F
New 15m Domestic Wind Turbine (Scirocco E5.6-6) at 52m South West of 22 Cranagh Road, Coleraine for Mr W. Gibson.
- 3.9 Application No. D9
C2008/0330/F
Proposed development to include 3 townhouses with associated car parking and amenity space at 56 Coleraine Road, Portstewart for Mr P. Crawley.
- 3.10 Application No. D10
C/2008/0456/F
Demolition of existing dwelling and garage and erection of 3 No. dwellings comprising 1 No. detached and 2 No. semi-detached, lands at No. 9 Black Rock Road, Portrush for Mr P. McMullan.
- 3.11 Application No. D11
C/2008/0472/F
1.5 storey side extension to provide 3 bedrooms, family room and bathroom and detached single
- Mr. P. Duffy advised that the application had been withdrawn.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- The opinion of the Planning Service was to refuse.
- Mr. P. Duffy advised the application had been withdrawn.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.

playroom, utility and store to rear at 30 Seahaven Drive, Portstewart for Mr and Mrs D. Roantree.

- 3.12 Application No. D12 C/2008/0523/O
Proposed site for public house with guest bedrooms incorporating first floor restaurant at Nos: 61, 63, 65 and 67 Castleroe Road, Coleraine for Salmon Leap Developments.
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 3.13 Application No. D13 C/2008/0590/F
Two pairs of 2.5 storey semi-detached dwellings, access from Strand at 91 and 93 Strand Road, Portstewart for A. Williamson.
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 3.14 Application No. D14 C/2008/0597/F
Replacement of 14 apartments and 3 industrial units with 39 No.2 bedroom apartments, basement car parking, bin storage and associated amenity space at lands rear of 15-37 Union Street, Coleraine (revised site address) for Oriental Developments Ltd.
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.
- 3.15 Application No. D15 C/2008/0648/F
Proposed change of house type to two-storey dwelling and garage to supersede approval granted under C/2006/1131/RM at lands west of No. 64 Edenbane Road, Garvagh for Mr. and Mrs S. Mullan.
- The opinion of the Planning Service was to approve.
- It was agreed that the application be approved.
- 3.16 Application No. D16 C/2008/0744/F
New single storey dwelling with accommodation in loft space at land adjacent to No. 4 Iona Court, Coleraine for Mr. S. Robinson.
- The opinion of the Planning Service was to refuse.
- It was agreed that the application be refused.

New Applications

- 3.17 Application No. 4 C/2007/0842/F
Redevelopment of site to include 6 apartments with associated parking, site at 5 Causeway View Portrush, for Cloghorr Investments.
- The opinion of the Planning Service was to refuse.
- The application had been withdrawn from the schedule to allow amended plans to be assessed.

- 3.18 Application No. 7
C/2008/0007/F
Proposed retention of 3 no. re-
located earth mounded bin stores
to serve existing housing
development and associated site
works (amended plans 9th October
2008) at Rinagree West Bay, Dhu
Varren, Portrush, for Seaport (NI)
Ltd.
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Ms. Alexander and seconded by Councillor Fitzpatrick:
- 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.
- 3.19 Application No. 10
C/2008/0222/F
Redevelopment of site to provide
12 No. 2 Bedroom Apartments and
4 No. Townhouses at Nos. 4, 6, 8
and 10 Ballycairn Road, Coleraine,
for Gillen Developments Ltd.
- The opinion of the Planning Service was to refuse.
- The application had now been withdrawn.
- 3.20 Application No. 11
C/2008/0351/F
Private housing development
consisting of 12 No. apartments (2
storey) and 12 No. two storey
townhouses at Chapelfield, No. 25
Laurel Hill Road, Coleraine, for C.
Kearney.
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McLaughlin and seconded by Alderman Mrs. Hickey:
- 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 Deans and seconded by Councillor Ms. Alexander:
- That Council support the refusal.
- On being put to the Meeting the amendment was carried, seven members voting in favour and five members voting against.
- At the request of Councillor McLaughlin, Mr. Duffy agreed to hold the decision on the application for 7 days.

- 3.21 Application No. 15
C/2008//0620/F
Retrospective planning application
for widening of existing entrance to
lakeside, at lands opposite No. 65
Ballinteer Road, Macosquin for Mr.
J. Christie
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor McPherson, seconded by Alderman Mrs. Black 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.
- 3.22 Application No. 21
C/2008/0829/F
Proposed two new playing fields
with associated floodlighting and
ball at Glenullin GAC, 9
Curraghmore Road, Garvagh,
Coleraine, for Glenullin GAC.
- The opinion of the Planning Service was to refuse.
- It was proposed by Alderman Mrs. Hickey and seconded by Councillor McLaughlin:
- 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 Cole and seconded by Councillor Gilkinson:
- That Council support the refusal.
- On being put to the meeting the amendment was lost, six members voting in favour and seven members voting against.
- The substantive motion to defer the application for an office meeting was put to the meeting and carried, seven members voting in favour and nil against.
- 3.23 Application No. 25
C/2008/0888/O
Erection of 1 no. dwelling to the
rear of no. 37 Strand Road,
Portstewart, in what is currently a
large rear garden which adjoins
Prospect Road, Portstewart at 37
- The opinion of the Planning Service was to refuse.
- It was proposed by Councillor Fitzpatrick, seconded by Alderman Mrs. Hickey and agreed:

Strand Road, Portstewart for Devlin.

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.

3.24 Application No. 33 C/2008/0950/F
Retrospective application for retention of mobile home, seeking temporary planning approval for 6 years at 93 Ballinteer Road, Coleraine for Mr. T. Wylie.

The opinion of the Planning Service was to refuse.

It was proposed by Councillor McPherson, seconded by Councillor Deans 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.

3.25 Application No. 43 C/2009/0031/O
Site for replacement dwelling in accordance with policy CTY 3 DPPS 21 at 45m south east of no. 113 Agivey Road, Kilrea for Mr. and Mrs. N. Torrens

The opinion of the Planning Service was to refuse.

It was proposed by Councillor McQuillan, seconded by Councillor Deans 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 DRAFT PLANNING POLICY STATEMENT 21 (PPS21) – SUSTAINABLE DEVELOPMENT IN THE COUNTRYSIDE

Consideration was given to the draft response prepared by Fleming Mounstephen Planning (previously supplied).

Agreed:

That this document be submitted as Council's response to the consultation, subject to any comments received from members before the closing date.

5.0 NILGA DRAFT RESPONSE TO PPS21

Consideration was given to the NILGA draft response to PPS21 (previously supplied).

Agreed:

That Council endorse NILGA's draft response to the consultation.

6.0 PLANNING APPEALS INFORMATION

- | | | |
|-----|---|--|
| 6.1 | Appeal against enforcement notice – Alleged unauthorised infilling of land with waste material – Land to the rear of 162 Coleraine Road, Portstewart – N. Menary | The Planning Appeals Commission had received an appeal against the above Enforcement Notice and was required to take account of any representations received from Council thereon.

It was agreed that Council support enforcement action. |
| 6.2 | Appeal Ref 2007/A1181
Demolition of existing apartments to be replaced with four storey apartment block consisting of 8 units – No. 30 Eglinton Street, Portrush | The Department has reassessed the refusal reasons in respect of the above application and had (a) added a further reason for refusal and (b) amended the first refusal reason.

Noted. |

7.0 OFFICE MEETINGS

It was noted that the office meetings would be held on Friday, 3rd April, 2009.

8.0 STATEMENT FROM MAYOR

The Mayor apologised for his absence at the beginning of the meeting and thanked Alderman McClure for proposing one minute's silence as a mark of respect for the two soldiers and the PSNI officer who had been killed in the recent violence. He read a short statement condemning the attacks and declaring Council's heartfelt sympathy for the families of the three men who had lost their lives.

9.0 NILGA – REFORM OF LOCAL GOVERNMENT SEMINAR, 27TH MARCH, 2009

Read letter dated 6th March, 2009 inviting members to attend a Communication Seminar in the Hilton Hotel, Templepatrick on Friday 27th March. Members were encouraged to attend the event and were asked to contact the Acting Head of Administrative Services to confirm if they wished to attend.

POLICY AND DEVELOPMENT COMMITTEE

18th March, 2009.

Present: Alderman W. J. McClure, in the Chair
The Mayor, Councillor D. D. Barbour
The Deputy Mayor, Alderman W. T. Creelman

Alderman

M. T. Hickey (Mrs.)

Councillors

C. S. Alexander (Ms.) (Items 1.0 – 11.3)	S. Gilkinson N. F. Hillis
J. M. Bradley	W. A. King
O. M. Church (Mrs.)	B. Leonard
A. S. Cole	G. L. McLaughlin
E. P. Fielding (Mrs.)	R. A. McPherson
B. Fitzpatrick	A. McQuillan

Officers in Attendance: Town Clerk and Chief Executive, Director of Corporate Services, Acting Director of Leisure Services, Head of Development Services, Acting Head of Administrative Services (Items 1.0 – 11.1), Economic Development Manager (Items 1.0 – 11.1) and Administrative Assistant

Apologies: Alderman Mrs. Black and Councillor Mrs. Johnston

1.0 CORPORATE SERVICES REPORT

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

Matters arising:

1.1 Requests for Donations

1.1.1 William Keown Trust

Recommended:

That Council contribute £350 to the William Keown Trust for the 2008/09 financial year.

1.1.2 Royal National Lifeboat Institution (RNLI)

Recommended:

That Council contribute £500 to the RNLI for the 2008/09 financial year.

1.1.3 Northern Ireland Hospice – Coleraine Support Group

Recommended:

That Council contribute £5,000 to the Northern Ireland Hospice – Coleraine Support Group for the 2008/09 financial year.

1.2 Charges – Burial Grounds

Recommended:

That Council endorse the proposed charges for 2009/10 viz:

	£
Purchase of single plot (including grant of title/ registration)	140
Opening and closing each grave	140
Tree and plaque – Garden of Remembrance	140
Permission to erect memorial stone	40
Cremated ashes/newborn babies	30
Charges for non-residents	doubled

1.3 For Information

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

- Update – National Fraud Initiative (NFI)
- Pension Scheme - Update
- Financial Statement – 10 month period ended 31st January, 2009
- Accounts

2.0 DEVELOPMENT SERVICES REPORT

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

Matters arising:

2.1 Community Support Plan

Members noted a request for extension of this plan for a further year based on existing strategies, as outlined in the report.

Recommended:

That Council's Community Support Action Plan be extended to cover the period April 2009 to March 2010.

2.2 Study of Business Accommodation Provision – Draft Terms of Reference

It was agreed that this item be held 'In Committee' at the end of the meeting.

2.3 Coleraine Town Partnership

It was agreed that this item be held 'In Committee' at the end of the meeting.

2.4 For Information

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

- Response to Independent Review of Economic Policy. Concern expressed at the timescale for response to this Review was noted by the Head of Development Services.
- Diary Date – University of Ulster presentation to Council - 31st March, 2009.
- Diary Date – Launch of Mountsandel / Riverside Park Project – 5th June, 2009.
- Economic Development Events.

2.5 Portrush Regeneration Group

In response to a member's request, a meeting of this group would be convened by the Head of Development Services.

3.0 LAND AND PROPERTY

3.1 2 Ballyreagh Road, Portrush

Following previous agreement by Council to sell a 600mm strip of land at this location to facilitate a wider access and construction of a new boundary wall, the owner had asked that the area for sale be increased to 900mm.

Recommended:

That Council agree to this request.

3.2 Council's Asset Register

Members noted that eight further maps had been provided, making a total of forty-seven maps to date.

4.0 LOCAL GOVERNMENT BOUNDARIES COMMISSIONER - REVISED RECOMMENDATIONS

Consideration was given to the Report of the Town Clerk and Chief Executive (previously supplied).

It was proposed by Councillor McQuillan and seconded by Councillor Gilkinson:

That Council write to the Boundaries Commissioner requesting that the new local government district be named "Causeway Coast Borough Council".

During the ensuing discussion, the Town Clerk and Chief Executive agreed that this issue would be raised at the Transitional Management Team.

An amendment proposed by Councillor Leonard failed to find a seconder.

Recommended:

With eleven votes in favour and two against, that the proposal be carried.

5.0 RPA UPDATE

Consideration was given to information on the first meeting of the Transition Committee, held on 25th February, 2009 as contained in the report.

A period of discussion ensued during which members' questions were answered by the Town Clerk and Chief Executive who confirmed that information from meetings of the Transition Committee would be brought to Council on a regular basis.

6.0 CONFERENCES/COURSES

Consideration was given to information on the following conferences:

- (a) The Chartered Institution of Wastes Management – 2009 Conference – No Time to Waste – Delivering the Strategy - Slieve Donard Hotel, Newcastle: 29th/30th April, 2009.
- (b) Delivering Planning Reform Conference – Towards a Modern, Efficient and Effective System - Culloden Hotel, Belfast: 2nd April, 2009.

Recommended attendance for each conference was for one officer and one member.

Following discussion, the Town Clerk and Chief Executive agreed to bring a report on conference attendance and costs to a future meeting.

7.0 REVIEW OF GOVERNANCE ARRANGEMENTS

Consideration was given to establishment of a Governance Working Group to take forward the Review of Governance Arrangements.

It was proposed by Councillor McQuillan and seconded by Councillor Mrs. Fielding:

That members of the Transitional Committee be nominated to the Working Group.

It was proposed, as an amendment, by Councillor McLaughlin and seconded by Councillor Ms. Alexander:

That Councillor Fitzpatrick also be nominated to the Working Group to make a total of six members.

Recommended:

With fourteen votes in favour and none against, that the following members be nominated to the Governance Working Group:

Alderman Mrs. Hickey
Councillors Bradley, Cole, Fitzpatrick, Hillis and McPherson.

8.0 REVIEW OF ORGANISATIONAL STRUCTURES

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

9.0 CAUSEWAY A.D.H.D. SUPPORT GROUP

Read letter dated 17th February, 2009 requesting nomination of a representative from Council to this group.

Recommended:

On the proposal of Councillor McQuillan and seconded by Councillor McPherson, that Councillor King be nominated to the Causeway A.D.H.D. Support Group.

10.0 NI RAILWAYS - LONDONDERRY LINE ENGINEERING WORK - BALLYMENA TO COLERAINE

Read letter from NI Railways dated 2nd March, 2009 advising that this work would be carried out between 30th March and 28th June, 2009.

Concern was expressed at the scheduling of the work and it was proposed by Councillor McQuillan and seconded by Councillor Hillis:

That Council write to NI Railways to register its disapproval at the proposed timing of the work.

On being put to the meeting following discussion, the proposal was lost with two votes in favour and ten votes against.