

**Environmental Services Committee**

**Table of Key Recommendations**

| <b>No</b>                       | <b>Item</b>  | <b>Recommendation</b>   |
|---------------------------------|--|---|
| 3.                              | <b>Minutes of Environmental Services Committee Meeting held on 5<sup>th</sup> April 2016</b> | <i>Confirm</i>  |
| 4.                              | <b>Licensing Report</b>  | <i>Grant approval Items 4.1 - 4.2 inclusive</i>   |
| 5.                              | <b>Civil Partnerships Application</b>  | <i>Approve</i>  |
| 6.                              | <b>Parks Nursery Refurbishment, Newmills Road</b>  | <i>Approve Option 2 to progress to Stage 2 of the Capital Programme Management &amp; Procurement System</i>   |
| 7.                              | <b>Knock Road Depot Upgrade, Ballymoney</b>  | <i>Approve progression of upgrade to Stage 2 of the Capital Programme Management &amp; Procurement System</i>   |
| 8.                              | <b>Glenariff Beachfront Proposal</b>   | <i>Approve HoGLPS to proceed with project pending approval from their funders</i>   |
| 9.                              | <b>Coleraine Marina Gangway Replacement, Dredging &amp; Services Upgrade</b>                 | <i>Approve progression of this project to Stage 2 of the Capital Programme Management System (Procurement of a contractor) and the preparation of Final Business Case</i> |
| Items 10 – 12 for 'INFORMATION' |  |   |
| 10.                             | <b>Tobacco Control Report</b>  | <i>Noted</i>  |

|                                     |  |  |
|-------------------------------------|--|--|
|                                     |  | <i>The DES to Report back to the Committee regarding consultation element on sale of E cigarettes</i>  |
| <b>11.</b>                          | <b>Licensing Items for Information</b>   | <i>Noted</i>   |
| <b>12.</b>                          | <b>Outcome of Legal Proceedings</b>  | <i>Noted</i>   |
| <b>13.</b>                          | <b>Consultations</b>   | <i>None</i>  |
| <b>14.</b>                          | <b>Correspondence</b>  | <i>None</i>  |
| <b>15.</b>                          | <b>Matters for Reporting to Partnership Panel</b>                                  | <i>It was agreed that the decline in honey bees due to neonics oils be discussed by the Partnership Panel</i>  |
| <b>Items 16 – 17 'IN COMMITTEE'</b> |  |  |
| <b>16.</b>                          | <b>Legacy Landfill Sites Closure &amp; Aftercare (Crosstagherty and Drumaduff)</b> | <p style="text-align: right;"><u>Crosstagherty</u></p> <p>1. Approve the draft closure plan considered in February 2016 for Crosstagherty</p> <p>2. Approve the creation of a nature reserve at Crosstagherty lead by the Council's Bio-diversity Officer</p> <p style="text-align: right;"><u>Drumaduff</u></p> <p>Recommended that Council consider the acquisition of the 43 acre parcel of land and authorise Officers to finalise the details of the sale/acquisition for further consideration at the June 2016 Environmental Services Committee</p> |
| <b>17.</b>                          | <b>Solar PV Implementation Programme</b>   | <i>Approve progression of Phase 1 of the programme to Stage 3 of the Capital Programme Management System and appoint Salilis Ltd to carry out the work for the tendered sum of £130,810.00 (inclusive of £15,000 contingency sum)</i>  |
| <b>18.</b>                          | <b>Any Other Relevant Business</b>   | <i>None</i>  |

## **Environmental Services Committee**

Minutes of the Meeting of Causeway Coast and Glens Borough Council Environmental Services Committee, held in Council Chamber, Civic Headquarters, Coleraine on Tuesday 3<sup>rd</sup> May 2016 at 7.00 pm.

**In the Chair:** Councillor Fielding

**Members present:** Alderman Campbell, Cole and King. Councillors Douglas, Duddy, Holmes, Mullholland, McLean, MA McKillop and Watton

**In attendance:** A McPeake, Director of Environmental Services  
J Richardson, Head of Infrastructure  
G Doyle, Head of Estates  
R Donnelly, (Acting) Principle Environmental Health Officer  
E McCaul, Committee and Member Services Officer

**Also in Attendance:** Press (2 No.)  
Public (10 No.)

### **1. Apologies**

Apologies were recorded from Alderman Mullan, Councillors Baird, Hunter, Chivers and McCaul.

### **2. Declarations of Interest**

There were no declarations of interest recorded.

### **3. Minutes of Environmental Services Committee Meeting held on 3<sup>rd</sup> April 2016**

It was noted that the minutes of the meeting held on 3<sup>rd</sup> April 2016 and ratified by Council on 26<sup>th</sup> April 2016 were confirmed as a correct record.

### **4. Licensing Report**

The Environmental Services Committee received a report to consider applications for the following licences as summarised below:

#### 4.1 Grant of Occasional Licence

Application received from Alex Houston, Ballymoney Rugby Football Club, 63 Kilraughts Road, Ballymoney for grant of an occasional entertainment licence for Party on the Pitch event being held on Saturday 18<sup>th</sup> June 2016 between 3 to 11 pm.

**It was recommended:** that the application be approved subject to compliance with NI Fire and Rescue Service recommendations and all other requirements requested by Councils licensing department to ensure compliance with the Event Safety Master Plan.

#### 4.2 Variation of Entertainment Licence

Application received from Ms Elaina Crawley, Quays Bar, 63 Eglinton Street Portrush to grant variation of entertainment licence to include the beer garden from Monday – Saturday, 11.30 am to 11 pm and Sunday 12.30 pm to 11 pm.

**It was recommended:** that the application be approved subject to compliance with any recommendations of the Councils licensing department inclusive of the following special conditions:

- 1) No representations
- 2) No objections from PSNI or NIFRS
- 3) All requirements as contained within Nightsafe Coleraine Code of Best Practice 2012.
- 4) All door supervisors employed must be licensed with a scheme recognised by Causeway Coast and Glens Borough Council.

It was proposed by Alderman King, seconded by Councillor McLean and **AGREED: to recommend that Council grant the applications outlined in for items 4.1 and 4.2.**

#### 5. Civil Partnership Application

The Environmental Services Committee received a report to consider an application to approve a Place of Civil Partnership as stipulated within the Civil Partnership Act 2004 as summarised below.

Application received from Ms Norma Wilkinson, Lodge Hotel, Lodge Road, Coleraine for the premises to be approved as a venue for Civil Partnerships. This premises also applied for a renewal of approval as a place for Civil Marriage.

**It was recommended** that the Environmental Services Committee approve the venue for Civil Partnerships subject to the requirements of the Councils licensing department.

It was proposed by Councillor Mulholland, seconded by Councillor M A McKillop and **AGREED: to recommend that Council grant approval to the venue for Civil Partnerships subject to the requirements of Council's licensing department.**

\* **Councillor Douglas joined the meeting at 7.20 pm.**

## **6. Park Nursery Refurbishment, Newmills Road**

The Director of Environmental Services presented a report, summarised as undernoted:

*The Parks Nursery base in Newmills Road was the hub from which all of the floral and horticultural requirements were met for the legacy Coleraine Borough Council. These included the spectacular displays of flowers throughout the Borough over the summer months which led to many plaudits and awards (Britain In Bloom and Ulster In Bloom). However, under investment in the facility is compromising its ability to continue the good work by staff. Not only is work required to meet Council's responsibility for workplace health, safety and welfare of its employees, but there now exists an opportunity to expand to accommodate the needs of the other legacy Councils (Ballymoney, Limavady and Moyle). This would reduce the dependency on external contractors/suppliers, reduce costs and improve flexibility within the new Council.*

*An audit of the current facility has identified a number of deficiencies, namely:*

- 1) Electrical issues in storage sheds*
- 2) Inadequate storage of flammables*
- 3) Issues with working at heights within storage sheds*
- 4) Workplace transport hazards in relation to surfacing (trips), separation of vehicles and pedestrians and access to and from the site*
- 5) Deficient outdoor and indoor lighting*
- 6) Significant drainage issues with ponding and water ingress to sheds*
- 7) Leaking roofs*
- 8) Inadequate parking for staff and visitors*
- 9) Deterioration of perimeter fencing leading to security concerns*
- 10) Inadequate signage.*

***It has been calculated that £182,000 (Option 1) is required to fully address these issues to ensure compliance with Workplace Health & Safety Regulations and provide a facility fit for its current purpose.***

***However, for another £43,000 the provision of additional polytunnels and upgrade of the water supply would allow the site to satisfy the horticultural requirements of the 4 legacy councils (Option 2). There are a number of benefits to expanding the site operations. The short growing season results in external suppliers providing small (less robust) plants requiring additional weeding and feeding once planted. In house production of bigger plants reduces aftercare and allows the planting of big bold plants which establish and create colour more quickly. In house production means greater control and has been a key factor in CBC success in floral competitions. The additional investment in 'In house' production for all legacy areas should save Council in the region of £17,000 per annum.***

***The 'do nothing' option (Option 3) would leave Council in a precarious position under Workplace Health & Safety Regs so is not a realistic option. Closing the facility (Option 4) would require the relocation of staff and equipment to an alternative location at significantly greater cost and result in increased annual costs as all floral and horticultural requirements would need to be met by external suppliers ('buy in' of plants would cost of £64,000 per annum).***

***The budgeted £225,000 for Option 2 is included within the capital project proposals for 2016/17.***

**It is recommended** that Members approve Option 2 to progress to Stage 2 of the Capital Programme Management & Procurement System.

Councillor Duddy proposed, seconded by Councillor Watton and **AGREED** the Council approve Option 2 to proceed to Stage 2 of the Capital Programme Management & Procurement System.

## **7. Knock Road Depot Upgrade, Ballymoney**

The Director of Environmental Services presented a report, summarised as undernoted:

***Knock Road Depot is the location from which the legacy Ballymoney Borough Council operate its fleet of waste collection and estates maintenance vehicles. It also provides the welfare facilities for front line staff. Built over 40 years ago, the depot has suffered from under investment. In late 2013 an inspection by the Health & Safety Executive raised a number of issues of concern. Workplace Transport was their main focus (parking, access/egress from site, fuel storage and vehicle/pedestrian movements). Also raised were concerns over the existing staff welfare facilities and office space.***

*Efforts were concentrated in 2014 to resolve the health & safety issues, particularly in regard to workplace transport. During this time our architectural consultants were tasked with providing options and costings for the improvement of the welfare facilities and office space. Since the amalgamation of Councils and the subsequent decision to retain Knock Road Depot it is now necessary to move forward with this upgrade work.*

*Existing single storey office block does not comply with current Workplace Health & Safety & Welfare Regulations, namely:*

- 1. Heating and lighting provision is poor*
- 2. Sanitary facilities are in need of upgrade/refurbishment and increased to reflect staff numbers*
- 3. There is no disabled access or DDA compliant facilities for staff and visitor use.*
- 4. There are no dedicated 1<sup>st</sup> Aid facilities*
- 5. Staff canteen lacking in basic amenities*

*Also, the additional portacabin office, shared by 3 staff, is structurally unsound and past economic repair. There is a shortage of storage and training space. The depot also deals with many public enquiries, particularly in regard to the adjacent cemetery but has no suitable public reception.*

*Council consultants concluded that it is possible to address these issues, namely meet statutory welfare/H&S requirements, increase office/storage/meeting space and provide a public reception area by turning the single storey building into a 2 storey building. An option to extend the single storey building footprint has been discounted due to limited space. The budgeted £368,000 for this project is included within the capital project proposals for 2016/17.*

**It is recommended** that Members approve progression of this project to Stage 2 of the Capital Programme Management & Procurement System.

It was proposed by Councillor McLean, seconded by Alderman Campbell that Council approve progression of this project of Stage 2 of the Capital Programme Management & Procurement System.

Councillor Holmes proposed an amendment, seconded by Alderman King that a revised proposal on the upgrade be brought back to the Environmental Services Committee for consideration in a month's time.

The amendment was put to the Committee and declared lost, with 2 voting for and 9 against.

The substantive motion was put to the meeting and **AGREED that Council approve progression of the project to Stage 2 of the Capital Programme Management & Procurement System.**

## 8. Glenariff Beachfront Proposal

The Director of Environmental Services delivered the report, summarised as undernoted:

*The Heart of the Glens Landscape Partnership Scheme (HoGLPS) have developed a proposal in consultation with the local community which will improve access and biodiversity for the wider beachfront area, including the provision of benches, dog bins, cycle stands and interpretive panels. There will also be an extension to the footpath with a new boardwalk along the dunes linking the commons to the beach café area, with the provision of 'natural play' equipment located in the beach café area.*

*In addition to this, the proposal outlines a change in grassland management of several areas along the beachfront, from short cropped amenity grassland to hay meadow management, to a single cut taken August / September which will be enhanced with over sowing and plug planting of native wildflowers sourced from local sites. There will be some additional tree planting. There is a longer term aspiration to install some static gym equipment.*

*The HoGLPS have set aside £45k to 100% fund this project, subject to approval from their funders. They propose to deliver this project in 2016, with a view to handing over the long term management to the Council.*

*This work will be completed on the condition that the designated Council Officers are involved in and approve all project details, including design, infrastructure specifications and delivery, and that it must be consistent & comply with existing Council standards to allow Council to take on the long term maintenance of the site at no additional cost.*

**It is recommended** that the Council approve HoGLPS to proceed with this project pending approval from their funders.

It was proposed by Councillor Mulholland, seconded by Councillor McKillop and **AGREED** that Council approve the recommendation to proceed with this project pending approval from their funders.

## 9. Coleraine Marina Gangway Replacement, Dredging & Services Upgrade

The Director of Environmental Services presented a report previously circulated and summarised as follows:

Following a condition survey inspection at Coleraine Marina, a number of defects had been identified which gave rise to health and safety concerns in relation to patrons' use of the Marina facilities as listed in the report. A series of preliminary design options were developed to address the defects and estimate repair costs. A full tender report will be brought to members in due course to allow a further investment decision to be made.

**It was recommended:** that the Environmental Services Committee approve:

- Progression of this project to Stage 2 of the Capital Programme Management System (Procurement of a contractor) and the preparation of Final Business Case.

It was proposed by Alderman King, seconded by Councillor Duddy and **AGREED:** that Council approve progression of the project to Stage 2 of the Capital Programme Management System (Procurement of a contractor) and the preparation of Final Business Case.

## 10. Tobacco Control

The Director of Environmental Services delivered the report, summarised as undernoted:

***From 6<sup>th</sup> April 2016, the Department of Health, Social Services and Public Safety (DHSSPS) commenced new legislation under the Tobacco Retailers Act (Northern Ireland) 2014. The Act aims to reduce smoking prevalence among children and young people by restricting their access to tobacco products.***

***The key provisions in the Act:***

- ***require all tobacco retailers to register;***
- ***provide that retailers may be banned from selling tobacco for a set period of time following 3 relevant tobacco offences within 5 years through Restricted Premises and Restricted Sale Orders***
- ***creates a number of new offences, including those relating to the register and the offence of proxy purchasing; and***
- ***allows for the application of fixed penalty notices for a number of tobacco offences.***

***For the purposes of the Act, Belfast City Council has been nominated as the Registration Authority. Retailers can begin to sign up to the Tobacco Register NI from 6<sup>th</sup> April 2016. Registration is free, but after 1<sup>st</sup> July 2016 it will be illegal for retailers to sell tobacco products if they are not registered. Retailers can register via the Tobacco Register NI website, [www.tobaccoregisterni.gov.uk](http://www.tobaccoregisterni.gov.uk). Paper applications forms can be downloaded from the website or obtained from the registration authority or local council offices.***

***Where there is persistent commission of tobacco offences i.e. 3 relevant tobacco offences in a 5 year period, Council can apply to a court for a Restricted Premises Order or Restricted Sales Orders.***

**Restricted Premises Orders prohibit the sale of any tobacco or cigarette papers from a specified premises. The Restricted Sales Orders prohibits a person from selling tobacco or cigarette papers or having any management function in premises where such products are sold.**

**Such Orders may last for a period not less than 28 days or more than 3 years and the Act allows for Orders to be appealed.**

**The Act introduces new offences in relation to tobacco business registration. It is also an offence to purchase cigarettes on behalf of a person under the age of 18 or to fail to comply with a Restricted Premises Order or Restricted Sales Order.**

**The Act provides Council with powers to issue fixed penalties in respect of certain tobacco offences as summarised in table 1 below. Payment within 28 days of a fixed penalty notice being issued allows a person to discharge any liability to conviction for an offence. The Fixed Penalty amounts are specified in the Tobacco Retailer (Fixed Penalty) (Amount) Regulations (Northern Ireland) 2016 however if payment is made within the first 14 days the amount payable is reduced by 25%.**

| <b>Offence</b>  | <b>Fixed Penalty</b> |
|---|----------------------|
| Carrying on a tobacco business while not being registered   | £500                 |
| Carrying on a tobacco business at premises other than those noted in the person's entry   | £500                 |
| Failing to notify of changes to the register within 28 days   | £50                  |
| Failing to display a notice when subject to a restricted premises order   | £100                 |
| Failing to remove tobacco from the retail area when subject to a restricted premises order  | £500                 |
| Selling tobacco to a person under the age of 18   | £250                 |
| Selling tobacco from a vending machine to a person under the age of 18  | £250                 |
| Buying cigarettes on behalf of a person under the age of 18   | £250                 |
| Selling cigarettes other than pre-packaged cigarettes, i.e. singles   | £250                 |
| Failing to comply with legislation which bans the sale of tobacco from vending machines   | £250                 |
| Failing to display a notice "It is illegal to sell tobacco products to anyone under the age of 18" in retail premises where tobacco is sold | £100                 |

**Council's Tobacco Control Officer is working with local business to advise of the new legislative requirements and to assist them achieving compliance through visits to premises and by writing to all relevant premises.**

The Environmental Services Committee discussed the rise in sale of contraband tobacco products and queried the sale of electronic cigarettes. The Director of Environmental Services agreed to report back to the committee regarding the consultation element on sale of electronic cigarettes.

## 11. Licensing Items Report

### 11.1 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985 ENTERTAINMENT LICENCES

The undernoted applications for entertainment licences have been received, acknowledged and processed during the report period.

| <u>Applicant</u>     | <u>Name of Premises</u>   |
|----------------------|---|
| Mr Brooke Huey       | The Glynn's Bar, 23 Church Street, Ballymoney.                              |
| Mr Hugh Workman      | Topp Orange Hall, 161 Gracehill Road, Ballymoney.                           |
| Mr James Craig Black | The Bush Tavern, 15-17 Market Street, Ballymoney.                           |
| Mr Noel Anderson     | Huey Memorial Stranocum Orange Hall, 47 Main Street, Stranocum, Ballymoney. |
| Ms Cindy Craig       | Drumreagh Presbyterian Church Hall, 99 Bann Road, Bendooragh, Ballymoney.   |
| Mr Dessie Elder      | Ballymaconnelly Orange Hall, 239 Vow Road, Rasharkin, Ballymena.            |
| Mr John Hunter       | Ballymoney Rugby Football Club, 63 Kilraughts Road, Ballymoney.             |
| Mr David Ramsay      | Roseyards Presbyterian Church Hall, 115 Kirk Road, Ballymoney.              |
| Rev John Cargan      | Errigal Hall, 79 Ballerin Road, Garvagh                                     |
| Mr Mark McFerran     | Duffy's Circus  |
| Mr Colin Kennedy     | The Village Tavern, 24 St Paul's Road, Articlave, BT51 3LZ                  |

### 11.2 LICENSING (NORTHERN IRELAND) ORDER 1996 TRANSFER OF LIQUOR LICENCE

The undernoted application for transfer of a licence has been received, acknowledged and responded to without objection during the report period.

| <u>Applicant</u>  | <u>Purpose</u>   |
|---|--|
| Terence Joseph McNaughton and Ursula Geraldine McNaughton | Transfer of liquor licence   |
| W & R Holdings Ltd  | Transfer of liquor licence presently held by Raymond John Gray for premises at 49 Eglinton Street Portrush |

### 11.3 LICENSING (NORTHERN IRELAND) ORDER 1996 APPLICATION FOR OCCASIONAL LICENCE

The undernoted applications for occasional licence has been received without objection during the report period.

| <b><u>Applicant</u></b>   | <b><u>Purpose</u></b>   | <b><u>Date</u></b>  |
|---|---|---|
| Mr Joseph McEldowney  | Occasional licence Sporting and Social Kilrea GAC   | 9 April 2016  |
| Mr Edward Hunter  | Occasional licence Wedding reception at Culfeightrin Parish Hall Ballyvoy Ballycastle   | 1 April 2016 between 8pm and 1.30am   |
| Mr Stanley and James McFarland  | Occasional licence Cultural and Social Evening at Craigalappin Orange Hall, 107a Straid Road, Bushmills                                       | 23 <sup>rd</sup> April 2016 between 7pm and 12 midnight   |
| Ms Eleanor Mary Boyd  | Occasional licence Charitable pastoral Fund for St Marys Church Dunderg Road Macosquin. Marquee located adjacent to Glebe House Bar Macosquin | 29 <sup>th</sup> April 7pm – 1am<br>30 <sup>th</sup> April 3pm – 1am<br>1 <sup>st</sup> May 1pm – 11pm                        |
| The Mount Charles Group Ltd   | Occasional licence Motorcycle Sports North West 200 Hospitality Marquee at the Pits Portstewart   | 7 <sup>th</sup> May 2016 11.30am – 1am and 9 <sup>th</sup> – 14 <sup>th</sup> May 2016 11.30am – 1am                          |
| Ms Gwynne Fletcher  | Occasional licence Social Motorcycle Sports. Marquee in car park at New York Inn, 2 Station Road, Portstewart                                 | 12 <sup>th</sup> , 13 <sup>th</sup> and 14 <sup>th</sup> May 2016 11.30am – 9pm   |
| Mr Gareth Witherow  | Occasional licence charitable donation to Air Ambulance NI at The Tides, 21 Ballyreagh Road, Portrush   | 11 <sup>th</sup> – 14 <sup>th</sup> May 2016 11.30am – 1am  |
| Ms Shirley McKinley<br>The Scenic Inn<br>38 Fivey Road<br>Armoy<br>BALLYMONEY | Occasional Licence –Marquee   | 21 <sup>st</sup> May 2016<br>(12noon – 1am)   |
| Mr William H B Huey<br>The Glynn's Bar<br>23 Church Street<br>BALLYMONEY      | Occasional Licence – Tescos Car Park, Castle Street, Ballymoney.  | 27 <sup>th</sup> May 2016 (4pm – 11pm)<br>28 <sup>th</sup> May 2016 (1pm – 11pm)<br>29 <sup>th</sup> May 2016 (3pm – 10.30pm) |
| Mr James C Black<br>The Bush Tavern<br>15-17 Market Street<br>BALLYMONEY      | Occasional Licence – Ballymoney Rugby Club Party on The Pitch   | 18 <sup>th</sup> June 2016<br>(1.30pm – 11.00pm)  |

#### **11.4 RENEWAL OF A MOBILE STREET TRADING LICENCE – MST 800834/2016**

The Department received an application from a licensed trader for the renewal of his current street trading licence that expired on 24 March 2016.

Having considered the criteria under the legislation and in accordance with delegated power, the street trading licence has been renewed subject to set conditions for the application outlined below:

|  |   |
|--|---|
| <b>Applicant:</b>                            | Mr Robert King<br>161 Coolagh Road<br>GREYSTEEL<br>BT47 3EJ |
| <b>Proposed Days &amp; Times of Trading:</b> | Monday – Sunday (inclusive)<br>11:00am – 9:00pm             |
| <b>Location of Trading:</b>                  | Causeway Coast and Glens Borough<br>Council area            |
| <b>Nature of goods to be sold:</b>           | Ice Cream and Confectionery                                 |

#### **11.5 PETROLEUM (REGULATION) ACTS (NI) 1929 AND 1937 PETROLEUM SPIRIT LICENCE**

The undernoted application for petroleum spirit licence has been received, acknowledged and processed during the report period:

| <b><u>Applicant</u></b> | <b><u>Name of Premises</u></b>                              |
|-------------------------|---|
| Mr Robert Lamont        | Carnany Service Station,<br>81 Kilraughts Road, Ballymoney. |
| Mr Crawford Henderson   | Milltown Service Station,<br>4 Milltown Road, Ballymoney.   |

#### **11.6 THE PRIVATE TENANCIES (NORTHERN IRELAND) ORDER 2005**

The following Certificates of Fitness have been granted under Article 36(4) of the above legislation, the dwellings have been inspected and deemed to meet the fitness standards for human habitation as set out in Article 46 of the Housing (Northern Ireland) Order 1981.

| <b><u>Landlord</u></b> | <b><u>Property Address</u></b>         |
|------------------------|--|
| Mrs Jean Peden         | 38 Union Street, Ballymoney, BT53 6HT. |
| Mr James Leslie        | 17 Leslie Hill, Ballymoney, BT53 6QL.  |

Items 11.1 – 11.6 were noted.

## 12. Outcome of Legal Proceedings

The Environmental Services Committee received a report to update members regarding a successful prosecution under the Welfare of Animals Act (Ni) 2011 in relation to a dog kept at a property in the Quickthorn area of Coleraine.

In summary, a Coleraine woman was sentenced at Coleraine Magistrates Court on Friday 1<sup>st</sup> April 2016 after pleading guilty to causing the unnecessary suffering of a Schnauzer type dog for which she was responsible. The conditions of the dog were such that to prevent further suffering and pain, upon veterinary advice was euthanized.

After considering representations made on behalf of the defendant, Judge Hamill imposed a two year conditional discharge and ordered the defendant to pay costs of £166.

It was acknowledged that this successful prosecution sends a clear message that animal welfare offences will not be tolerated by Council. Noted.

## 13. Consultations - None

## 14. Correspondence - None

## 15. Matters for Reporting to Partnership Panel

It was **AGREED that the decline in honey bees, possibly due to neonic oils be referred to the Partnership Panel for discussion.** It was suggested that there should be a 3 mile exclusion zone on the use of the substance near bee keeping facilities.

It was proposed by Alderman King, seconded by Councillor McLean and **AGREED: that the meeting continue 'In Committee'.**

## 16. Legacy Landfill Sites Closure & Aftercare

The Committee received a confidential report to consider various options for the closure of two Council landfill sites at Drumaduff Limavady and Crosstagherty Ballymoney.

The Director of Environmental Services advised that this involved the profiling of the sites in both cases, the installation of a geosynthetic liner and a final clay cap to a depth of 1 metre to those parts of the site that accepted waste between 2001

and 2003. Once approved by Council, the plans would be submitted to NIEA for approval before works could proceed. It was noted that the cost of capital works on the two sites was in the order £7 million pounds, with ongoing management and aftercare cost in the order of £3.5 million pounds over a thirty year period. .

**The following was recommended:**

Crosstagherty: that the Environmental Services Committee recommend that Council approve the draft closure plan considered at the February 2016 Committee meeting for Crosstagherty landfill site and authorise the submission of the plan to NIEA for approval; approve the creation of a nature reserve at Crosstagherty led by the Council's Bio-diversity Officer and

Drumaduff: that Council consider the acquisition of the 43 acre parcel of land and authorise officers to finalise the details of the sale/acquisition for further consideration at the June Environmental Services Committee.

The Environment Services Committee **AGREED that the recommendation set out within the report be approved for consideration by Council.**

## **17. Solar PV Implementation Programme**

The Environmental Services Committee received a report to request permission to progress the Solar PV Implementation Programme to Stage 3 of the Capital Programme Management System (appointment of a contractor and construction of the works).

**It was recommended** that the Environmental Services Committee approve:

17.1 Progression of Phase 1 of the project to Stage 3 of the Capital Programme Management System and appoint Salis Ltd to carry out the work for the tendered sum of £130,810.00 (inclusion of £15,000 contingency sum)

It was proposed by Alderman Cole, seconded by Councillor Douglas and **AGREED that the recommendation set out within the report be approved.**

## **18. Any Other Relevant Business**

None.

It was proposed by Councillor Douglas, seconded by Councillor McLean and **AGREED: that the committee resolve itself out of 'in-committee'.**

**This being all the business the meeting closed at 9.00 pm.**