

**ENVIRONMENTAL SERVICES MEETING TUESDAY 4 OCTOBER 2016**

**Table of Recommendations**

<b>No</b>	<b>Item</b>	<b>Summary of Key Recommendations</b>
<b>4</b>	Affordable Warmth Scheme Update	<i>Information</i>
<b>5</b>	The Review of the Implementation of the Welfare of Animals Act (NI) 2011	<i>Information</i>
<b>6</b>	Emergency Planning Arrangements	<i>Information</i>
<b>7</b>	Food Hygiene Rating Act (N.I.) 2016	<i>Information</i>
<b>8</b>	Licensing Items Report	<i>Information</i>
<b>9</b>	Serious Accident Notification	<i>Information</i>
<b>10</b>	Causeway Coast and Glens / Mid and East Antrim Joint Working	<i>Information</i>
<b>11</b>	Underage Sales Test Purchase Exercise	<i>Do not inform retailers in advance of Test Purchase exercise</i>
<b>12</b>	Causeway Coast and Glens Council Response to the Department of Finance (DoF) Public Consultation on Building (Amendment) Regulations (NI) 2016	<i>Approve response and submit</i>
<b>13</b>	Variation of Entertainment Licence	<i>Approve subject to stated conditions</i>
<b>14</b>	High Hedges Act (Northern Ireland) 2011	<i>Serve remedial notice specifying requirements</i>

<b>15</b>	Publication of Notice of HMO Application – The Houses in Multiple Occupancy (Northern Ireland) Act 2016	<i>Consent to Officers replying with comments and answers</i>
<b>16</b>	Implementation of the Licensing of Payment Cafes Act (NI) 2014	<i>Issue pavement café licence where Planning Permission has been granted or determined to be not required; for a 3-year period; consult on costs.</i>
<b>17</b>	Rotary Club Tree of Remembrance Ballycastle and Ballymoney	<i>Permit and assist to use Towns' Christmas trees as a mean of raising money for local charities</i>
<b>18</b>	Extension to Existing Car Park Agency Service Agreement	<i>Approve proposal</i>
<b>19</b>	Any Other Relevant Business <b>19.1</b> Depot Works, Knock Road Ballymoney (Councillor McLean)	<i>Bring revised proposals to Council meeting in October</i>
	<b>19.3</b> Coastal Erosion (Councillor Mulholland)	<i>Include Lough Foyle in Coastal erosion survey report</i>
<b>20</b>	Developing Waste Management Infrastructure and Delivery Arrangements	<i>Note report and out workings; Approve, in partnership, development of Outline Business Case; develop detailed project plan and report back</i>

**MINUTES OF THE PROCEEDINGS OF THE MEETING OF THE  
ENVIRONMENTAL SERVICES COMMITTEE  
IN CIVIC HEADQUARTERS, COLERAINE ON  
TUESDAY 4 OCTOBER 2016 AT 7:00 PM**

**In the Chair** : Alderman King

**Members Present** : Aldermen Campbell

Councillors – McLean, Duddy, Fielding, Baird, Holmes,  
Hunter, Chivers, McCaul, McKillop, Loftus, Douglas,  
Mulholland, Watton

**Officers Present** : A McPeake, Director of Environmental Services  
B Edgar, Head of Health and Built Environment  
J Richardson, Head of Infrastructure  
S Duggan, Committee and Member Services

**In Attendance** : Press (1no.)

**1. APOLOGIES**

Apologies were recorded for Alderman Cole.

**2. DECLARATIONS OF INTEREST**

Councillor Mulholland declared an interest in the Item - Underage Sales Test Purchase Exercise, as an employee of Henderson Group, which may be subject to the exercise.

**3. MINUTES OF ENVIRONMENTAL SERVICES COMMITTEE MEETING HELD  
ON 2 SEPTEMBER 2016**

The Chair advised the Minutes of the meeting held 2 September 2016 were adopted at the 27 September Council meeting.

The Director of Environmental Services advised the following Items 4 - Item 11 were for information only.

#### **4. AFFORDABLE WARMTH SCHEME UPDATE**

Further to the queries raised at the last Environmental Services Committee meeting, the total programme budget for 2016-2017 as allocated by the Department for communities is £15.5m. During the period May – August 2016, Council have referred 153 clients to the Northern Ireland Housing Executive. From these clients, 5 were from privately rented properties.

In response to Elected Member queries, the Head of Health & Built Environment advised he would endeavour to bring information on a breakdown of the 153 clients each by District Electoral Area and Ward along with the Housing Executive Application processing time, to the next committee meeting.

#### **5. THE REVIEW OF THE IMPLEMENTATION OF THE WELFARE OF ANIMALS ACT (NI) 2011**

The Officer provided information to members on the report into the “Review of the implementation of the Welfare of Animals Act (Northern Ireland) 2011” and advise Members of a draft action plan that will address the recommendations within the report.

Since the implementation of the Welfare of Animals Act (Northern Ireland) 2011, there has been considerable public, political and media interest in the enforcement of that Act particularly in relation to non-farmed animals. Public concern was also raised in relation to the perceived lenient sentencing for animal welfare cases after some high profile cases emerged after the introduction of the Act.

The Review had been initiated by the then Minister for the Department of Agriculture and Rural Development (DARD). This followed a Northern Ireland Assembly debate calling for a review of the implementation of the Welfare of Animals Act 2011, particularly in relation to sentencing guidelines, to ensure that maximum effectiveness was being brought to bear to combat animal welfare offences.

The Review considered the implementation of the Act under six themes. The six key themes were:

1. Sentencing

2. Delivery Structures
3. Working together
4. Serving the Public
5. Dog Breeding and Online Pet Sales
6. Equines

The cost of delivering the Animal Welfare Service is fully funded by DEARA. Costs associated with the delivery and implementation of the recommendations that affect Councils will continue to be funded from this budget and are not expected to have an impact on the existing budget. The budgets continue to be reviewed by the Project Board and DEARA to ensure that the service is delivered within existing budgets.

## **6. EMERGENCY PLANNING ARRANGEMENTS**

The Northern Ireland Executive in February 2014 introduced 'Measures to Enhance Civil Contingencies Arrangements at Local Level'. Five Sub-Regional Civil Emergency Preparedness Groups (EPGs) were formally established together with the creation of a Civil Contingencies Group (NI) (CCG(NI)) sub-group entitled Sub-Regional Civil Emergency Preparedness to oversee the work of the EPGs and facilitate communication between the local level and CCG(NI).

This enhancement locally created the Northern Emergency Preparedness group (NEPG) that is jointly chaired by the PSNI Superintendent and the Council's Chief Executive. The Council works in a co-ordinated approach alongside Mid and East Antrim Borough Council and Antrim and Newtownabbey Borough Council by supporting proactive multi-agency engagement across a number of government agencies and blue light services. These structures ensure that a level of protection is in place for citizens of the Borough during any Emergency response.

Over the coming months there will be a number of Civil Contingencies Group (NI) (CCG(NI)) work streams and Multi Aid agreements endorsed by the NEPG that will be brought to Council for attention.

## **7. FOOD HYGIENE RATING ACT (N.I.) 2016**

The Food Hygiene Rating Act (N.I.) and associated Regulations and Orders have recently passed the consideration stage by the Health Committee in Stormont. The Statutory Food Hygiene Rating Scheme will therefore come into force on 7 October 2016.

The new legislation will make it a legal requirement for food businesses who sell food directly to the public, and who receive a rating under the statutory Food Hygiene Rating Scheme, to display their food hygiene rating sticker at their premises.

Under the statutory scheme food business operators and their employees will also be required, if asked, to tell customers the rating the business has received. This will apply in a face to face situation as well as over the telephone. Online display of the food hygiene rating is also required where a business provides a means of ordering food online.

The new legislation will allow Council to charge a fee for re-rating revisits and to issue fixed penalties for the following offences relating to the display:

- failing to display a rating
- failing to display the rating in the location and manner specified
- displaying an invalid rating sticker

## **8. LICENSING ITEMS REPORT**

### **8.1 LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985 - ENTERTAINMENT LICENCE**

12 no. applications for entertainment licences have been received, acknowledged and processed during the report period.

### **8.2 STREET TRADING ACT (NORTHERN IRELAND) 2001 - STREET TRADING LICENCE**

1 no. application for street trading licence has been received, acknowledged and processed during the report period.

### **8.3 BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NORTHERN IRELAND) ORDER 1985 AS AMENDED - BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NORTHERN IRELAND) ORDER 2004 - APPLICATION FOR RENEWAL OF AN AMUSEMENT PERMIT**

1 no. application for renewal of an amusement permit has been received and processed during the report period.

### **8.4 THE BETTING, GAMING, LOTTERIES AND AMUSEMENTS (NORTHERN IRELAND) ORDER 1985 - APPLICATION FOR REGISTRATION OF A SOCIETY**

1 no. application for registration of a society has been received, acknowledged and responded to without objection during the report period.

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

2 no. 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 standard for human habitation as set out in Article 46 of the Housing (Northern Ireland) Order 1981.

#### **9. SERIOUS ACCIDENT NOTIFICATION**

On 25<sup>th</sup> August 2016 the Environmental Health section was notified by HSENI of a serious accident to a 13 year old male which had occurred at an outdoor Leisure Motocross circuit Magilligan MX Track/FIVE5MOTOSPORT, 297 Seacoast Road Magilligan, Limavady N.Ireland.

On 26<sup>th</sup> August the section were further notified that as a consequence of the accident the 13 year old had died. An investigation into the cause of this accident is being conducted by the Environmental Health section under The Health and Safety at Work (NI) Order 1978 and a complete report will be forwarded to Council and Senior Coroner for his information when complete.

#### **10. CAUSEWAY COAST AND GLENS / MID AND EAST ANTRIM JOINT WORKING CLUSTER**

In January 2010 the Joint Working Cluster; consisting of the legacy Council areas of Coleraine, Limavady, Ballymoney, Moyle, Carrickfergus, Ballymena and Larne along with the Public Health Agency, was established. The Joint Working Cluster now consisting of the Public Health Agency, Causeway Coast and Glens Borough Council and Mid and East Antrim Borough Council still remains an effective partnership which continues to develop projects and initiatives that are aimed at promoting health and wellbeing across both of the Council localities.

FareShare is one of a number of projects that the Joint Working Cluster has supported due to its ongoing work to directly tackle food poverty by collecting surplus food from industry and redistributing it to charities that are providing meals to vulnerable and disadvantaged groups including; low income families, senior citizens, people with disabilities, victims of domestic violence, at risk young people and homeless people.

Alongside supporting Fareshare the Joint Working Cluster has progressed a number of other projects including; Batch Cooking; Cooking with Toddlers; Slow Energy Efficient; Sew Energy Efficient. Other Council Services delivered by Health and Wellbeing teams in the Environmental Services Department – Energy Efficiency Advice Service; Oil Stamp Schemes; Home Safety; Affordable Warmth Project.

The Head of Health and Built Environment agreed to provide a quarterly update report.

## **11. UNDERAGE SALES TEST PURCHASE EXERCISE**

A Test purchase exercise was carried out on Wednesday 24th August 2016. A total of 16 premises were visited and all refused sales of cigarettes to the child.

In one premises however there was an instance where there was a momentary illegal display of a packet of cigarettes to the young person before the sale was refused. This is in contravention of the Tobacco Advertising and Promotion (Display) Regulations (NI) 2012 and a written warning has been issued to the retailer. Council's Tobacco Control Officer has also provided further training to the retailer on the requirements of these regulations.

A 100% compliance rate was therefore achieved for retailers tested in relation to the selling of tobacco and a 94% compliance rate in relation to the display of tobacco to an underage person.

It is reassuring to note the high compliance rate for this exercise which can be attributed to the diligence shown by retailers in applying the legislation when conducting sales of age restricted products, working closely with Council officers and the ongoing commitment shown by Council in this education and enforcement programme. Similar exercises are planned in the three remaining legacy Council areas later in the year.

Proposed by Councillor Loftus  
Seconded by Councillor McKillop

– to recommend that Council does not inform retailers in advance of the proposed date period of the Underage Sales Test Purchase exercise.

The Chair put the recommendation to the committee to vote, 12 members voted for, 2 members voted against, 1 member abstained, the Chair declared the proposal carried.

**12. CAUSEWAY COAST AND GLENS COUNCIL RESPONSE TO THE DEPARTMENT OF FINANCE (DOF) PUBLIC CONSULTATION ON BUILDING (AMENDMENT) REGULATIONS (NI) 2016**

The Department of Finance have issued a consultation document with respect to proposed amendments to the Building Regulations (Northern Ireland) 2012. The consultation relates to proposed changes to Part A, Interpretation and General, Part F conservation of fuel and Power and a new Part M, Physical Infrastructure for high speed electronic communications networks. Circulated, copy of the consultation response form in relation to Building (Amendment) Regulations (Northern Ireland) 2016 – Public Consultation Document C.3. The closing date for receipt of responses is 4.00pm on Friday 7th October 2016.

**It is recommended** Council approve this response and that it be returned to Department of Finance on behalf of Causeway Coast and Glens Borough Council.

Proposed by Councillor Mulholland  
Seconded by Councillor Baird and

**AGREED** – to recommend that Council approve the response and that it be returned to Department of Finance on behalf of Causeway Coast and Glens Borough Council.

**13. VARIATION OF ENTERTAINMENT LICENCE - LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) (NI) ORDER 1985**

**VARIATION OF ENTERTAINMENT LICENCE**

**Premises:** Kellys Portrush

**Applicant:** XXXXXXXXXX

**Application:** Variation of entertainment licence for Kellys, 140 Dunluce Road, Portrush

Council is in receipt of an application to vary the entertainment licence. Days and times on which variation is applied for to provide entertainment in addition to the existing licence:

Saturday 29th – Sunday 30th September 02:00 – 02:30

Monday 26th – Tuesday 27th December 01:00 – 02:30

Saturday 31st December – Sunday 1st January 2017 02:00 -02:30

Monday 17th – Tuesday 18th April 2017 01:00 – 02:30

**Representations:** Representations close 29th September 2016

**PSNI and NIFRS:** Awaiting response

### **Recommendation**

Variation of entertainment Licence 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.

Proposed by Councillor Mulholland

Seconded by Councillor Hunter and

**AGREED** – to recommend that Council approve the entertainment Licence 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.

## **14. HIGH HEDGES ACT (NORTHERN IRELAND) 2011**

The Head of Health & Built Environment provided details of an investigation into a complaint under the above legislation.

The hedge is causing significant obstruction of daylight and sunlight to the complainant's dwelling. The hedge dominates the complainant's property, severely affecting living conditions and visual amenity. Calculations suggest that the height of the hedge would need to be reduced to 6 metres in order to remedy the problems identified. The resulting height would not, in the council's view, adversely affect the enjoyment of that hedge owner's property or the general character and amenity of the neighbourhood. On balance, it is believed that the harm caused by the hedge outweighs other factors and that remedial action is justified.

Taking on-board advice provided by the arboriculturist, it is concluded that the Leyland cypress trees should be cut at an angle. The hedge shall be reduced in height to 6m (when measured on the edge of their live crowns on the complainant's side) and 12m (when measured on the edge of their crowns on the hedge owner's side). This compromise will ensure the likely survival of these trees. It will also maximise the benefit to the complainant, while minimising the impact to the owners of the trees. The requirement to maintain the hedge at, or below, this height lasts until the hedge is removed or dies.

**It is recommended** that a remedial notice be issued under section 5 of the High Hedges Act (Northern Ireland) 2011 specifying the above height requirements with a time period of compliance of 3 calendar months.

Proposed by Councillor McCaul  
Seconded by Councillor Loftus and

**AGREED** – to recommend that Council issue a remedial notice under section 5 of the High Hedges Act (Northern Ireland) 2011 specifying the above height requirements with a time period of compliance of 3 calendar months.

#### **15. PUBLICATION OF NOTICE OF HMO APPLICATION – THE HOUSES IN MULTIPLE OCCUPANCY (NORTHERN IRELAND) ACT 2016**

The HMO Bill (Houses in Multiple Occupation Bill) received Royal Assent on the 12 May 2016 and the Department of Communities are now working on the regulations that will accompany this Act as they move forward with the transfer of the function to Councils. These regulations will provide further detail on the operation of the scheme and will be supported by further guidance closer to the date of commencement of the licensing scheme.

As part of the joint working arrangements and progressing the implementation of this regime, the Department has consulted with council and have asked for a response by the 17 October 2016 including Nil returns (see appendix III for the specific questions being asked by the Department

Upon the submission of an application form for a HMO Licence, a notice of the application will be advertised on either or both of the HMO websites or the Council's general website. In addition it will also be advertised in various local newspapers similar to other HMO Licensing schemes (at the expense of the applicant or agent). In addition to this the owner/manager of the HMO will be required to inform the neighbouring properties directly about any proposed application to allow them opportunity to make representations if they so wish. To assist the Council in notifying the relevant neighbours the applicant is required to provide the addresses of all occupiers of adjoining premises.

The Department in examining how other jurisdictions and organisations deal with details of the publication requirements for an HMO application. It was clear that the procedure adopted by our Planning Departments would best suit the needs. This procedure would also ensure that we meet all the obligations placed upon us by Schedule 2(2) of the Houses in Multiple Occupation (NI) Act 2016.

### **Recommendation**

Members are requested to consider the above mentioned report and consent to officers replying directly to the Department of Communities by the 17 October 2016, with your comments and answers to the specific questions raised on the appendix, circulated.

Proposed by Councillor Mulholland  
Seconded by Councillor Baird and

**AGREED** – to recommend that Council note the report, circulated and consent to officers replying directly to the Department of Communities by the 17 October 2016, with the comments and answers to the specific questions raised on the appendix, circulated.

## **16. IMPLEMENTATION OF THE LICENSING OF PAVEMENT CAFES ACT (NI) 2014**

The Licensing of Pavement Cafés Act (NI) 2014, will come fully into operation with effect from 1 October 2016.

The licensing scheme will allow owners of cafés, restaurants, pubs, or other premises selling food or drink, to apply to their local council for a pavement café licence. The Act places an onus on a council to grant a licence unless it has a good reason to refuse an application. When considering applications, councils will be required to consult with Transport NI and, where the associated premises is a Licensed premises, with the PSNI, before coming to a final decision. Councils will be able to impose a range of licence conditions, charge a reasonable fee and may vary, suspend or revoke the licence in certain circumstances. The Act provides councils with the power to remove facilities at unlicensed pavement cafés and creates several new offences to aid enforcement by council officers.

## Summary of Proposed Fees

First Licence	£375
Renewal	£285
Variation	No Charge

1. **It is recommended** that members agree that a pavement café licence may only be issued by Causeway Coast and Glens Borough Council where Council have Granted Planning Permission or made a Determination that Planning Permission is not required.
2. **It is recommended** that members agree that a pavement café licence may be issued by Causeway Coast and Glens Borough Council for a 3 year period.
3. **It is recommended** that members agree to consult on the above costs for the issue of a pavement cafe licence for this period.

The Head of Health and Built Environment delivered the report with the caveat that the Planning Application Fee would be an additional cost.

Proposed by Councillor McKillop  
Seconded by Councillor Baird

- to recommend that the summary of proposed fees outlined is look at again, with the view they are too high.

The Director of Environmental Services clarified the consultation process, any recommended fee would be publicised in the form of an advertisement in local press, the feedback thereafter brought back to committee for consideration.

Proposed by Councillor Mulholland  
Seconded by Councillor McLean

- to recommend that Council

1. Agree that a pavement café licence may only be issued by Causeway Coast and Glens Borough Council where Council have Granted Planning Permission or made a Determination that Planning Permission is not required;
2. Agree that a pavement café licence may be issued by Causeway Coast and Glens Borough Council for a 3 year period;
3. Agree to consult on the above costs for the issue of a pavement cafe licence for this period.

Councillor McKillop, in agreement with the seconder withdrew her proposal.

The recommendation and proposed by Councillor Mulholland and seconded by Councillor McLean was **AGREED**.

#### **17. ROTARY CLUB TREE OF REMEMBRANCE BALLYCASTLE AND BALLYMONEY**

Council have been approached by Ballycastle Rotary Club requesting that they be allowed to use the town Christmas tree as a means of raising money for local charities during December.

Council are asked to allow the tree to be used for this purpose and to assist with the initial set up when the tree is being erected. This will be of minimal cost to Council. The Rotary Club will supply all fittings and man the tree from 10am to 5pm each day from 8th to 24th December 2016 to provide the ribbons and accept donations.

**It is recommended** that Council permit and assist the Rotary Club of Ballycastle to use the town Christmas tree as a means of raising money for local charities.

The Director of Environmental Services provided an update, Rotary Club of Ballymoney had also written to Council with an identical proposal for Ballymoney. The Director sought Member consideration of this proposal also.

Proposed by Councillor McKillop  
Seconded by Councillor Mulholland and

**AGREED** – to recommend that Council permit and assist each the Rotary Club of Ballycastle and the Rotary Club of Ballymoney to use their towns' Christmas trees as a means of raising money for local charities.

#### **18. EXTENSION TO EXISTING CAR PARK AGENCY SERVICE AGREEMENT**

The transfer of the Off Street Parking functions from the DRD (now Transport NI) to local councils occurred on 1 April 2015 by virtue of the Off Street Parking (Functions of District Councils) Act 2015.

In preparation for the transfer, it was agreed that local government would establish a Regional Off Street Parking Group (a sub-group of LGCEG) to take forward the operational actions required to ensure the smooth transfer of the function and assets on 1 April.

At a previous Environmental Services Committee on the 6th October 2015, permission was given to enter into negotiations with Transport NI (TNI) to extend the current service contract which ends on the 31st of October 2016.

**Proposal:** Council officers in conjunction with the regional sub group have completed negotiations with Transport NI to extend the existing agreement for up to 3 years' service provision for Council pay and display car parks.

There are a number of factors which contributed to the selection of this option by the Sub-Group and these are listed below:

- Continuing with the existing Agency Agreement will mean minimal change for Councils as there is significant work to redesign the service. Also the detailed work and negotiations in terms of developing and reaching agreement on the Agency Agreement and Technical Specification has only recently been completed.
- The timeframes for agreeing and implementing a new service delivery model at this stage are extremely tight and may leave councils vulnerable if the successful implementation was not completed on time to the required standard.
- Given the size and scope of the current TNI procured contract, the Council officers on the regional group are of the view that we are getting economies of scale and therefore receiving value for money in this contract. If arrangements were to change each council would have to consider how effective and efficient a new service delivery would be.
- A final key element in reaching this conclusion was that an extended / renegotiated Agency Agreement and Technical Specification would allow the Council's time to determine the objectives to be achieved from car parking and consider and develop a long term parking approach or strategy for the future benefit of their Boroughs.
- The new proposed contract will have a "NO Fault Termination" clause to allow Councils to migrate to new operators, should this be more economical to do so, subject to TNI exit costs.

The total cost for the delivery of this agency agreement for a further 3 years is £637,826.25, this may vary depending on usage and potential changes to car parking provision – however this is completely offset against income.

This figure is based on current usage and this equates to approximately a 14.14% uplift which is a direct result of the negotiations between TNI and their service provider NSL.

**It is recommended** that Members approve the proposal put forward by the Off Street Parking Subgroup (which has representation from all 11 councils) and which was further endorsed by the Local Government Chief Executives Group (LGCEG) to extend the Agency Agreement with Transport NI, for the delivery of off street parking for a further period of up to 3 years.

Councillor Duddy stated that Council was presented with no alternatives.

Proposed by Councillor Duddy  
Seconded by Councillor Watton and

**AGREED** – to recommend that Council approve the proposal put forward by the Off Street Parking Subgroup (which has representation from all 11 councils) and which was further endorsed by the Local Government Chief Executives Group (LGCEG) to extend the Agency Agreement with Transport NI, for the delivery of off street parking for a further period of up to 3 years.

**AGREED** – to change the Order of Business, to receive Any Other Relevant Business next on the Agenda of business.

**19. ANY OTHER RELEVANT BUSINESS (NOTIFIED IN ACCORDANCE WITH STANDING ORDER 12 (O))**

In accordance with Standing Order 12 (o), the following Elected Members gave notice of Items to be considered under Any Other Relevant Business:

**19.1 Councillor Alan McLean**

*'I would like an update on the works depot at Knock Road Ballymoney. Full council in May decided to overturn the committee's decision to proceed with works and get new costings. Since then very little has been done and the building is in a very bad state. This needs to be moved on as soon as possible as there is leaks in the roof, rotten floors etc. I don't believe any member of council staff should have to work in these conditions'.*

The Director of Environmental Services advised a report was due to be brought to the next committee meeting.

Proposed by Councillor Duddy  
Seconded by Councillor McLean

- to recommend that Council expedite revised proposals for Knock Road Depot Upgrade and bring a report to the Council meeting on 25 October 2016.

The Chair put the recommendation to the committee to vote.

12 members voted for, 0 members voted against, 0 members abstained.

The Chair declared the proposal carried.

### **19.2 Councillor Margaret-Anne McKillop**

*'Due to the condition of the countryside paths this summer what provision are in place for the paths in the old legacy council of Moyle to prevent this happening in the future'.*

The Director of Environmental Services concurred, the current service provision had not been maintained to the same level as legacy Moyle Council had enjoyed, a full service review would be undertaken in the winter period with a view to bringing the service back to the expected level next Summer; to include Cottage Wood.

### **19.3 Councillor Kieran Mulholland**

*(1) 'What engagement has there been with Key Stakeholders since the Lammas Fair and the plan for next year'.*

The Director of Environmental Services outlined meetings with key stakeholders that had taken place and were due to take place. The Director anticipated a working group would be set up including Elected Members to take the Lammas Fair forward, a report would be brought back with options for members' consideration, bearing in mind responsibilities lay across two Directorates.

*(2) 'Update on Council's plan regarding Coastal Erosion including updates on the Sea Defence Wall at Cushendall Beach and the threat against the sand dunes at Glenariff beach'.*

The Director of Environmental Services stated sea defence repair work had been completed along Cushendall Beachfront a number of years ago, the site is monitored and some cleaning of vegetation and repointing as scheduled routine maintenance was due to take place in the next number of weeks and months.

Legacy Moyle District Council, had, in 2014 received a report from Conservation Volunteers in conjunction with Dr. Cooper and University of Ulster where it recommended that it is better not to interfere with nature in this respect as erosion is a necessary process in allowing a beach to survive storm wave attack. There is currently no threat to Glenarriff Dune System.

Councillor Mulholland felt that it was now a matter for Causeway Coast and Glens to consider and requested the Director bring a report, the Director advised he would consult on which Directorate to progress the matter with.

Proposed by Councillor Douglas  
Seconded by Councillor Duddy and

**AGREED** – to recommend that Council include Lough Foyle in any Coastal erosion survey report.

#### **MOTION TO PROCEED ‘IN COMMITTEE’**

Proposed by Councillor Hunter  
Seconded by Councillor Baird and

**AGREED** - that the committee proceed to conduct the following business ‘In Committee’.

\* **Press left the meeting at 9.22pm.**

## **20. DEVELOPING WASTE MANAGEMENT INFRASTRUCTURE AND DELIVERY ARRANGEMENTS**

The Director of Environmental Services delivered a report informing Members of the progress made in relation to inter Council discussions regarding alternative methods of service delivery in relation to the processing of Mixed Dry Recyclates (MDR) and the treatment of residual waste.

The Director of Environmental Services sought the approval of Council to progress to the Outline Business Case (OBC) Stage in relation to developing a Council owned and managed processing facility for Council collected Mixed Dry Recyclates.

### **Recommendations**

To note the contents of the report in relation to the out-workings of the appraisals in relation to Mixed Dry Recyclates and Residual Waste.

To approve, in partnership with the four other Councils, the development of an Outline Business Case for a jointly and wholly owned Council facility to process the Councils' kerbside collected mixed dry recyclates.

To develop a detailed project plan and to report back to the Committee on completion of the Outline Business Case

Proposed by Councillor Holmes  
Seconded by Councillor Duddy and

**AGREED** – to recommend Council note the contents of the report in relation to the out-workings of the appraisals in relation to Mixed Dry Recyclates and Residual Waste;

To approve, in partnership with the four other Councils, the development of an Outline Business Case for a jointly and wholly owned Council facility to process the Councils' kerbside collected mixed dry recyclates;

To develop a detailed project plan and to report back to the Committee on completion of the Outline Business Case

#### **MOTION TO PROCEED 'IN PUBLIC'**

Proposed by Councillor Duddy  
Seconded by Councillor Holmes and

**AGREED** – that committee conduct the remainder of the business 'in public'.

There being no further business the Chair thanked everyone for their attendance and the meeting concluded at 9.43 PM.

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Chair