

NEWRY, MOURNE AND DOWN DISTRICT COUNCIL

Minutes of the Regulatory and Technical Services Committee Meeting held on Wednesday 22 February 2017 at 5.00pm in the Boardroom, District Council Offices, Monaghan Row, Newry

Chairperson: Councillor R Mulgrew

Vice Chairperson: Councillor T Andrews

Members:

Councillor S Burns	Councillor C Casey
Councillor D Curran	Councillor G Fitzpatrick
Councillor D Hyland	Councillor J Macauley
Councillor P O’Gribin	Councillor G Stokes
Councillor D Taylor	Councillor J Tinnelly
Councillor J Trainor	

Officials in Attendance

Mr C O’Rourke, Director of Regulatory and Technical Services
Mr A McKay, Head of Planning
Mr C Jackson, Assistant Director of Building Control and Regulations
Mr J Parkes, Assistant Director of Waste Management
Mr K Scullion, Assistant Director Facilities Management and Maintenance
Mrs C McAteer, Democratic Services Officer

RTS/19/2017: APOLOGIES AND CHAIRPERSON’S REMARKS

It was noted apologies were received from Councillor Craig and Councillor Harte.

RTS/20/2017: DECLARATIONS OF INTEREST

It was noted there were no declarations of interest.

RTS/21/2017: ACTION SHEET OF THE REGULATORY AND TECHNICAL SERVICES COMMITTEE MEETING – WEDNESDAY 25 JANUARY 2017

Read: Action Sheet of the Regulatory and Technical Services Committee Meeting held on Wednesday 25 January 2017. **(Copy circulated).**

Agreed: **The Action Sheet was noted.**

**RTS/22/2017: REGULATORY AND TECHNICAL SERVICES BUSINESS PLAN
- UPDATE Q3**

Read: Regulatory and Technical Services Business Plan – update at Quarter 3. **(Copy circulated).**

In response to a query from Councillor Curran, Mr O'Rourke outlined the procedures for the agreed Sickness Absence Policy within the Council and separate to this an agreement by Senior Management not to back-fill any posts for a period of 2 months if a member of staff was absent due to sick leave, unless it was a front-line post.

In response to a query from Councillor Hyland, Mr O'Rourke confirmed he hoped to be in a position to bring a report on options for the collection of glass back to the April R&TS Meeting for consideration.

Agreed: It was agreed to note the Regulatory and Technical Services Business Plan Update Q3.

FOR CONSIDERATION AND/OR DECISION

PLANNING

RTS/23/2017: PLANNING DEPARTMENT PERFORMANCE INDICATORS

Read: Planning Performance Indicators for January 2017. **(Copy circulated)**

Noted: The Planning Department Performance Indicators report was noted and Mr McKay advised Members on the reasons why there was a reduction in the number of decisions issued i.e. legacy applications, the majority of which were refusals and applications which had been submitted but which would inevitably be going as refusals.

RTS/24/2017: RECORD OF MEETINGS BETWEEN PLANNING OFFICERS AND PUBLIC REPRESENTATIVES – JANUARY 2017

Read: Record of Meetings between Planning Officers and Public Representatives for January 2017. **(Copy circulated).**

Agreed: The above report was noted.

FACILITIES MANAGEMENT AND MAINTENANCE

RTS/25/2017: REPORT RE: BUS SHELTER REQUESTS

Read: Report dated 22 February 2017 from Kevin Scullion, Assistant Director of Facilities Management and Maintenance regarding bus shelter requests. **(Copy circulated)**. The report recommended:-

Section A: Implementation of Bus Shelters Requests previously approved

Location	Type of Shelter
Roxborough Road Dorsey	Canteliver structure with perspex back
Mc Geough's, Crossmaglen Road, Aughanduff (Newry direction)	Enclosed shelter with concrete panels
Cloughreagh Park, Bessbrook	Canteliver structure with concrete back
Patrician Park, Carrivemaclone, Newry	Canteliver structure with concrete back
Drumaroad Hill, Drumaroad	Enclosed shelter with concrete panels (no front)
Bells Hill, Belfast Rd, Crossgar	Canteliver structure with perspex back
Newcastle Rd, Ballynahinch	Canteliver structure with perspex back
Castlewellan Rd, Clough	Canteliver structure with perspex back
Ballyholland Rd, Ballyholland	Canteliver structure with perspex back

Works to complete these installations are well advanced with all expected to be in location before end of February.

Section B: Bus Shelters Requests for consideration to Approve/Decline

1. Turleys Crossroads, Moneyslane

Recommendation: Council is not in a position to part fund the construction of a Smoking Shelter as requested. Council to consider and give direction on whether it should continue to pursue either of the two possible locations identified as a bus shelter or to remove this request from the list.

Section C: Bus Shelter Requests under Consideration

Table 2 below lists the remaining requests under consideration.

Table 2

Location	Date Request Made	Comment on Progress/Recommendation
Glassdrumman Road, Annalong– new bus shelter (x2)	August 2014	Awaiting response from TNI and Translink
Sandbank/Hilltown Road, Mayobridge – new bus shelter	October 2014	Unable to find suitable site. Remove from list.
Clanvaraghan Road, Castlewellan – new bus shelter. (See item 2 in section A)	June 2015	Unable to find suitable site which meets Translink and TNI requirements. Remove from list.
Bryansford Road, Newcastle – new bus shelter	September 2015	Previous application for this site turned down by TNI. Re-consultation to issue.
Belfast Road, Newry close to Park n Share car park at Sheepbridge – new bus shelter	January 2016	Awaiting response from TNI
Carnaney/Bavan Road Mayobridge – new bus shelter	February 2016	Previous application for this site turned down by TNI. Re-consultation to issue.
Ballyhornan village in the main square	July 2016	Awaiting response from Translink
Killough Rd, Coney Island. Opposite the Caravan park	July 2016	Awaiting response from Translink
Bus Shelter - Drummond Rd / Gosford Road, Newry	September 2016	Initial request from TNI was for refusal. Revised proposal submitted to TNI. Awaiting response.
Killard Road/Avenue, Ballyhornan	June 2016	Awaiting response from Translink
Longstone Road Ballymartin	September 2016	Awaiting response from TNI, Newry, Mourne Community Transport and

		Education Authority NI
Two bus shelters for collection of school children in Forkhill (St Pauls, Bessbrook and St Joseph's Crossmaglen)	September 2016	Insufficient footpath space to proceed with request for bus to St Joseph's School.
Mc Geough's, Crossmaglen Road, Aughanduff (Crossmaglen direction)	September 2016	No progress to date

Councillor Stokes referred to the erection of a bus shelter at Cloughreagh Park, Bessbrook (Section A) and said he had been contacted by the lady who lived in the property opposite the bus shelter. Due to personal family circumstances the lady was objecting very strongly to the bus shelter being located opposite her home, with the potential for the shelter to be used for anti-social behaviour and overlooking her property and causing loss of privacy. He understood the lady had also contacted other elected representatives and he circulated a petition signed by 25 householders objecting to the siting of the bus shelter at this location.

Councillor Stokes advised he was proposing that an alternative location be found for the bus shelter in Cloughreagh Park, Bessbrook which was to the satisfaction of residents.

Mr Scullion outlined the history of this bus shelter and said the location had met with the criteria within the Council's policy for the provision of such shelters. He confirmed he had met with the lady who was objecting and tried to allay her concerns. Mr O'Rourke had also spoken to her.

He advised the base for the shelter had been put in and the frame erected and the shelter was awaiting the installation of concrete panels. He indicated that if it were possible to do so, the shelter could be turned 180% so that people using it were not looking into the lady's property and it could be monitored for any potential anti-social behaviour and easily removed if this was to become an issue.

A number of Members referred to the fact that the shelter complied with the current Council policy and that other residents of the area wanted a bus shelter in place as the bus stop was well used.

Councillor Stokes proposed and Councillor Fitzpatrick seconded that an alternative location be found for the bus shelter in Cloughreagh Park, Bessbrook which was to the satisfaction of residents.

The proposal was put to a vote and voting was as follows:-

FOR: 5
AGAINST: 6
ABSTENTIONS: 2

The proposal was declared lost.

Councillor Taylor proposed and Councillor Burns seconded that Officials investigate if they can identify an alternative location for the bus shelter as a matter of urgency, which would be in line with Council policy, and report back to the R&TS Committee when all options would be considered.

Agreed: The proposal was unanimously agreed.

It was further agreed Mr K Scullion contact the lady who had lodged her objections to update her on what the Council had agreed.

Agreed: On the proposal of Councillor Burns, seconded by Councillor Hyland, it was also unanimously agreed:-

- 1. When a request is received for the erection of a bus shelter, it be referred in the first instance to Translink to see if they could provide the shelter.**
- 2. The Council is not in a position to part fund the construction of a smoking shelter as requested at Turley's Crossroads, Moneyslane. However Council Officials to continue to pursue either of the two possible locations identified as a bus shelter at this location.**
- 3. The proposal that a request for a bus shelter at Clanvaragh Road, Castlewellan, be removed from the list, should not be progressed until after the Slieve Croob DEA has had an opportunity to consider it at their April DEA Meeting.**

Councillor Hyland left the meeting – 6.10 pm.

WASTE MANAGEMENT

**RTS/26/2017: REPORT RE: STANDARDISATION IN THE USE OF CADDY
LINERS**

Read: Report dated 22 February 2017 from Joe Parkes, Assistant Director, Waste Management regarding standardisation in the use of caddy liners. **(Copy circulated)**

Agreed: On the proposal of Councillor Burns, seconded by Councillor Andrews, it was agreed as follows: -

- A clear message to householders, that compostable kitchen liners can be used right across the District.
- The Council will still give out free liners, one per household, at Monaghan Row and Greenbank, but also Downshire CC to help promote liners in the Down area.
- Householders can purchase food caddy liners, which have the seeding logo, from local outlets.
- Householders can still use their kitchen caddy, without liners, if they want.
- As part of promotions, such as compost week, free liners may be given out to the public.
- Councillor Burns also requested that the Council ensure this proposal is well publicised, particularly in the former Down area as this service was not one they had previously.

RTS/27/2017: **REPORT RE: ROADS (MISCELLANEOUS PROVISIONS) ACT**
- ROAD CLOSURE FOR SPECIAL EVENTS

Read: Report dated 22 February 2017 from Fintan Quinn, Head of Enforcement and Licencing, regarding road closures for special events. The report advised the general intention would be to create a streamlined process, through delegated authority, which can be administered with the minimum of impact in terms of resource implications for the Council and regulatory burden for applicants. The Council have delegated powers of decision making to the Director of the Regulatory and Technical Services Department. However, for those applications where there are issues or objections or grounds for refusal, for such representations to be heard and considered, and a decision made, a proposal will be brought to the Regulatory and Technical Services Committee
(Copy circulated)

Agreed: It was agreed to note the contents of the above Report.

RTS/28/2017: **ARC 21 JOINT COMMITTEE MEMBERS' MONTHLY BULLETIN**
- 26 JANUARY 2017

Read: Arc 21 Joint Committee Members' Monthly Bulletin 26 January 2017. **(Copy circulated)**

Agreed: **It was unanimously agreed to note the Arc 21 Joint Committee Members' Bulletin dated 26 January 2017.**

RTS/29/2017: **ARC 21 JOINT COMMITTEE MEETING
– MINUTES OF THURSDAY 1 DECEMBER 2016**

Read: Arc 21 Joint Committee Meeting – Minutes of Thursday 1 December 2016. **(Copy circulated)**

Agreed: **It was unanimously agreed to note the Arc 21 Joint Committee Minutes dated Thursday 1 December 2016.**

RTS/30/2017: **REPORT RE: DRUMNAKELLY WIND TURBINE**

Read: Report dated 22 February 2017 from Canice O'Rourke, Director of Regulatory and Technical Services re: Drumnakelly Wind Turbine. **(Copy circulated)**

Agreed: **It was agreed to note the contents of the Report.**

RTS/31/2017: **HISTORIC ACTIONS TRACKING UPDATE**

Read: Report re: Regulatory & Technical Services Committee Action Tracking Update. **(Copy circulated)**

Agreed: **It was agreed to note the contents of the Action Sheet.**

Councillor Macauley and Councillor O'Gribin left the meeting – 6.15 pm.

ITEMS RESTRICTED IN ACCORDANCE WITH PART 1 OF SCHEDULE 6 OF THE LOCAL GOVERNMENT ACT (NI) 2014

Agreed: **On the proposal of Councillor Andrews, seconded by Councillor Burns, it was agreed to exclude the public and press from the meeting during discussion on the following matters which related to exempt information under paragraph 3 of Part 1 of Schedule 6 of the Local Government Act (Northern Ireland) 2014 – information relating to the financial or business affairs of any particular person (including the Council holding that information).**

RTS/32/2017: REPORT RE: CEMETERY/BURIAL CHARGES 2017/2018

Read: Report dated 22 February 2017 from Canice O'Rourke, Director of Regulatory and Technical Services re Cemetery/Burial Charges 2017/2018. **(Copy circulated).**

Agreed: **On the proposal of Councillor Andrews, seconded by Councillor Burns, it was agreed to come out of closed session.**

When the Committee was out of closed session, the Chairman reported that Councillor Andrews had proposed and Councillor Curran had seconded that the Council impose an 11% increase on the 2016 cemetery/burial charges.

The proposal was put to a vote and voting was as follows:-

For:	2
Against:	3
Abstentions:	5

The proposal was declared lost.

Councillor Burns proposed and Councillor Tinnelly seconded the adoption of the Cemetery/Burial Scale of Charges 2017/2018 as set out in Appendix 1 circulated at the meeting.

The proposal was put to a vote and voting was as follows:-

For:	4
Against:	1
Abstentions:	5

The proposal was declared carried.

Agreed: **On the proposal of Councillor Burns, seconded by Councillor Tinnelly, it was agreed to adopt the Cemetery/Burial Scale of Charges 2017/2018 as set out in Appendix 1 circulated at the meeting.**

It was also agreed Mr Scullion investigate the additional charge for burials after 3.00 pm week days and report back to the next R&TS Committee Meeting.

There being no further business the meeting ended at 6.30 pm.

For consideration at the Council Meeting to be held on Monday 6 March 2017.

**Signed: Councillor Roisin Mulgrew
Chairperson of Regulatory & Technical Services Committee**

**Signed: Mr C O Rourke
Director Regulatory & Technical Services**