

**MINUTES OF MEETING OF THE PUBLIC SERVICES COMMITTEE OF
DUNGANNON AND SOUTH TYRONE BOROUGH COUNCIL HELD ON
TUESDAY 23 FEBRUARY 2010 IN THE COUNCIL OFFICES, CIRCULAR ROAD,
DUNGANNON**

MEMBERS PRESENT: Councillor Gillespie (Chair)

Councillors Brush (7.32 pm), R Burton (7.36 pm),
Cavanagh, Currie (7.38 pm), Gildernew,
Greenaway, McLarnon, Mulligan (8.02 pm),
Reid

OFFICERS PRESENT: A Burke, Acting Chief Executive (ACE)
J Eagleson, Recycling Officer (RO)
J McClelland, Director of Building Control
(DBC)
F McClements, Acting Director of
Environmental Health (ADEH)
B McMinn, Director of Technical Services (DTS)
L Marshall (Secretariat)

OTHERS: Councillor Daly

The meeting started at 7.30 pm.

1 BUILDING CONTROL

The report (appendix 1) of the Director of Building Control was presented reference being made to the undernoted:

1.1 Refusals

The Director of Building Control advised that as further information required had not been received he recommended refusal of the applications as listed on appendix 2.

1.2 Street Naming

DBC advised that proposed development is at Lisduff Lane, Benburb, not Dungannon as listed in report.

1.3 Building Regulation Charges for Energy Efficiency Improvements

DBC updated members as per report in relation to the Energy Saving Trust rate rebate scheme as first discussed in October 2009.

Since October 2009 many Councils have now sought legal opinion as to whether building regulations charges can be waived in

association with the proposed scheme, these legal opinions indicate that Councils may waive the fees if they so choose. DBC advised that he was only aware of two other Councils who are going to request fees but this may be reviewed and recommended that for a period of one year that this Council does not charge fees for loft insulation if the applicant is availing of the Energy Saving Trust rate rebate scheme.

Proposed by Cavanagh
Seconded by Gildernew and

Resolved That it be recommended to the Council that for a one year period Council will not charge fees for loft insulation if the applicant is availing of the Energy Saving Trust rate rebate scheme.

1.4 Adoption of Report

Proposed by Councillor McLarnon
Seconded by Councillor Gildernew and

Resolved That it be recommended to the Council that the report of the Director of Building Control be adopted, and that all recommendations, subject to the foregoing, be approved.

(J McClelland left the meeting at 7.38 pm)
(Councillor Currie entered the meeting at 7.38 pm)

2 ENVIRONMENTAL HEALTH

The report (appendix 3) of the Acting Director of Environmental Health was presented reference being made to the undernoted:

2.1 Waste Update

As per report ADEH provided Members with information relating to the handling of fly tipping material. Members discussed the matter and the following points of concern were raised –

- Inconsistencies in dealing with dumping related complaints
- The role of the NIEA – What they actually do
What their resources are
- Council currently working outside of budget – no resources
- Fixed Penalty for dumping - £50 no deterrent
- If Council continues to deal with waste it will adversely affect NILAS figures
- Landfill Tax Funding – Clean ups are unlikely to satisfy criteria
- Question of whether NIEA should be invited to a future meeting

Resolved That it be recommended to the Council to forward views expressed by Members to NILGA and advise public that NIEA should be contacted in relation to all illegal waste complaints.

2.2 Investing for Health

As per report ADEH updated Members on the work being carried out within Investing for Health and sought approval for continuation of financial support for the programme.

Resolved That it be recommended to the Council to continue with support for Investing for Health programme at a cost of £13,000 per annum with a review in May 2011.

2.3 Sunbed Consultation

ADEH advised of sunbed consultation. This consultation seeks views on a number of related issues and includes registration and licensing for sunbed operators.

Resolved That it be recommended to the Council that reply to consultation be sent. Reply should give support to the proposal of introducing registration and licensing of sunbed operators.

2.4 Event – Dungannon Farmers Mart

Member advised of event taking place at Dungannon Farmers Mart on 2 March, some concern has been expressed that trading may take place along roadside on day of event.

ADEH agreed to have the Senior Licensing Officer look into what the trading arrangements are for the event.

2.5 Travellers

ADEH advised Members of situation in Aughnacloy in which Travellers have moved onto land owned by Health Service.

Members stressed the importance of getting this site secured, ADEH agreed to speak to Health Service.

2.6 Adoption of Report

Resolved That it be recommended to the Council that the report of the Acting Director of Environmental Health be adopted, and that all recommendations, subject to the foregoing, be approved.

3 AGENDA 21

The report (appendix 4) of the Agenda 21 Co-ordinator was presented reference being made to the undernoted:

3.1 Local Biodiversity Action Plan

ADEH advised as per report that local priority habitats and species have been selected. This information will be presented to the public in the form of a poster.

Members felt it would be useful if this information was sent to all primary schools in the Borough and local press.

3.2 Continuation of Dungannon & South Tyrone Biodiversity Project

ADEH advised that current funding for the Biodiversity Officer post finishes in December 2010. The application for three years funding for a Biodiversity Officer for the Mid Ulster cluster of Councils has been successful and will begin in January 2011. The offer is to fund the eligible costs of the project at a maximum of £22,000 per year up to 60% of the project costs with the remaining portion to be made up through an equal contribution by each of the three Councils. A21 report set out costs and expenditure profile and Members were asked if they wish to make contribution, ADEH advised that the continuation of the project depends on the decision made by each of the three Councils.

Resolved That it be recommended to the Council to contribute to the continuation of the Biodiversity Officer costs in the Mid Ulster cluster of Councils.

3.3 Landfill Tax Projects

ADEH advised that nominations will be sought at next Council meeting for Councillors to serve on working group which will evaluate project submissions and recommend projects for approval.

3.4 Adoption of Report

Proposed by Councillor Mulligan
Seconded by Councillor McLarnon and

Resolved That it be recommended to the Council that the report of the Agenda 21 Co-Ordinator be adopted, and that all recommendations, subject to the foregoing, be approved.

4 TECHNICAL SERVICES

The report (appendix 5) of the Director of Technical Services was presented reference being made to the undernoted:

4.1 Farm Plastics at Civic Amenity Sites

As per report RO advised Members of difficulties in relation to accepting silage wrap at civic amenity sites. This material can still be accepted directly at Tullyvar or by private recycling processors.

Resolved That it be recommended to the Council to stop accepting silage wrap at civic amenity sites. Press release to be issued notifying public of this and advising that material can be taken direct to Tullyvar or be dealt with by private recycling processors.

(Councillor Brush left the meeting at 9.00 pm)

4.2 Recycling and Landfill Rates

RO advised that the recycling rate for the July to September 2009 quarter was 33.11%. This is 2.3% lower than the same quarter in 08/09 when the recycling rate was 35.39%. This drop in rate is due to the NIEA no longer giving credit for material (250 tonnes per quarter) being presented at Natural World Products (NWP).

4.3 NILAS 2009/10 Six monthly report

RO advised as per report that figures for the first six months of the 2009/10 year show that this Council has utilised 44.94% of its NILAS allowance. Council is currently only just meeting its targets and a lot of work will have to be done if it is to avoid facing fines next year.

4.4 Moy Civic Amenity Site

Member felt that there should have been more consultation with the public before closing above site.

In relation to bottle banks DTS advised that Dungannon Road, Moy was only suitable site in area that was willing to accept banks and give appropriate access for crane to empty same. Member suggested an alternative site on Council owned land at Pound, Moy may be suitable for re-location of bottle banks. DTS agreed to look at this site.

4.5 Adoption of Report

Proposed by Councillor Gildernew
Seconded by Councillor Mulligan and

Resolved That it be recommended to the Council that the report of the Director of Technical Services be adopted, and that all recommendations, subject to the foregoing be approved.

5 TULLYVAR UPDATE

Members were updated on Tullyvar as per report of Director of Technical Services (appendix 5).

6 DURATION OF MEETING

The meeting was called for 7.30 pm and ended at 9.15 pm.

MAYOR_____

CHIEF EXECUTIVE _____
(Acting)