

**Minutes of Meeting of Environment Committee of Mid Ulster District Council
held on Tuesday 9 January 2018 in Council Offices, Burn Road, Cookstown**

Members Present

Councillor McGinley, Chair

Councillors Buchanan, Burton, Cuthbertson, Gillespie,
Glasgow, Kearney, McFlynn, B McGuigan, S McGuigan,
McNamee, Mulligan, O'Neill, M Quinn, Totten

**Officers in
Attendance**

Mr Cassells, Director of Environment and Property
Mr Kelso, Director of Public Health and Infrastructure
Mr Lowry, Head of Technical Services
Mr McAdoo, Head of Environmental Services
Mrs McClements, Head of Environmental Health
Mr Scullion, Head of Property Services
Mr Wilkinson, Head of Building Control
Miss Thompson, Committee Services Officer

The meeting commenced at 7.00 pm

E001/18 Apologies

Councillor Reid.

E002/18 Declarations of Interest

The Chair reminded Members of their responsibility with regard to declarations of interest.

E003/18 Chair's Business

Councillor Burton referred to recent storms and spoke in relation to difficulties experienced with Councillor BT helpline in getting through to the right department. The Councillor advised she was given several different telephone numbers which were of no help and that she was also given an email address to which she was still waiting on a response from. Councillor Burton felt this was a very poor service from BT and that clarity was required on telephone numbers.

Councillor S McGuigan advised that he also contacted BT after recent storms and was given a telephone number which was able to offer assistance. The Councillor advised he could share this telephone number with Members.

Councillor O'Neill entered the meeting at 7.03 pm.

Officers agreed to follow up on issues raised by Councillor Burton to avoid this type of situation happening again and that clarity be sought on telephone numbers for BT.

Councillor Glasgow commended staff involved with putting Christmas trees up. The Councillor stated he had personally attended Christmas events in Coalisland and Maghera and that people speaking to him at those events complimented Council on the great work done.

Councillor Glasgow referred to previous discussions in relation to sheep worrying and asked if there was an update in relation to the on call dog warden service.

The Director of Public Health and Infrastructure advised that the officer team is in place with regard to the dog warden service, the on call service is still working under legacy arrangements however it is hoped that Mid Ulster arrangements will be finalised shortly.

Matters for Decision

E004/18 Minutes of Environment Committee held on Monday 4 December 2017 (Resolves approved at Council 14/12/17)

Members considered the minutes of Environment Committee held on Monday 4 December 2017.

The Director of Public Health and Infrastructure referred to item E322/17 – Keep Warm Packs in which it was requested that the following comment be amended to read –

‘The Head of Environmental Health stated that if other people wished to insert other literature into the packs Council would not be aware of this.’

Councillor Burton referred to previous discussion in relation to old burial grounds and spoke in relation to the famine graves at Clogher Cathedral, the Councillor stated that there is frequent ongoing research in relation to graves at that Cathedral and furthermore that the Tourism department of Council are keen to promote such heritage sites. Councillor Burton felt that there was a need for Council departments to speak to each other in respect of this issue.

The Director of Environment and Property stated that he took on board the Councillor’s comments and that discussions can be taken forward with Council departments in conjunction with discussion with Churches in the area as agreed at December committee meeting.

Proposed by Councillor B McGuigan
Seconded by Councillor McNamee and

Resolved That it be recommended to Council to adopt the Minutes of the Environment Committee meeting held on Monday 4 December 2017 (E308/17 – E332/17 and E340/17 – E341/17) as circulated and subject to the foregoing.

E005/18 DfI Roads Proposals to Mid Ulster Council – Proposed Provision of a One Way System

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed provision of a One Way System at Drumglass Way and Ranaghan Road, Dungannon.

Proposed by Councillor S McGuigan
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed provision of a One Way System at Drumglass Way and Ranaghan Road, Dungannon.

E006/18 DfI Roads Proposals to Mid Ulster District Council – Proposed No Waiting At Any Time Restriction

Members considered previously circulated report which sought agreement in relation to proposal from Department for Infrastructure Roads with regard to proposed No Waiting At Any Time Restriction at Smith Street, Moneymore.

Proposed by Councillor S McGuigan
Seconded by Councillor Kearney and

Resolved That it be recommended to Council to endorse the proposal submitted by Department for Infrastructure Roads in relation to proposed No Waiting At Any Time Restriction at Smith Street, Moneymore.

E007/18 Public Analyst Services

The Head of Environmental Health presented previously circulated report which provided updated list of Public Analysts working on behalf of Public Analyst Scientific Services Limited, the company currently appointed by Mid Ulster District Council to provide Public Analyst services to Council.

Proposed by Councillor McNamee
Seconded by Councillor McFlynn and

Resolved That it be recommended to Council that the persons named below, who are employed by Public Analyst Scientific Services Limited, be appointed as Public Analysts to the Council under Article 27 (1) of the Food Safety (Northern Ireland) Order 1991 with immediate effect –
Ronald Anthony Ennion BSc, MChemA, CChem, FRSC, MIFST
Watney Elizabeth Moran MSc, MChemA, CChem, FRSC
Duncan Kenelm Arthur BSc, MChemA, CChem, MRSC

Nigel Kenneth Payne MSc, MChemA, CChem, MRSC
Joanne Hubbard BSc, MChemA, CChem, MRSC
Kevin Wardle MSc, MChemA, CChem, MRSC
Lilian Emma Jane Downie MChem, MChemA, CChem, MRSC

E008/18 Roads Miscellaneous Provisions Act (NI) 2010

The Head of Environmental Health presented previously circulated report which sought approval in relation to fees for the restriction or closing of roads under The Roads Miscellaneous Provisions Act (NI) 2010.

Councillor S McGuigan asked if there was a legal requirement to advertise in press or whether social media could be utilised instead. The Councillor also referred to cleansing deposit and suggested this be waived for the first event applied for and depending on compliance in relation to waste management control whether it is chargeable for future events.

The Head of Environmental Health advised that it is in legislation that advertisement should be placed in a minimum of one newspaper.

Councillor B McGuigan referred to finishing time of 11pm for small events and asked if this was in legislation.

The Head of Environmental Health advised that the finishing time of 11pm is contained within guidance.

Councillor McNamee did not feel a higher charge for the film industry was necessary. The Councillor also proposed that the public liability insurance be reduced to £5 million.

The Head of Environmental Health advised that guidance normally suggests public liability insurance of either £5 or £10 million.

In response to Councillor Glasgow's question the Head of Environmental Health advised that the Continental Market held in Cookstown would be defined as a large event.

Councillor Glasgow also referred to previous community festival held in Cookstown and whether this would also be defined as a large event and that fees could be prohibitive for such an event.

The Head of Environmental Health advised that the event the Councillor was speaking about would be defined as a public procession which would be exempt from charge of fees.

Councillor Cuthbertson asked if there could be any comeback to Council on reducing the insurance liability to £5 million.

The Head of Environmental Health suggested that public liability insurance of £5 million be requested for small events and £10 million for large events.

Proposed by Councillor McNamee
Seconded by Councillor Glasgow and

Resolved That it be recommended to Council that the following be approved –

Type of event	Admin Cost	Advertising Cost per paper	Refundable Deposit	Total Cost if using one paper for advertising (if deposit returned)
Community /small event	Waived	£250	£200	£250
Commercial / large event	£165	£250	£200	£415
Filming	£165	£250	£200	£415

- Public notices will be placed in one relevant paper local to the event together with upload of details onto the Council website.
- Where Mid Ulster District Council is the promoter of a special event that requires a road closure, fees should be paid internally to the Environmental Health licensing section commensurate with the event type.
- Cleansing deposit to be waived for first event applied for and depending on compliance in relation to waste management control after the event whether the cleansing deposit (£200) will be chargeable for future events applied for.
- A minimum of £5 million public liability insurance to be sought from promoters seeking road closures for small special events.
- A minimum of £10 million public liability insurance to be sought from promoters seeking road closures for large special events.

E009/18 Changes to the Affordable Warmth Scheme Public Consultation

Councillor McGinley declared an interest in this item as he recently made a referral to the scheme.

The Head of Environmental Health presented previously circulated report regarding public consultation on the Changes to the Affordable Warmth Scheme.

The Head of Public Health and Infrastructure suggested that views on this consultation could also be sought via Council's social media channels.

Councillor Burton referred to boiler replacement and felt that this should be extended to boilers aged 10 years and over and suggested that this comment be included within the response.

Councillor Glasgow felt that it should be emphasised that retaining local businesses to carry out work will help to ensure that deadlines in relation to the scheme are met and that applicants do not miss out.

Proposed by Councillor Burton
Seconded by Councillor Gillespie and

- Resolved** That it be recommended to Council to –
- Respond to public consultation on Changes to the Affordable Warmth Scheme as set out in appendix to report with additional comments to be included in relation to extending boiler replacement to boilers aged 10 years and over and emphasis on retaining local businesses to ensure scheme delivery.
 - Consultation on proposed changes to Affordable Warmth Scheme to be posted on Council's social media channels to allow for views of wider public to be sought.

E010/18 Participation in a Proposed Health and Wellbeing Showcase Event with Partners in the Southern Trust Area

The Head of Environmental Health presented previously circulated report with regard to proposed Southern Area Health and Wellbeing Conference in which a request has been made to Council to participate in partnership planning and to provide financial support to run the event.

Councillor McNamee stated he would be happy to support the event if other Councils were also buying in.

The Head of Environmental Health advised that there was buy in from Armagh, Banbridge and Craigavon Council; Newry, Mourne and Down District Council and the Southern Trust and Southern PHA.

In response to Councillor Burton's question the Head of Environmental Health advised that the purpose of the event is to showcase to other organisations what is being done in the Southern area. It was advised that community reps will be invited to the event.

Councillor Burton stated that it was important for this event to be publicised in the community. The Councillor also expressed some reservations in relation to the proposed location of the event.

Proposed by Councillor Burton
Seconded by Councillor McNamee and

- Resolved** That it be recommended to Council to support the planning of the Southern Area Health and Wellbeing Conference and seminar events and that further negotiations take place in relation to Council's contribution being made to the event.

E011/18 Extension of Service Level Agreement relating to Health and Wellbeing Services

The Head of Environmental Health presented previously circulated report which sought approval to extend the Interim Service Level Agreements for Health and Wellbeing Services.

Proposed by Councillor McFlynn
Seconded by Councillor B McGuigan and

- Resolved** That it be recommended to Council –
- To extend the Service Level Agreement with Armagh City, Banbridge and Craigavon Borough Council for the provision of Public Health funded service to 31 March 2018.
 - To extend the Service Level Agreement with Mid and East Antrim Borough Council for the provision of Public Health funded Tobacco Control Work to 31 March 2018.

E012/18 Live Here Love Here Programme Update

The Head of Environmental Health presented previously circulated report which provided update on key programme activity from the beginning of the 2017-18 financial year of the Live Here Love Here Campaign and to consider continuing Council membership of the Live Here Love Here Programme for 2018/19.

In response to Councillor Glasgow's question the Head of Environmental Health advised that as part of the Live Here Love Here media campaign Mid Ulster targeted dog fouling in which posters appeared in Cookstown, Dungannon and Magherafelt. The Councillor was further advised that the additional functionality of the Bin Ovation App was up and running through which dog fouling can be reported.

Councillor McFlynn felt that Live Here Love Here was a good scheme which allowed people to take ownership of an area.

Proposed by Councillor McFlynn
Seconded by Councillor Glasgow and

- Resolved** That it be recommended to Council to continue with membership of the Live Here Love Here Programme for 2018/19 at a cost of £21,000.

E013/18 Street Naming and Numbering

Members considered previously circulated report regarding the renaming of new residential housing development within Mid Ulster as follows –

Site off Drumreany Road, Castlecaulfield

Proposed by Councillor S McGuigan
Seconded by Councillor J O'Neill and

Resolved That it be recommended to Council to rename development off Drumreany Road, Castlecaulfield as Torrent Meadow.

Matters for Information

E014/18 Dfl Proposals for Abandonment and Disposal of Land, 38 Annaghilla Road, Augher

Members noted previously circulated report which advised of the Department for Infrastructure's intention to carry out abandonment and disposal of land at 38 Annaghilla Road, Augher.

E015/18 Dfl Proposals for Abandonment of Land, 31 Dungannon Road, Cookstown

Members noted previously circulated report which advised of the Department for Infrastructure's intention to carry out an abandonment of roadway at 31 Dungannon Road, Cookstown and Council's intention to retain the flowerbed on the portion of land for abandonment.

E016/18 Annual NIEA Waste Management Statistics and NILAS Reports

Members noted previously circulated report which provided detail on NIEA Northern Ireland Local Authority Collected Municipal Waste Management Statistics 2016/17 Annual Report and the Annual Northern Ireland Landfill Allowance Scheme 2016/17 Annual Report as published on 30 November 2017 in which it was highlighted that Mid Ulster District Council achieved the highest household waste recycling rate of all eleven Council during 2016/17 and the first to achieve/exceed the 50% statutory target set for 2020.

E017/18 Northern Ireland Landfill Capacity Report

Members noted previously circulated report which provided update on remaining landfill capacity in Northern Ireland.

E018/18 Eco Schools Programme

Members noted previously circulated report which provided update on participation in the Eco Schools programme within Mid Ulster.

E019/18 Changes to scheme for the collection and processing of WEEE

Members noted previously circulated report which provided update on changes to the scheme for the collection and processing of Waste Electronic and Electrical Equipment (WEEE) from Designated Collection Facilities (DCFs).

E020/18 Update Report on Road Nameplate Inspections and Replacements

Members noted previously circulated report which provided update on the 2017 inspection of road nameplates and replacements.

E021/18 Mid Ulster Biodiversity Project

Members noted previously circulated report which provided update on recent activities promoting community participation in conserving and enhancing the local biodiversity resource of Mid Ulster District.

E022/18 Entertainment Licensing Applications

Members noted previously circulated report which provided update on Entertainment Licensing Applications across the Mid Ulster District.

E023/18 Building Control Workload

Members noted previously circulated report which provided update on the workload analysis for Building Control.

Local Government (NI) Act 2014 - Confidential Business

Proposed by Councillor McNamee
Seconded by Councillor S McGuigan and

Resolved In accordance with Section 42, Part 1 of Schedule 6 of the Local Government Act (NI) 2014 that Members of the public be asked to withdraw from the meeting whilst Members consider items E024/18 to E029/18.

Matters for Decision

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| E024/18 | Tender Report for Grounds Maintenance Services Call Off Contract |
| E025/18 | Report for the consideration of revising hours of opening for Maghera Walled Garden |
| E026/18 | Tender for the Supply of Comact Multi-Use Pedestrian Sweeper |
| E027/18 | Upperlands MUGA, Villages Scheme – Capital Project |

Matters for Information

E028/18 Confidential Minutes of Environment Committee held on
Monday 4 December 2017

E029/18 Capital Projects Update

E030/18 Duration of Meeting

The meeting was called for 7.00 pm and ended at 8.03 pm.

CHAIR _____ DATE _____