



**Causeway
Coast & Glens
Borough Council**

**MINUTES OF THE PROCEEDINGS OF THE MEETING OF THE
LAND AND PROPERTY SUB COMMITTEE
HELD IN THE BANN VIEW COMMITTEE ROOM, CIVIC HEADQUARTERS
WEDNESDAY 5 APRIL 2017 AT 6.00 PM**

- In the Chair** : Councillor Knight-McQuillan
- Present** Alderman Hillis, Councillors Baird, Callan, Duddy,
Nicholl, Quigley
- Officers Present** : M Quinn, Director of Performance
R Baker, Director of Leisure & Development
S McMaw, Head of Corporate Performance &
Compliance
J Richardson, Head of Capital Works, Energy &
Infrastructure
S Duggan, Committee & Member Services Officer
D Hunter, Council Solicitor
E Keenan, Assistant Solicitor

SUBSTITUTIONS

Councillor Callan replaced Councillor McCorkell; Councillor Nicholl replaced Councillor McLaughlin for the transaction of business for the evening;

1 APOLOGIES

Apologies were recorded for Councillors McCorkell, McLaughlin and C McShane.

2 DECLARATIONS OF INTEREST

There were no declarations of Interest.

AGREED- to Change the Order of Business

MOTION TO PROCEED 'IN COMMITTEE'

Proposed by Councillor Baird
Seconded by Councillor Duddy and

AGREED - that Council proceed to conduct the following business 'In Committee'.

3 POLICY - SUPPORT TO EXTERNAL EVENTS, DISCUSSION PAPER

The Director of Leisure and Development presented the confidential information item and responded to queries.

The sub-committee discussed Council support to external events, and the potential content and issues to be addressed in a Policy on Land Use. The Director confirmed that costs regarding event support was in the process of being collated, and the future policy could look at differentiating between community and commercial events, from a rental perspective. Following comments, the Director advised further reports on the development of the Draft Policy would be brought back to the Sub-Committee.

* **Councillor Nicholl joined the meeting at 6.19 PM.**

* **Director of Leisure & Development left the meeting at 6.25 PM.**

4 REQUEST TO PURCHASE COUNCIL LAND: PROPERTIES AT MAIN STREET, PORTRUSH

The Director of Performance presented the confidential report. Council's Solicitor responded to queries.

It was recommended that sub committee consider the information presented, and make recommendation to Corporate Policy and Resources Committee.

Following discussion, Council's Solicitor advised a tender document was being prepared to invite applications for the services of a Chartered Surveyor for Council.

Proposed by Councillor Baird
Seconded by Councillor Duddy and

AGREED – to recommend that consideration is deferred and Site Visit is arranged.

5 REQUEST TO PURCHASE COUNCIL LAND: TIDES RESTAURANT

The sub-committee was asked to consider the information presented, and make recommendation to the Corporate Policy and Resources Committee.

The Director of Performance presented via powerpoint, Council Solicitor responded to sub committee queries.

Proposed by Councillor Duddy
Seconded by Councillor Callan and

AGREED - to recommend that consideration is deferred and Site Visit arranged.

* **Alderman Hillis left the meeting at 7.10 PM.**

6 REQUEST TO PURCHASE COUNCIL LAND: CHURCH STREET CAR PARK, BALLYMONEY

The Head of Capital Works, Energy and Infrastructure presented the confidential report and illustrated via powerpoint. The Officer responded to elected member queries.

It is recommended that the sub-committee do not agree the sale of this right of way, and make this recommendation to the Corporate Policy and resources Committee.

Proposed by Councillor Duddy
Seconded by Councillor Callan and

AGREED – to recommend that the sale of this right of way is not approved.

* **Councillor Nicholl left the meeting at 7.20 PM.**

* **Head of Capital Works and Infrastructure left the meeting at 7.20 PM.**

7 REQUEST TO PURCHASE COUNCIL LAND: THE HILL, PORTSTEWART

Sub committee was asked to consider the information presented, and make recommendation to Corporate Policy and Resources Committee.

Proposed by Councillor Baird
Seconded by Councillor Duddy and

AGREED - to recommend that consideration is deferred and Site Visit arranged.

8 LEASES/LICENSES: SHESKBURN RECREATION CENTRE

The Director of Performance advised of a termination of lease for facilities at Sheskburn House, Ballycastle.

* **Councillor Baird left the meeting at 7.40 PM.**

9 LEASES/LICENSES: ARC BENONE

Council Solicitor provided an update on the lease arrangements for Arc, Benone.

10 LEASES/LICENSES: BABUSHKA

Council's Solicitor provided an update on a request received, and following a meeting due to take place with Council Environmental Officers, further information would be brought back.

11 LEGAL CASES: LAND AND PROPERTY LEGAL PROCEEDINGS – CASE 200

Confidential report circulated for members' information.

Proposed by Councillor Duddy
Seconded by Councillor Callan and

AGREED – to recommend that Council seek the services of former employees as and if required.

12 LEGAL CASES: PORTBALLINTRAE LEGAL MATTERS: PORTBALLINTRAE LANDS TRIBUNAL

Council's Solicitor provided background information and made recommendation to sub-committee.

Proposed by Councillor Duddy
Seconded by Councillor Knight-McQuillan and

AGREED - to recommend that Council release the covenant related to the area being used as car parking, adjacent to Seaport Avenue Portballintrae and obtain a valuation.

13 LEGAL CASES: PORTBALLINTRAE LEGAL MATTERS: RESIDENT ADVERSE POSSESSION

Council's Solicitor provided a verbal update and recommendation and responded to sub-committee queries.

Proposed by Councillor Duddy
Seconded by Councillor Callan and

AGREED – to recommend that Council grant the land; that the client is responsible for their own costs.

14 REQUESTS FOR USE OF COUNCIL LAND: CIRCUS

It is suggested that the Land and Property Sub-Committee consider developing a Draft Policy on the Use of Council Land which will incorporate permissions for events including animals and making recommendation to the Corporate Policy and Resources Committee.

Proposed by Councillor Duddy
Seconded by Callan and

AGREED – to recommend that Council do not grant permission for events including animals on Council land; approve legacy Council arrangements as an interim measure until the new Policy is considered.

15 PORTBALLINTRAE LEGAL MATTERS: RESIDENTS RIGHT OF WAY

Council's Solicitor updated sub committee on the status of proceedings.

* **Councillor Nicholl re-joined the meeting at 8.55 PM.**

16 PORTBALLINTRAE LEGAL MATTERS - REQUEST FOR ACCESS TO SEAPORT AVENUE

Council's Solicitor provided a verbal update to the sub-committee.

17 LEGAL CASES: REPORT ON PUBLIC RIGHT OF WAY ASSERTION AT BATH STREET, PORTRUSH

Council's Solicitor provided information on the issues presented and responded to sub-committee comments.

* **Councillor Quigley left the meeting at 9.25 PM.**

Proposed by Councillor Duddy
Seconded by Nicholl and

AGREED – to recommend that Council retain the 2007 position; that Committee write to the Department asking them to clarify as Council may be conflicted; to recommend that Council Solicitor speak to the Head of Planning advising of the nature of sub committee's concerns regarding determination of the planning application.

MOTION TO PROCEED 'IN PUBLIC'

Proposed by Councillor Duddy
Seconded by Councillor Callan and

AGREED - that Council proceed to conduct the following business 'In Public'.

There being no further business the Chair thanked everyone for their attendance and the meeting concluded at 9.45 PM.