

MINUTES OF THE PROCEEDINGS OF THE MEETING OF THE PLANNING COMMITTEE HELD IN MOSSLEY MILL ON MONDAY 21 MAY 2018 AT 6.00 PM

In the Chair Councillor P Brett

Committee

Aldermen – F Agnew, T Campbell, J Smyth and R Swann **Members Present** Councillors – J Bingham, B Duffin, H Cushinan, T Hogg,

D Hollis, M Magill and W Webb

Non-Committee **Members Present** Councillors - L Clarke and N McClelland

In Attendance Mr David Dalzell - Public Speaker

> Mr Colin Mayrs - Public Speaker Mr Shane O'Neill - Public Speaker Mr Tom Stokes - Public Speaker Dr Phil Hull - Public Speaker

Mr Martin Canning - Public Speaker Mr David Mounstephen – Public Speaker

Mr Noel McClarty - Public Speaker Mr Mark Kenny – Public Speaker Mr Ivan McClean – Public Speaker Mr Harry Latimer – Public Speaker Mr Trevor Clarke, MLA – Public Speaker Ms Karen Murdock – Public Speaker

Officers Present Chief Executive - Mrs J Dixon

Director of Community Planning & Regeneration -

Ms M McAlister

Head of Planning - Mr J Linden

Principal Planning Officer - Mr B Diamond Senior Planning Officer – Mr K O'Connell Senior Planning Officer – Ms J McKendry Acting Senior Planning Officer - Mr M O'Reilly Media and Marketing Officer - Ms J McIntyre

Borough Lawyer - Mr P Casey

ICT Officer - Mr A Cole

Member Services Officer - Mrs D Hynes

CHAIRPERSON'S REMARKS

The Chairperson welcomed Committee Members to the monthly Planning Committee Meeting and sought a resolution to consider the In Confidence items.

1 APOLOGIES

It was noted that Alderman Agnew would be late for the meeting.

2 DECLARATIONS OF INTEREST

Item 3.1 - Councillor Duffin.

PROPOSAL TO PROCEED 'IN CONFIDENCE'

Proposed by Alderman Campbell Seconded by Councillor Hogg and agreed

that the following Committee business be taken In Confidence.

The Chairperson advised that audio-recording would cease at this point.

Councillor Duffin withdrew from the meeting having declared an interest in the next item.

ITEMS IN CONFIDENCE

PART 2 - OTHER PLANNING MATTERS - IN CONFIDENCE

ITEM 3.1

P/FP/LDP/109 LOUGH NEAGH FORUM - QUARTERLY UPDATE

Members were reminded that a cross boundary working group had been set up in relation to Lough Neagh and Local Development Plan preparation.

The second meeting of the Lough Neagh Forum took place on the 8 November 2017 hosted at County Hall in Ballymena by Mid and East Antrim Borough Council; chaired by Councillor Brian Duffin (ANBC). Officers and Members from other representative Councils also attended the meeting. Other representative attendees included the Department for Infrastructure (Dfl) Strategic Planning, Dfl Rivers, Department of Agriculture, Environment and Rural Affairs (DAERA) Inland Fisheries, DAERA Northern Ireland Environment Agency, Department for the Economy (DfE) Geological Survey for Northern Ireland/Minerals, DfE Minerals Branch, Northern Ireland Water and the Lough Neagh Community Partnership.

The discussion points of the meeting were divided into six main themes based on the discussion paper on Lough Neagh developed by Mid Ulster District Council. These themes were:

- 1. Minerals Policy Options-Lough Neagh;
- 2. Environmental Designations and Protection of Natural Heritage;
- 3. Renewable Energy;
- 4. Minerals Development;
- 5. Sustainable Tourism; and
- 6. Flooding.

The minutes of the November 2017 meeting were agreed at the most recent meeting of the Forum on 22 March 2018 and were circulated as policy in confidence for Members' information.

The next Lough Neagh Forum meeting is due to take place before summer and is to be hosted by Antrim and Newtownabbey Borough Council; the exact date is still to be determined.

Proposed by Councillor Hogg Seconded by Alderman Smyth and agreed

that the report be noted.

ACTION BY: John Linden

Councillor Duffin returned to the meeting.

ITEM 3.2

P/FP/LDP/1 LOCAL DEVELOPMENT PLAN QUARTERLY UPDATE JANUARY- MARCH 2018

The Council's Local Development Plan (LDP) Timetable advises that progress reports would be submitted on a quarterly basis to the Planning Committee. This report covers the last quarter of the 2017-2018 Business Year (January to March 2018).

Member Workshops on Planning Policy

The Forward Planning Team held two workshops with Members regarding planning policy to be contained within the new Local Development Plan. On 22 January 2018, a workshop was held to discuss emerging planning policy and to seek Member feedback regarding developer contributions being brought forward. A further workshop was held on 29 March 2018 to discuss in more detail the issue of developer contributions and regarding policies relating to the environment. Notes from both workshops were circulated as policy in confidence for Members' information.

Local Development Plan Steering Group

The quarterly meeting of the Local Development Plan Steering Group took place on 25 January 2018. A number of items were discussed, including housing, rapid transit and developer contributions and minutes had previously been circulated.

Metropolitan Area Spatial Working Group

Lisburn and Castlereagh City Council hosted a cross-boundary working group on 26 January 2018 and topics discussed included the Metropolitan Transport Strategy and the content of the Plan Strategy.

Lough Neagh and Lough Beg Forum

The Forward Plan Team continued working in partnership through this cross-boundary working group, with the most recent meeting being held on 22 March 2018 hosted by Mid Ulster Council. Discussions continued regarding cross boundary issues relating to these strategic matters.

Formulating Policies

Work continued on the formulation of new draft Planning Policy for the Plan Strategy document.

Evidence Base

Work continued on updating the evidence base to inform the Local Development Plan including the preparation of a draft Economic Strategy incorporating an Employment Land Evaluation Report to inform the Local Development Plan Economic and Employment Strategy, a Strategic Countryside, Coast, Minerals and Loughs Assessment to inform the Local Development Plan Strategies relating to these strategic key topics and work relating to the Housing Strategy for the Borough.

Proposed by Councillor Hogg Seconded by Councillor Duffin and agreed

that the report be noted.

ACTION BY: John Linden

PROPOSAL TO MOVE OUT OF 'IN CONFIDENCE'

Proposed by Councillor Duffin Seconded by Councillor Hogg and agreed

that any remaining Committee business be conducted in Open Session.

Councillor Hollis arrived at this point of the meeting.

At this point the Chairperson advised there would be a short interval, with the remainder of Committee business resuming at 6.30pm when the meeting would be open to the public and audio-recording would resume.

PART ONE DECISIONS ON PLANNING APPLICATIONS

CHAIRPERSON'S REMARKS

At this point the Chairperson welcomed everyone to the meeting and reminded all present of the protocol for speaking and timeframes accorded.

1 APOLOGIES

It was noted that Alderman Agnew would be late for the meeting.

2 DECLARATIONS OF INTEREST

Item 3.8 – Alderman Smyth.

The Chief Executive reminded Members about a number of issues in relation to their role as Members of the Planning Committee and their obligations under the Code of Conduct.

The Chairperson advised Members that Item 3.9 had been withdrawn by Officers and Item 3.12 had been withdrawn by the Applicant.

ITEM 3.3 APPLICATION NO: LA03/2016/1141/F

PROPOSAL: Caravan park (110 No. static caravan pitches, 52 No. touring

caravan or motorhome pitches and 10 No. camping cabins) with amenity building, shower and toilet pods, associated access (including road improvements) and landscaping.

SITE/LOCATION: Lands southeast of 12 Castle Road, Antrim, BT41 4NA

APPLICANT: Blair's Caravans Ltd

Kieran O'Connell, Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission. He advised Members that there was a drafting error in the report where reference was made to Antrim Gate Lodge stating it was a Grade A listed building when it was actually a Grade B1 listed building.

Mr O'Connell further advised Members that should they concur with the recommendation for this Major application that the Council would be obliged to notify the Department for Infrastructure that the Council proposed to grant permission in circumstances where a statutory consultee had raised significant objections to the proposal. Following notification the Department would have 28 days to decide whether it wished to Call In the application for its determination.

The undernoted public speakers addressed the Committee and responded to enquiries from Members as requested –

- Colin Mayrs
- David Dalzell
- Shane O'Neill available for questions

Proposed by Councillor Duffin Seconded by Alderman Campbell

that planning permission should be granted for the application subject to the conditions set out in the Planning Report.

An amendment sought by Alderman Smyth, to restrict opening times from April to September, did not receive a seconder.

on the original proposal being put to the meeting 10 Members voted in favour, 1 against and 0 abstentions it was agreed as follows:

that planning permission should be granted for the application subject to the conditions set out in the Planning Report and that the Department for Infrastructure be notified accordingly.

ACTION BY: John Linden

Alderman Agnew joined the meeting during the Planning Officer's report and was therefore unable to vote on item 3.3.

ITEM 3.4 APPLICATION NO: LA03/2018/0171/LBC

PROPOSAL: Demolition and reconstruction (on a new alignment) of a section

of boundary wall

SITE/LOCATION: Lands south east of 12 Castle Road, Antrim, BT41 4NA

APPLICANT: Blair's Caravans Ltd

Kieran O'Connell, Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant listed building consent. Mr O'Connell advised Members that this item was directly linked to Item 3.3.

There were no public speakers to address this item.

Proposed by Alderman Campbell Seconded by Councillor Bingham and

on the proposal being put to the meeting 11 Members voted in favour, 1 against and 0 abstentions it was agreed as follows:

that listed building consent be granted for the application subject to the conditions set out in the Planning Report.

ACTION BY: John Linden

ITEM 3.5 APPLICATION NO: LA03/2015/0173/F

PROPOSAL: Housing Development comprising 44 No. dwellings and

associated site works, landscaping with access from Trench

Lane, Mallusk

SITE/LOCATION: Lands at Trench Lane to the east of Ballymartin Water adjacent

and west of housing developments at Parkmount Road, Tudor Park and Hyde Park Manor, Mallusk, Newtownabbey, BT36 4PA

APPLICANT: Galanta No 2 Ltd

Johanne McKendry, Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission.

Ms McKendry further advised Members that should they concur with the recommendation for this Major application that the Council would be obliged to notify the Department for Infrastructure that the Council proposed to grant permission in circumstances where a statutory consultee had raised significant objections to the proposal. Following notification the Department would have 28 days to decide whether it wished to Call In the application for its determination.

The undernoted public speakers addressed the Committee and responded to enquiries from Members as requested –

- Tom Stokes
- Dr Phil Hull available for questions
- Martin Canning available for questions

Proposed by Councillor Hogg Seconded by Councillor Duffin and unanimously agreed

that planning permission should be granted for the application subject to the conditions set out in the Planning Report and that the Department for Infrastructure be notified accordingly.

ACTION BY: John Linden

Councillor Magill left the Chamber at this point.

ITEM 3.6 APPLICATION NO: LA03/2017/0942/F

PROPOSAL: Proposed demolition of existing building and construction of 2

No. drive-thru restaurants with associated car parking and

landscaping

SITE/LOCATION: Former Lidl Site, 263 Antrim Road, Glengormley, BT36 7QN

APPLICANT: Kirk Bryson & Co Ltd

Johanne McKendry, Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission.

The undernoted Elected Member addressed the Committee and responded to enquiries from Members as requested –

Councillor McClelland

Proposed by Councillor Hogg Seconded by Councillor Bingham and

on the proposal being put to the meeting 9 Members voted in favour, 1 against and 1 abstention it was agreed as follows:

that planning permission be granted for the application subject to the conditions set out in the Planning Report.

ACTION BY: John Linden

Councillor Magill had returned to the Chamber following the Planning Officer's report and was therefore unable to vote on item 3.6.

ITEM 3.7 APPLICATION NO: LA03/2017/0313/F

PROPOSAL: Proposed demolition of existing building and construction of 9

No. residential units comprising of 5 No. detached, 4 No. semidetached with associated car parking and landscaping and

a drive-thru restaurant

SITE/LOCATION: Former Lidl site, 263 Antrim Road, Glengormley, BT36 7QN

APPLICANT: Kirk Bryson & Co. Ltd

Johanne McKendry, Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission.

The undernoted Elected Member addressed the Committee and responded to enquiries from Members as requested –

Councillor McClelland

Proposed by Alderman Campbell Seconded by Councillor Hogg and unanimously agreed on the proposal being put to the meeting 11 Members voted in favour, 1 against and 0 abstentions it was agreed as follows:

that planning permission be granted for the application subject to the conditions set out in the Planning Report.

ACTION BY: John Linden

Alderman Smyth withdrew from the meeting having declared an interest in the next item.

Councillor McClelland left the meeting at this point.

ITEM 3.8 APPLICATION NO: LA03/2018/0203/F

PROPOSAL: Storage and distribution warehousing, ancillary office and

staff welfare accommodation associated access and parking arrangements, sprinkler tanks and associated plant. The development will be part refurbishment of warehousing

(retention of floor plates and steel structures with re-

cladding), part demolition and rebuild and part new build extension. The development will include the construction of

a new roof with a new raised roof-line over the main

warehouse.

SITE/LOCATION: 1 – 17 Hightown Avenue, Mallusk, Newtownabbey, BT36 4RT

APPLICANT: John Henderson (Mallusk) Ltd

Michael O'Reilly, Acting Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission. He further advised Members that should they concur with the overall recommendation that the applicant had requested a number of minor changes to several conditions relating to the phasing of the development which Officers were content with.

The undernoted public speaker addressed the Committee and responded to enquiries from Members as requested –

David Mounstephen

Proposed by Councillor Magill Seconded by Councillor Bingham and

on the proposal being put to the meeting 11 Members voted in favour, 0 against and 0 abstentions and agreed

that planning permission be granted for the application with authority delegated to Officers to undertake minor changes to the wording of several conditions set out in the Planning Report relating to the phasing of the development.

ACTION BY: John Linden

Alderman Smyth returned to the meeting.

ITEM 3.9 APPLICATION NO: LA03/2018/0078/F

PROPOSAL: Proposed 2 No. semi-detached dwelling and 4 No.

townhouses

SITE/LOCATION: Land south west of 102 Ballynure Road, BT39 9AQ

APPLICANT: Mr Mark Kenny

The Chairperson advised Members that this application had been withdrawn by Officers.

ACTION BY: John Linden

ITEM 3.10 APPLICATION NO: LA03/2017/0707/F

PROPOSAL: Change of use from car sales showroom to charity shop and

distribution warehouse.

SITE/LOCATION: 60 Greystone Road, Antrim

APPLICANT: Blytheswood Ireland Ltd

Michael O'Reilly, Acting Senior Planning Officer, introduced the Planning Report to the Committee and made a recommendation to refuse planning permission.

The undernoted public speakers addressed the Committee and responded to enquiries from Members as requested –

- Harry Latimer
- Ivan McClean

Proposed by Alderman Campbell Seconded by Councillor Brett and

on the proposal being put to the meeting 6 Members voted in favour, 6 against and 0 abstentions and with the Chairman using his casting vote in favour of the Case Officer's recommendation it was agreed as follows:

that planning permission be refused for the following reason:

The proposal is contrary to the Strategic Planning Policy Statement in that no
assessment of need has been carried out for this retail proposal at an out of town
centre location nor has an assessment of retail impact of the proposal been carried
out in relation to its impact on Antrim Town Centre.

ACTION BY: John Linden

ITEM 3.11 APPLICATION NO: LA03/2017/0681/F

PROPOSAL: Proposed change of use of an existing agricultural shed to

commercial storage.

SITE/LOCATION: 10 Eskylane Road, Antrim, BT41 2LL

APPLICANT: Ms Karen Murdock

Barry Diamond, Principal Planning Officer, introduced the Planning Report to the Committee and made a recommendation to refuse planning permission.

The undernoted public speakers addressed the Committee and responded to enquiries from Members as requested –

- Karen Murdock
- Trevor Clarke, MLA

Proposed by Councillor Duffin Seconded by Councillor Webb and

on the proposal being put to the meeting 11 Members voted in favour, 1 against and 0 abstentions as follows:-

In Favour: Aldermen – Agnew, Smyth and Swann

Councillors – Bingham, Brett, Cushinan, Duffin, Hogg, Hollis, Magill and

Webb

Against: Alderman Campbell

Abstentions: None

that planning permission be granted for a reduced scheme subject to relevant standard conditions and specific conditions restricting the approved use to 2 bays of the shed and tying the permission to the applicant.

The reason for the decision contrary to Officer recommendation in this case was that Members considered the following matters outweighed the policy presumption against the proposal. The personal circumstances put forward by the applicant; the reduction in scale of use proposed; that the proposed use would be limited to storage and not

involve distribution or retail; and that overall it was considered this formed part of an acceptable diversification scheme for use of the existing building at this rural location.

ACTION BY: John Linden

ITEM 3.12 APPLICATION NO: LA03/2018/0231/O

PROPOSAL: Site for replacement dwelling.

SITE/LOCATION: Site 110m east and 35m south of No.30 Ballykennedy Road,

Nutts Corner, Co. Antrim.

APPLICANT: Colum Mullan

The Chairperson advised Members that this application had been withdrawn by the Applicant.

ACTION BY: John Linden

Councillor Hogg left the chamber and Councillor Bingham left the meeting at this point.

ITEM 3.13 APPLICATION NO: LA03/2018/0081/F

PROPOSAL: Proposed dwelling and detached garage

SITE/LOCATION: 70m North West of 23 Ballylurgan Road, Randalstown

APPLICANT: David McCaughey

Barry Diamond, Principal Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission.

There were no public speakers to address this item.

Proposed by Alderman Smyth Seconded by Councillor Magill and

on the proposal being put to the meeting 10 Members voted in favour, 0 against and 0 abstentions and agreed

that planning permission be granted for the application subject to the conditions set out in the Planning Report.

ACTION BY: John Linden

ITEM 3.14 APPLICATION NO: LA03/2018/0082/F

PROPOSAL: Proposed dwelling and detached garage

SITE/LOCATION: 20m South of 27 Ballylurgan Road, Randalstown

APPLICANT: William McCaughey

Barry Diamond, Principal Planning Officer, introduced the Planning Report to the Committee and made a recommendation to grant planning permission.

There were no public speakers to address this item.

Proposed by Alderman Smyth Seconded by Councillor Magill and

on the proposal being put to the meeting 10 Members voted in favour, 0 against and 0 abstentions and agreed

that planning permission be granted for the application subject to the conditions set out in the Planning Report.

ACTION BY: John Linden

Councillor Hogg had returned to the Chamber following the Planning Officer's report and was therefore unable to vote on items 3.13 and 3.14.

PART TWO OTHER PLANNING MATTERS

ITEM 3.15

P/PLAN/1 DELEGATED PLANNING DECISIONS AND APPEALS

A list of planning decisions issued by Officers during April 2018 under delegated powers was circulated for Members attention together with information received this month on planning appeals.

Proposed by Alderman Campbell Seconded by Councillor Magill and unanimously agreed that

the report be noted.

ACTION BY: John Linden

ITEM 3.16

P/PLAN/1 PROPOSAL OF APPLICATION NOTIFICATIONS FOR MAJOR DEVELOPMENT

Members were aware that prospective applicants for all development proposals which fall into the Major development category under the 2011 Planning Act are required to give at least 12 weeks notice to the Council that an application for planning permission is to be submitted. This is referred to as a Proposal of Application Notice (PAN). One PAN was registered during April 2018 the details were set out below.

PAN Reference: LA03/2018/0300/PAN

Proposal: Demolition of existing building and replacement with 6598sqm

foodstore and associated eight bay petrol filling station, and associated works including car parking, access from Doagh

Road, click and collect facility, plant equipment and

landscaping

Location: 229-233 Monkstown Industrial Estate Doagh Road

BT36 6XA

Applicant: Asda Stores Ltd and McLagan Investments Ltd

Date Received: 06 April 2018 **12 week expiry:** 29 June 2018

Members recalled that under Section 27 of the 2011 Planning Act obligations are placed on the prospective developer to consult the community in advance of submitting a Major development planning application. Where, following the 12 week period set down in statute, an application is submitted this must be accompanied by a Pre-Application Community consultation report outlining what consultation has been undertaken regarding the application and detailing how this has influenced the proposal submitted.

Proposed by Alderman Campbell Seconded by Councillor Magill and unanimously agreed that

the report be noted.

ACTION BY: John Linden

ITEM 3.17

P/FP/LDP/112 LOCAL DEVELOPMENT PLAN: METROPOLITAN AREA SPATIAL WORKING GROUP

Members were reminded that a cross-boundary working group had been established in relation to the metropolitan area and involves Antrim and Newtownabbey Borough Council, Ards and North Down Borough Council, Belfast City Council, Lisburn and Castlereagh City Council and Mid and East Antrim Borough Council

The third meeting of this Working Group took place on 26 January 2018 at Lagan Valley Island, Lisburn and Castlereagh Borough City Council; chaired by Councillor Uel Mackin. Officers and Members from other representative Councils also attended this meeting, as did representatives from Invest NI, the Department for the Economy, the Department of Agriculture, Environment and Rural Affairs, and Translink. Minutes of the

meeting were circulated for Members' information along with correspondence from Dfl relating to proposed the transport strategy for the Borough and its relationship to the Local Development Plan.

The fourth Metropolitan Area Spatial Working Group took place on 13 April 2018 hosted by Ards and North Down Borough Council. A copy of these meeting minutes would be presented to Members once they are agreed. The next Metropolitan Area Spatial Working Group is due to take place in July 2018, the date and venue of which were still to be determined.

Proposed by Alderman Campbell Seconded by Councillor Magill and unanimously agreed that

the report be noted.

ACTION BY: John Linden

ITEM 3.18

P/FP/LDP/85 MARINE PLAN FOR NORTHERN IRELAND - PUBLIC CONSULTATION DRAFT

The Department of Agriculture, Environment and Rural Affairs (DAERA) had published the draft Marine Plan for Northern Ireland for public consultation with a closing date of 15 June 2018. A copy of the letter issued to the Forward Plan Team on 18 April 2018 was circulated. The full draft of the Marine Plan can be viewed at https://www.daera-ni.gov.uk/sites/default/files/consultations/daera/Marine%20Plan%20for%20Nl%20final%2016%2004%2018.PDF

The draft Marine Plan sets out the policy for the marine area which comprises all marine waters including sea bed, subsoil, sea loughs and tidal rivers, so far as the tide flows at Mean High Water Spring Tidal Mark (Intertidal area- refer to Annex A attached with Committee report). The Draft Marine Plan would be used by public authorities in taking decisions, which may affect the marine area, including authorisation of enforcement decisions, and decisions that relate to the exercise of any function capable of affecting the marine area.

The draft Marine Plan Vision is to establish, "A healthy marine area which is managed sustainably for the economic, environmental and social prosperity of present and future generations." These are underpinned by eight objectives that are tailored to the unique character of the Northern Ireland Marine area and the needs of its user. The Vision and objectives are achieved through a series of Core Policies and Key Activity Policies.

The Core Polices within the Draft Marine Plan are stakeholder engagement, air quality, climate change, coastal processes, co-existence, cumulative impacts, heritage assets, invasive alien species, land and sea interaction, marine litter, marine noise, natural heritage, seascape, use of evidence and water quality. Key Activity Policies include tourism and recreation and telecommunications cabling.

Implication for Antrim and Newtownabbey Borough Council

The Marine Plan when published will be a material consideration in the determination of planning applications within the inter-tidal area, between the jurisdiction of the Marine Plan and the Local Development Plan. Such applications will require terrestrial planning permission and/or a marine licence.

As the Council has a relatively short shoreline area, with the majority already protected for open space and recreational use, it was anticipated that the draft Marine Plan would have limited impact on the Council's coastal area.

A copy of the Council's draft response to the Draft Marine Plan for Northern Ireland public consultation was circulated.

Proposed by Alderman Campbell Seconded by Councillor Magill and unanimously agreed that

the report be noted and the Council's draft response to DAERA is approved.

ACTION BY: John Linden

The Chairperson thanked the other Members of the Planning Committee and Officers for their help and assistance throughout his year as Chair and wished the incoming Chairperson the best of luck.

There being no further Committee business under Part 2 of the agenda the Chairperson thanked everyone for their attendance and the meeting concluded at 8.13 pm.

	MA'	YOR	