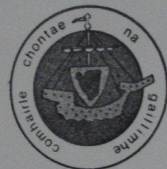


COMHAIRLE CHONTAE NA GAILLIMHE  
GALWAY COUNTY COUNCIL

Post Office Box No. 27,  
County Buildings,  
Prospect Hill,  
Galway.  
MO THAG  
My Ref. TC/ROB.  
DO THAG  
Your Ref.



BOSCA POIST UIMHIR 27,  
ÁRAS AN CHONTAE,  
CNOC NA RADHARC,  
GAILLIMH.  
Telephone:  
(091) 63151  
Ext. ....  
Fax No. (091) 65817

8th June, 1993.

stairde  
deilfionnadh  
af níl na

CHUIG GACH BALL DE'N CHOMHAIRLE.

A Chara,

The following Item, supplemental to the Agenda for the Special Meeting of the Council to be held on the 11th June, 1993, will be considered at that Meeting -

Formation of County Enterprise Board  
(to hear report from County Manager).

Mise, le meas,

T. O'COHLAN  
RUNAI SEALADACH.

COMHAIRLE CHONTAE NA GAILLIMHE  
(Galway County Council)

Oifig an Runai,  
Arus an Chontae,  
GAILLIMH.

4u la Meitheamh, 1993.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniu speisialta de Chomhairle Chontae na Gaillimhe a thionolfar ins na Foirgnithe Chontae, Gaillimh, ar De h-Aoine, an 11u la Meitheamh. 1993, ag tosnu ar a 3.00 a chlog sa trathnóna.

Mise, le meas,

T. O COCHLAN,  
RUNAI SEALADACH.

A G E N D A

1. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant permission for the erection of a serviced dwellinghouse at Balrickard to Mr. Enda Hall - Planning Ref. No. 68419).  
Jarlath McDonagh, Padraic McCormack, Evelyn Varley  
Sean O'Neachtain, Paddy McHugh.
2. Planning applications - Advance Notice to be given to County Secretary.
3. Sewerage Schemes.
4. Usaid na Gaeilge ag Cruinnithe an Chomhairle Chontae.
5. Business submitted by County Manager.
6. Business submitted by the Chairman.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL  
HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 24TH  
MAY, 1993.

IN THE CHAIR: Councillor Michael Mullins,

ALSO PRESENT:

Members:

As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke,  
T. Byrne, J. Callanan, Deputies P.  
Connaughton, E. O'Cuiv, Councillors  
M. Cunningham, M. Fahy, P.  
Finnegan, M. Finnerty, T. Hussey,  
M. Loughnane, J. Mannion, J.  
McClearn, Deputy P. McCormack  
Senator J. McDonagh, Councillors P.  
McHugh, C. Ni Fhatharta, S.  
O'Neachtain, M. O'Neill, P.  
O'Sullivan, Peadar O'Tuathail, K.  
Quinn, M. Regan, M. Ryan, E.  
Varley, and T. Walsh.

Officials:

Messrs. P.J. Gavin, County  
Manager; P. Flood, County Engineer,  
T. Kavanagh, Acting Assistant County  
Manager, E. Lusby, Finance Officer,  
L. Kavanagh, S.E.E., J. McGovern,  
Admin. Officer, T. Connell, Acting  
Staff Officer, C. Nevin, Acting  
Assistant Staff Officer and T.  
Coughlan, Acting County Secretary.

The Opening Prayer was recited.

VOTES OF SYMPATHY.

1493a

Resolutions of Synpathy were passed with the following:

The O'Connor Family, Morganure, Kilkerrin,  
Ballinasloe.  
Mr. Michael Carroll, Barneswellgrove, Mountbellew.  
Mr. James Smyth, Bookeen, Kiltulla, Athenry.  
Antaine O Flatharta, uas., Cladhnach, An Cheathru Rua.

NORTHERN IRELAND

1494

On the proposition of the Chairman, seconded by Clr.  
J. Burke, the Council passed an unanimous motion of

PAGE NO. 2

MINUTES OF MONTHLY MEETING HELD ON 24/5/93

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condemnation of the recently atrocities in Northern  
Ireland.

RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY  
MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING  
APPLICATION NUMBER 68419 - APPLICANT : ENDA HALL.

1495

It was proposed by Councillor Hussey, and agreed that  
this item be deferred. It was noted by the Council  
that the applicant must apply for an extension of time  
in this case.

RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY  
MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING  
APPLICATION NUMBER 68171 - APPLICANT : JOSEPH  
GARDINER.

1496

The resolution as set out on the Agenda was proposed  
by Councillor M. Fahy and seconded by Senator J.  
McDonagh.

The County Engineer read the following report which  
had already been circulated to each Member prior to  
the Meeting.

LOCATION : The proposed site is located on the  
Galway/Limerick National Primary Route approximately  
two miles south of Kilcolgan and outside the 40 mph  
speed limit.

PLANNING HISTORY:

19243 - Outline Planning Permission for one house  
granted to Mr. J. Gardiner in 1975.

46639 - Approval for one dwellinghouse granted to  
Mr. J. Gardiner in 1983

PLANNING CONSIDERATIONS:

The site is located on a National Primary Route where  
residential development is restricted in the interests  
of traffic safety and in the interests of preserving  
the capacity of the National Primary Route. No  
essential housing need has been claimed. Although  
there was a planning permission granted in 1975,  
policy on this route has been greatly restricted  
during the intervening 18 years.

RECOMMENDATION :

1. The proposed development would endanger public  
safety by reason of a traffic hazard because the site  
is located on a heavily trafficked section of the  
national Primary Road where the maximum speed limit

applies and the traffic movements generated by the development would interfere with the safety and free flow of traffic on the road. In addition, the development would militate against the objectives of the Planning Authority to :-

- (a) preserve the level of service and carrying capacity of the road so that it can fulfill its function as a through road for heavy traffic.
- (b) protect the public investment in National road network.

2. The proposed development would contravene the County Development Plan (Chapter 8, Table 8A) which limits development along this road to those where essential family housing need exists, a category of development which does not apply in this case.

The County Engineer informed the Meeting that there is high speed traffic at this location and that any accidents would probably involve loss of life and/or multiple injuries, that this is a very important road for commercial use in a nationwide context, that it is important to maintain the level of investment into the route, and strongly urged that the application be refused.

Councillor Fahy informed the meeting that the Applicant went to the U.S. in 1979, that he is his next door neighbour, that he is a good young fellow, and that he got on well in life. The applicant's father purchased the site in 1975, planning permission was renewed in 1983, and permission existed on the site for 11 years. At one stage the applicant had intended to sell the site but he now wishes to return to establish a business. Councillor Fahy stated that if the Council is serious about employment, planning permission should be granted to the applicant, and that it would be a downright shame for the County if the Council didn't deny the man his rights. Councillor Fahy stated that the County Engineer must understand that planning permission had existed for 11 years, that the applicant is prepared to return to Ireland and do something, and that refusal of this application would be the equivalent of refusing a Visa.

Senator McDonagh informed the Meeting that he agrees with Council policy on National Routes, but this applicant had previously been granted permission. Senator McDonagh stated that the Applicant now wishes to set up home and an industry, and while he accepts that this is not relevant to the application, he pointed out again that planning permission had already been granted. Senator McDonagh referred to a previous Meeting when he had requested legal advice as to

whether the Council would be obliged to compensate the applicant. He stated that the applicant was not informed of the withering of planning permission when granted, and recommended in future that applicants be notified 3 months prior to the expiration of planning permissions.

Councillor Brennan asked if an Enurement Clause would resolve the problem relating to this application and was informed by the County Engineer that the applicant had not declared any essential housing need. Councillor Loughnane stated that any applicant can make an error in completing the planning application form.

The County Engineer informed the meeting that the Council is anxious to restrict development on National Primary routes. The County Manager stated that planning permission does not exist on this site, and has not existed for the last 10 years. Essential housing need is restricted to Farmers and families of Farmers where there is essential housing need. There is not essential housing need in this case, it is a highly trafficked road, an Enurement Clause would not resolve the problem, and compensation would not be payable in this particular case.

A vote taken for or against the Resolution as set out on the Agenda resulted as follows:

**FOR:** Councillors T. Byrne, J. Callanan, Deputies P. Connaughton, E. O'Cuiv, Councillors M. Cunningham, M. Fahy, P. Finnegan, P. Finnerty, S. Gavin, T. Hussey, M. Loughnane, J. Mannion, J. McClearn, Deputy P. McCormack, Senator J. McDonagh, Councillors M. Mullins, S. O'Neachtain, M.O'Neill, P. O'Sullivan, K. Quinn, M. O'Regan, M. Ryan and T. Walsh (23)

**AGAINST:** Councillors J. Brennan, W. Burke P. O'Tuathail, and E. Varley (4)

The Chairman declared the resolution carried.

**RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY MANAGEMENT (AMENDMENT) ACT 1955 - PLANNING APPLICATION NUMBER 68145 - APPLICANT : JOSIE MANNION.**

1497

The application as set out on the Agenda was proposed by Councillor John Mannion and seconded by Councillor Michael O'Neill.

The County Engineer read the following report which had been circulated to each Member prior to the meeting.

LOCATION:

The site is located at Murvey, Roundstone, approximately half way between Roundstone and Ballyconneely on a stop-end County Road which runs southwards from Regional Route 341.

PLANNING HISTORY:

59314 - Outline permission refused for a house in January 1990 - applicant Mr. J. Mannion.

63700 - Outline permission for a house refused by the Planning Authority in June 1991 and by An Bord Pleanala in January, 1992.

PLANNING CONSIDERATIONS :

The site is located at Murvey, Roundstone in an area designated "Outstanding Scenic Amenity" in the County Development Plan. It is in a very elevated position with panoramic views of the coastline, and a house situated thereon would be the most elevated house in Murvey Townland and would be very obtrusive when viewed from the approach road to the west.

The site is almost totally composed of outcropping rock with shallow overlying peat soil in places and a few deep pockets of ground which were waterlogged on inspection. A trial hole dug in connection with a previous application - Ref. 59314 was found to be full of water and refusal was recommended by the Western Health Board. The proposal was also subsequently refused by An Bord Pleanala on both visual amenity and public health grounds, despite the proposed installation of a Puraflo sewage treatment unit. In recent weeks the Board also refused a house on a nearby site on the grounds of visual amenity and public health.

The applicant and his family are living approximately 400 metres away in a house which is stated to be owned by his father. He claims that it is substandard accommodation and he wants to build a modern house as a replacement. There would seem to have been some construction works carried out on the house in recent times but there are no details of same on the Planning Register.

When Ref. 59314 was refused the applicant was written to and advised that favourable consideration would be given to a proposal to reconstruct and extend his

existing house, or to an alternative siting for a new house adjacent to the existing family house, which is just 60 metres south of his present house. This is still the situation.

RECOMMENDATION:

1. The site of the proposed development consists of extensive rock outcrop and extensive badly waterlogged soil shown by a trial hole inspection to be totally unsuitable for the reception and disposal of septic tank effluent. The proposed development would, therefore, be likely to be prejudicial to public health notwithstanding the proposed use of a filter bed system.
2. The site is located in an elevated and exposed area which is listed in the County Development Plan as being an Area of Outstanding Scenic Amenity. The proposed development because of its elevated location on a bare rocky landscape would be an intrusive and incongruous feature therein. It would therefore be injurious to the visual amenities of the area and contrary to its proper planning and development.

Councillor J. Mannion informed the Meeting that he would not agree that the proposed development would be the most elevated house in Murvey, and that the proposed development would only be visible from the main road for a small distance. Councillor Mannion stated that the applicant, who has four children, is living in sub-standard accommodation, that the proposed house would constitute a second family dwelling and that the applicant works on the farm.

Deputy O'Cuiv was informed by the County Engineer that the applicant had stated that a Puraflo would be installed and that this proposal had been made on appeal to An Bord Pleanala. Deputy O'Cuiv stated that there appears to be a difference between what was submitted to An Bord Pleanala and what the Council is now considering and that what was previously decided by An Bord Pleanala is now irrelevant. Deputy O'Cuiv stated that he would not consider Scenic Amenity to be a major issue, that the land falls towards the sea, and the house will be built at the end of a boreen in a hollow and on an unobtrusive site. Deputy O'Cuiv informed the Meeting that it would be possible to build the house without it being visible from the main road, and that the applicant is living in a totally sub-standard house. Deputy O'Cuiv also stated that he considers that effluent treatment problems would not arise on the basis of the application submitted.

Deputy McCormack stated that the site is at the end of a one-and-a-half mile road and that the proposed

development would not detract from the amenity of the area. Deputy McCormack informed the Meeting that the applicant would like to have the opportunity of repairing the existing house, if it were not sub-standard, and that the existing house should have been inspected by the Council.

Councillor O'Neill informed the Meeting that the applicant may not be able to renovate the existing house as it may be in the ownership of his father. Councillor O'Neill also considered that the elevation of the house would not detract from the amenity of the area having regard to the existing houses. Deputy McCormack stated that there is no river, lake or sea within one mile of the proposed site.

The County Engineer disagreed with Deputy O'Cuiv in that the application does not deal with percolation or trial holes and merely states that a Puraflo will be installed. The site is sheet rock with overlying peat and is waterlogged, the elevation of the house has great relevance as the high point can be seen from over a wide area, and while housing conditions are not a planning issue, the Council will assist the applicant in attaining a site which is acceptable from a planning point of view.

Deputy O'Cuiv informed the Council that the total area is rock outcrop, and having regard to the fact that the applicant proposed to replace a sub-standard dwelling, all the points referred to by him are relevant. The County Manager informed the Members that there is no disagreement that the applicant needs housing, but pointed out that the Council had suggested a far more suitable site within sixty metres of his existing house, and questioned why the applicant had not availed of this site. In reply to Councillor O'Tuathail, the Manager informed the Meeting that discharge into the sea is less likely to cause pollution than discharge to ground water and that each application is dealt with on the basis of information provided.

Mr. Gavin stated that the Council has been suggesting the alternative site since 1983. Deputy McCormack stated that he did not accept that the alternative site would be less obtrusive, and that there would be a concentration of septic tanks at the alternative location.

A vote taken for or against the resolution as set out on the Agenda resulted as follows:

**FOR:** Councillors Byrne, Callanan,  
Deputies Connaughton, O'Cuiv,  
Councillors Cunningham, Fahy,  
Finnegan, Finnerty, Gavin, Hussey,  
Loughnane, Mannion, McClearn, Deputy  
McCormack, Senator McDonagh,  
Councillors Mullins, O'Neachtain,  
O'Neill, O'Sullivan, O'Tuathail,  
Quinn, O'Regan, Ryan, Walsh (24)

**AGAINST:** Councillors Brennan, W. Burke, Joe  
Burke. (3)

Councillor Varley abstained.

The Chairman declared the resolution carried.

RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY  
MANAGEMENT (AMENDMENT) ACT 1955 - PLANNING  
APPLICATION NUMBER 67509 - APPLICANT : RICHARD  
O'FLAHERTY.

1498

The resolution as set out on the Agenda was proposed by Senator J. McDonagh and seconded by Councillor O'Neachtain.

The County Engineer read the following report which had been circulated to each member prior to the Meeting.

LOCATION:

The proposed site is located in the townland of Annagh West and circa 1/2 kilometre from the Corrib lakeshore.

PLANNING HISTORY: No previous applications

PLANNING CONSIDERATIONS:

The principle objection to this development is that it is located in an area of Outstanding Scenic Amenity as defined by Map No 9A of the County Development Plan. Although the house will not interfere with any view and although it is proposed to locate it well back from the road (c.70 metres from the road), the site nevertheless is zoned Outstanding Scenic Amenity. Paragraph 9.2.1 (i) (iii) states that it is the policy of the Planning Authority to prohibit development in these areas (of Outstanding Scenic Amenity) other than development in the essential housing need category. The applicant claims that as he owns 4.5 acres he is entitled to a house on his holding. Although the Development Plan does not specify a minimum size as constituting a farm, 4.5 acres is considered too small to be viable. Accordingly, his claim to an essential

housing need has been dismissed.

RECOMMENDATION:

The proposed development is located in an area of Outstanding Scenic Amenity as defined by Map 9A of the County Development Plan and would conflict with paragraph 9.2.1 (i) (iii) of the Plan which prohibits development in such areas (other than development in the essential housing need category) in the interests of preserving the visual amenities of the area. A claim for an essential housing need has not been considered to be substantiated in this case.

Senator McDonagh informed the meeting that there is a housing need in this case as the applicant is in rented accommodation and wishes to build a house on his own farm. The applicant purchased 4.5 acres which he believes can be a viable farm, and as the Development Plan does not define the minimum area of a farm, the Council should not prohibit the development. Senator McDonagh also stated that the applicant is willing to site the house at any location requested by the Council. Councillor Burke stated that there are vast areas of Connemara which cannot be developed due to the outstanding scenic amenity Clauses of the Development Plan.

The County Manager informed the members that it is important to preserve the Corrib both for amenity and environment reasons. The County Manager asked if the applicant had any connections with the area, and informed the meeting that applicants for planning permission should check with the planning authority before purchasing sites. Senator McDonagh stated that the applicant is living in the Headford area, and his antecedents are from the Annaghwest region.

A vote taken for or against the resolution in respect of planning reference 67509 as set out on the Agenda resulted as follows:-

FOR: Councillors Byrne, Callanan, Deputies Connaughton, O'Cuiv, Councillors Cunningham, Fahy, Finnegan, Finnerty, Gavin, Hussey, Loughnane, Mannion, McClearn, Deputy McCormack, Senator McDonagh, Councillors Mullins, O'Neachtain, O'Neill, O'Sullivan, O'Tuathail, Quinn, O'Regan, Ryan, Varley, Walsh. (26)

AGAINST : NONE

Abstaining : Councillors Brennan, W. Burke.

The Chairman declared the resolution carried.

EUROVISION

1499

It was proposed by Deputy McCormack and seconded by Deputy Connaughton and agreed that the Council support the request that RTE host the 1994 Eurovision Song Contest in Galway.

AGRICULTURE

1500

It was proposed by Deputy Fahy, seconded by Councillor Ryan, and agreed, that the Minister for Agriculture be requested to ensure that, under no circumstances, would the Department of Agriculture remove any headage or premium grants from the part-time farmers as the removal of such benefits could force small farmers out of farming.

The County Manager informed the meeting that townlands registers will be made available to Teagasc to assist in the completion of Area Aid Forms.

AIDS AWARENESS

1501

It was proposed by Councillor J. Brennan, seconded by Councillor E. Varley, and agreed, that the Council register a protest at the content of the Aids Awareness Campaign as proposed by the Minister for Health.

CONFERENCES

1502

It was proposed by Councillor Ryan and agreed that Councillor Mannion and Senator McDonagh attend the Special Study Conference to be held in Derry on 31st July, 1993, to the 4th August, 1993. It was proposed by Councillor Hussey, and agreed, that Councillor McHugh also attend.

MINUTES

1503

On the proposition of Councillor Finnegan, seconded by Councillor Cunningham the Minutes of Speed Limits Meeting of Galway County Council held on the 29th March, 1993, were approved and signed by the Chairman.

On the proposition of Councillor Mannion, seconded by Deputy Connaughton, the Minutes of Meeting of Joint Committee on the future Management Arrangements for Galway City and County held on 2nd April, 1993, be approved and signed by the Chairman.

On the proposition of Councillor Mannion, seconded by Deputy Connaughton, the Minutes of Special Meeting of Galway County Council held on 7th April, 1993, were approved and signed by the Chairman.

On the proposition of Councillor Finnerty, seconded by

Councillor Brennan, the Minutes of Special Meeting of Galway County Council held on the 14th April, 1993, were approved and signed by the Chairman.

On the proposition of Councillor Hussey, seconded by Councillor Sullivan, the Minutes of Monthly Meeting of Galway County Council held on the 26th April, 1993, were approved and signed by the Chairman.

It was proposed by Councillor J. Mannion, seconded by Councillor M. Fahy and agreed, that a Meeting of the Joint Committee of the Future Management Arrangements for Galway City & County be held on the 4th June, 1993, at 3.30 p.m.

It was proposed by Councillor O'Neachtain and seconded by Councillor O'Sullivan, that a Road Committee be established. It was agreed that this proposal be discussed at a future meeting.

It was agreed that a Meeting of the Higher Education Grants Committee be arranged.

EMPLOYMENT

1504

It was proposed by Councillor J. Callanan, seconded by Councillor M. Ryan, and agreed, that the Council establish a Committee to deal with employment issues.

It was proposed by Councillor Mannion, seconded by Councillor Fahy and agreed that the following Members be appointed to the Employment Committee.

Councillors J. Callanan, M. Regan, S.O'Neachtain, P. Finnegan, S. Gavin, E. Varley, J. Burke, M. Ryan, M. Mullins and J. Mannion.

It was agreed that the first Meeting of the Committee consider priorities as submitted by each party, that the priorities of the Committee be referred back to the County Council, and that the Committee operate within a specified timescale.

1993 ABSTRACT OF ACCOUNTS.

1505

Report dated the 17th May, 1993 from the Finance Officer was circulated to each Member. It was proposed by Councillor Brennan, seconded by Councillor O'Sullivan, and agreed that the Council approve the Expenditure and Receipts for each of the Priogramme Headings listed.

OVERDRAFT ACCOMMODATION.

1506

It was proposed by Councillor Ryan, seconded by Councillor J. Burke and agreed that the Council approve Overdraft Accommodation of £3,000,000 for six months ended 31st December, 1993.

DECLARATION OF ROADS TO BE PUBLIC ROADS

1507

On the proposition of Councillor Finnegan, seconded by Councillor J. Burke, the Council declared the following roads to be public roads, the necessary statutory procedures having been complied with.

ROAD.

DESCRIPTION.

Park View, Drive,  
Tuam.

Housing Estate located in the townland of Demesne Road commencing at Bridge at end of C.R.286 and extending for a distance of 345m to the Dunmore Road N.83. Also service road at the rear of the houses for a distance of 278m

WILLIAMSTOWN SEWERAGE SCHEME

1508

It was proposed by Councillor T. Walsh and agreed, that the Council seek to have Williamstown Sewerage Scheme commenced as a matter of priority. It was agreed that Oireachtas Members be requested to make representations to have the scheme commenced without delay.

ORANMORE JUNCTION.

1509

The County Engineer read report dated the 19th May, 1993, as circulated to the Members, and informed the Meeting that the junction should be closed as there is a high risk of serious accidents.

The Members of the Council requested that the junction remain open, and it was agreed that the matter be fully discussed at a Meeting with a deputation from Oranmore which the Manager undertook to arrange.

USAID NA GAELIGE AG CRUINNITHE AN CHOMHAIRLE CHONTAE

1510

D'aontaigh na baill go gcuirfi an abhar seo ar athlo go cruinniu eile de'n Chomhairle.

COUNCILLORS' NOTICES OF MOTION.

N.O.M. 15 - LAYBYS - SENATOR J. McDONAGH

1511

The following written reply was given to Senator McDonagh.

"It is hoped to have the above sign erected before the busy summer season commences."

N.O.M. 16 - S.E.S. - SENATOR J. McDONAGH 1512

The following written reply was given to Senator McDonagh.

"An application for an S.E.S. at above location was submitted to FAS on the 3rd March, 1993. Decisions as to the schemes receiving approval and starting dates are made by FAS."

N.O.M. 17 - ROAD - SENATOR J. McDONAGH 1513

The following written reply was given to Senator McDonagh.

The land fronts on to the National Secondary Road N.84 at Grange. Planning permission is required for any proposed access to the land from this road.

Any roadworks undertaken by the Council in the past and which may have altered the relative levels of road to land, will not oblige the Council to be involved in any way in any such proposed new access."

N.O.M. 18 - ROAD - SENATOR J. McDONAGH 1514

The following written reply was given to Senator McDonagh.

"This matter is being investigated and it is hoped to have a reply available for the next meeting."

N.O.M. 19 - ROAD WORKS - COUNCILLOR S. O'NEACHTAIN 1515

The following written reply was given to Councillor O'Neachtain.

"Any improvement to the above junctions would involve the purchase of land and there are no funds available in the current year."

N.O.M. 20 - ROAD REPAIRS - COUNCILLOR M. LOUGHNANE 1516

The following written reply was given to Councillor Loughnane.

"Road repairs will be carried out at above location."

N.O.M. 21 - COASTAL EROSION - COUNCILLOR M. LOUGHNANE 1517

The following written reply was given to Councillor

Loughnane.

"This will be examined and a report submitted as soon as possible."

N.O.M. 22 - SIGNS - COUNCILLOR M. LOUGHNANE 1518

The following written reply was given to Councillor Loughnane.

"A sign will be erected at the above location."

N.O.M. 23 - LION SNAMHA - DEPUTY E. O CUIV 1519

The following written reply was given to Deputy O Cuiv.

"Deineadh cuid obair feabhsuchain anuraidh. Taimid cun leanuint ar aghaidh leis an obair sin imbliana agus ta iarratais curtha isteach againn do Roinn na Gaeltachta chun deontas a fhail le haghaidh saoraidi mar leithreas dabhach mhunlaigh zrl. a cur ar fail."

N.O.M. 24 - ROAD REPAIRS - DEPUTY E. O CUIV 1520

The following written reply was given to Deputy O Cuiv

"Routine maintenance will be carried out at the above location as soon as possible."

N.O.M. 25 - BOITHRE - DEPUTY E. O CUIV. 1521

The following written reply was given to Deputy O Cuiv

"Beidh muid ag cuir caoi ar an mbothar seo i gceann miosa. Ta muid ag athru fir as Ceantar Uachtar Ard le haghaidh an chuid eile don bhliain seo, agus se an obair thuas luaite an chead ceann a thosoidh siad air."

N.O.M. 26 - ROADS - COUNCILLOR M. FAHY. 1522

The following written reply was given to Councillor Fahy.

"The above road was surface dressed last year. Some ponding occurs and it is hoped to have some drainage works carried out later on in the year to alleviate same."

N.O.M. 27 - ROADS - COUNCILLOR M. FAHY. 1523

The following written reply was given to Councillor Fahy.

"This road was recently repaired. There are no funds for surfacing."



N.O.M. 28 - ROADS - COUNCILLOR M. FAHY. 1524

The following written reply was given to Councillor Fahy.

"Routine maintenance will be carried out. There are no funds available for surfacing."

N.O.M. 29 - ROAD REPAIRS - COUNCILLOR P. FINNEGAN 1525

The following written reply was given to Councillor Finnegan.

"Routine maintenance will be carried out at above location in order of priority and as resources permit."

N.O.M. 30 - SEWERAGE SCHEME - COUNCILLOR P. FINNEGAN 1526

The following written reply was given to Councillor Finnegan.

Galway County Council undertook to submit the necessary documentation for these proposals to the Department of the Environment by April, 1992. The completed documentation was submitted on 5th March, 1992.

Department approval is still awaited.

N.O.M. 31 - ROADS - COUNCILLOR P. FINNEGAN 1527

The following written reply was given to Councillor Finnegan.

"Kilnalag Cross is at the intersection of Regional Road 360 with C.R. south west of Williamstown. Improvements to the intersection would require a special allocation for which funding has been sought from the Department of the Environment for improvement of junctions. No allocation has been received for 1993 and the matter will require to be reconsidered for the 1994 Road Works Programme."

N.O.M. 32 - ROADS - COUNCILLOR S. GAVIN 1528

The following written reply was given to Councillor Gavin.

"Road repairs will be carried out at the above location in due course."

N.O.M. 33 - ROILIG - COUNCILLOR S. GAVIN 1529

The following written reply was given to Councillor Gavin.

"Ta ceannacht talun i gceist san sceim thuas luaite agus nil aon airgead ar fail imbliana, cun e sin a dheanamh."

N.O.M. 34 - ROADS - COUNCILLOR P. MCHUGH 1530

The following written reply was given to Councillor McHugh.

"The site of the scrap heap is located at Caltra, Belclare, and it would appear that the material is being collected for re sale. This matter will require investigation and alternative measures considered before action is undertaken and the matter will be put in hand."

N.O.M. 35 - ROAD WORKS - COUNCILLOR P. MCHUGH 1531

The following written reply was given to Councillor McHugh.

"Works to alleviate flooding at above location will be carried out later on in the year when the Road Works Programme is completed."

N.O.M. 36 - ROAD WORKS - COUNCILLOR P. MCHUGH 1532

The following written reply was given to Councillor McHugh.

"It is hoped to have delineators provided at above location as soon as possible."

N.O.M. 37 - BRIDGES - COUNCILLOR M. MULLINS 1533

The following written reply was given to Councillor Mullins.

"The bridges at above location are in good repair. However, the local land owner wanted the culvert deepened to facilitate land drainage. The local area engineer met Mr. Kelly recently and advised him that if he wished to lower the culverts to facilitate land drainage on his property he would have to pay the Council the cost of carrying out the works."

N.O.M. 38 - ROADS - COUNCILLOR C. NIFHATHARTA 1534

The following written reply was given to Councillor Ni Fhatharta.

"Substantial wall repairs have already been carried out at the above location."

A warning sign will be provided as soon as possible."

N.O.M. 39 - BUSHES/BRIARS - COUNCILLOR C. NIFHATHARTA 1535

The following written reply was given to Councillor Ni Fhatharta.

"Hedge cutting will be carried out on the above road in the Autumn."

N.O.M. 40 - FOOTPATHS - COUNCILLOR C. NIFHATHARTA 1536

The following written reply was given to Councillor Ni Fhatharta

"Works are presently in progress at above location."

N.O.M. 41 - TRAFFIC PLAN - COUNCILLOR S. O'NEACTAIN 1537

The following written reply was given to Councillor O Neachtain.

"Traffic congestion in Spiddal Village during the Tourist Season arose from the need for off street parking facilities. The Council are investigating alternative suitable sites which will satisfy the necessary parking requirements."

N.O.M. 42 - SIGNS - COUNCILLOR S. O'NEACTAIN 1538

The following written reply was given to Councillor O Neachtain.

"New signs are provided as funds allow and existing signs are maintained."

N.O.M. 43 - ROAD WORKS - COUNCILLOR P. O SULLIVAN 1539

The following written reply was given to Councillor O Sullivan.

"Road was recently repaired."

N.O.M. 45 - ROAD - COUNCILLOR E. VARLEY 1540

The following written reply was given to Councillor Varley.

"This matter is being investigated at present. It is hoped to have a reply available for the next meeting."

N.O.M. 46 - DUMP - COUNCILLOR E. VARLEY. 1541

The following written reply was given to Councillor Varley.

"An on-going rodent control programme was commenced at the above dump last year which has resulted in the problem being greatly alleviated. Fire warning signs will be erected at the dump as soon as possible. A

security fence has also been provided along the front boundary and a turning area has also been recently improved."

THE MEETING THEN TERMINATED

*Submitted, Approved, & Confirmed,*

*Michael Mallon*  
*(CHAIRMAN)*

*19/7/93*  
*(DATE)*

COMHAIRLE CHONTAE NA GAILLIMHE  
(Galway County Council)

Oifig an Runai,  
Arus an Chontae,  
GAILLIMH.

18u Bealtaine, 1993.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe, a thionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 24u la Bealtaine, 1993, ag tosnu ar a 3.30 a chlog sa trathnóna.

Mise, le meas,

T. O'COHLAN  
RUNAI SEALADACH.

A G E N D A

Resolutions under Section 4 of the City and County Management (Amendment) Act, 1955:

1. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant permission for the erection of a serviced dwellinghouse at Balrickard to Mr. Enda Hall - Planning Ref. No. 68419).

Jarlath McDonagh, Padraic McCormack, Evelyn Varley  
Sean O'Neachtain, Paddy McHugh.

2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Full Planning Permission for a dwellinghouse and septic tank at Kiltiernan West, Kilcolgan to Mr Joseph Gardiner, Caheraticue, Ardrahan - Planning Ref. No. 68171."

Michael Fahy, Michael Cunningham, Toddie Byrne,  
James McClearn, M. Loughnane

3. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Permission for House and Septic Tank at Murvey, Roundstone to Josie Mannion - Planning Ref. No. 68145.

John M. Mannion. Eamon O Cuiv. Connie Ni Fhatharta.  
Michael O'Neill.

4. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Planning Permission for fully serviced dwellinghouse at Annagh West to Richard O'Flaherty - Planning Ref. No. 67509."

Evelyn Varley. Sean O'Neachtain. Jarlath McDonagh  
P. McCormack.

5. Consideration of Minutes of the following Meetings:

- (a) Minutes of Speed Limits Meeting held on 29th March, 1993
- (b) Minutes of Meeting of Joint Committee - Future Management Arrangements for Galway City and County, held on 2nd April, 1993.
- (c) Minutes of Special Meeting held on 7th April, 1993.
- (d) Minutes of Special Meeting held on 14th April, 1993.
- (e) Minutes of Monthly Meeting held on 26th April, 1993.

6. Employment.

7. 1992 Abstract of Acctounts - Report of Finance Officer attached.

8. Overdraft Accommodation - 6 months ending 31/12/1993.

9. Declaration of Roads to be Public Roads - (Park View Drive, Tuam).

10. Williamstown Sewerage Scheme.

11. Oranmore Junction (report to follow).

12. Usaid na Gaeilge ag Cruinnithe an Chomhairle Chontae.

13. Business submitted by County Manager.

14. Business submitted by the Chairman.

COUNCILLORS NOTICES OF MOTION:

(a) Adjourned from previous Meeting:

COUNCILLOR JARLATH McDONAGH: - I will propose:

- 15. That Galway County Council erect advertisement laybys at Oranmore. (Details supplied).

(b) OTHER MOTIONS RECEIVED:

COUNCILLOR JARLATH McDONAGH: - I will propose:

- 16. That County Council start Social Employment Scheme in area of need. (details attached.)
- 17. That Galway County Council examine with a view to creating entry land and road at Grange. (details attached).
- 18. That Galway County Council take road in charge at Rocaunmore.

COUNCILLOR SEAN O'NEACTAIN: - I will propose:

- 19. That Galway County Council would take immediate steps to eliminate danger at junction of the following County Roads with the Galway Spiddal Regional Road - Lippa Road, Park Road West, Derrylochan Road. These junctions are particularly dangerous in so far as line of vision is obstructed on coming onto the Regional Road.

COUNCILLOR MATT LOUGHNANE - I will propose:

That the road to Gleeson's house at Lackalea, Loughrea be repaired.

- 21. That steps be taken to prevent further coastal erosion at a certain location (details attached).
- 22. That the signs for Kylemore Village, Abbey near Loughrea which were removed some years ago be replaced.

DEPUTY EAMON O CUIV - I will propose:

- 23. Run do Chomhairle Contae na Gaillimhe le fiafraigh do Chomhairle Contae na Gaillimhe ceard iad na pleanna ata acu maidir leis an Lion Snamha i rosmuc agus le fiafraigh doibh an bhfuil i gceist acu airgead a chaitheamh le caoi ceart a chur air o tharla go bhfuil se thar a bheith tabhachtach do mhuintir Rosmuc agus freisin do na Colaisti Samhraidh ansin.
- 24. To ask Galway County Council to carry out urgent repairs on the Cashleen road, in Renvyle, Co. Galway, as it is in very bad condition.

- 25. Molaim to gcuirfear caoi laithreach ar an mbothar chomh fada le teach Aine Seoighe, i Seanafearachain, Co. na Gaillimhe, bothar a bhfuil and drock bhail air.

- 26. Councillor Michael Fahy - I will propose : That Galway County Council surface and tar County Road leading to Billy Carrs and the Gills houses at Keamsella, Kilcolgan. The County Road is presently in a very bad condition. Claybanks outside both Gills houses and Carrs house require to be taken to avent flooding.

- 27. Councillor Michael Fahy - I will propose : That Galway County Council surface and repair Co. Road at location given - (Details supplied)

- 28. Councillor Michael Fahy - I will propose : That Galway County Council surface and repair Co. Road at location given - (Details supplied)

- 29. Councillor P. Finnegan - I will propose : That repairs be carried out to road at (details supplied)

- 30. Councillor P. Finnegan - I will propose : What is the situation regarding a Sewerage Scheme for the Galway Road, Killaloonty and Airglooney areas of Tuam? What action is the Council taking to ensure its implementation

- 31. Councillor P. Finnegan - I will propose : When will Galway County Council carry out the improvements already agreed in reply to an earlier motion at (details supplied).

- 32. Councillor S. Gavin - I will propose : That repairs be carried out on the Finisglen and Portarra Roads in Moycullen as well as at the junction of Clooniffe Road with the N.59 National Secondary Road.

- 33. Councillor S. Gavin. - I will propose : Iarraim ar Chomhairle Chondae na Gaillimhe fiosraithe a dheanamh maidir le breis aiseanna pairceala a chur ar fail le h-ais Roilig an Choiligh sa Spideal

- 34. Councillor P. McHugh - I will propose : Galway County Council take action to clean up and prevent the piling of waste and scrap along County Road at (details enclosed)

35. Councillor P. McHugh - I will propose :  
That Galway County Council carry out road improvements works adjacent to house (details enclosed) as previously promised.

36. Councillor P. McHugh - I will propose :  
Galway County Council carry out works to improve road safety at Corrandulla Barracks Cross, particularly for traffic emerging from Annaghdown, including the erection of delineators along the grass bank on the main road and lowering of the roadise boundaries.

37. Councillor Michael Mullins - I will propose :  
That Galway County Council repairs three Bridges at Cloonacalleen, Woodlawn, Ballinasloe so that landowner (Mr. B. Kelly) can let water run off his land now that he has carried out extensive land reclamation.

38. Councillor Connie Ni Fhatharta - I will propose :  
That Comhairle Chontae na Gaillimhe erect a protection barrier on the bend near Maimin, Leitir Moir, where at present there is no protection from a twenty foot drop. There is no wall or warning sign at this dangerous bend.

39. Councillor Connie Ni Fhatharta - I will propose :  
That Comhairle Chontae na Gaillimhe cut the bushes and briars beside the following roads in the Cheathru Rua area: (a) The Gleann Mor Road. (b) The Doire Fhearta Road. (c) The road leading to Tismeain Beach.

40. Councillor Connie Ni Fhatharta - I will propose :  
That Comhairle Chontae na Gaillimhe repair and clean the footpaths either side of Minna Church. This area will soon open its Colaiste Gaeilge and the footpaths are extremely important for the students walking on the main regional road.

41. Councillor Sean O'Neachtain - I will propose :  
That Galway County Council would organise as a matter of urgency a traffic plan for Spiddal Village to alleviate traffic congestion in the village during the summer.

42. Councillor Sean O'Neachtain - I will propose :  
That Galway County Council would ensure that adequate signs are erected to indicate dangerous junctions with minor roads on the Galway Moycullen National Secondary Route.

43. Councillor Pat O'Sullivan - I will propose :  
That the following road be resurfaced and remedial works carried out. That the road - details below be resurfaced and generally upgraded. (Carra Road, at Carramore in by Brendan Brodericks house)

44. Councillor M. Regan - I will propose :  
That Galway County Council persue the provision of a Carpark at Main Street, Loughrea, Co. Galway as a matter of urgency.

45. Councillor Evelyn Varley - I will propose :  
I will request Galway County Council to take road at Mount Rose, Headford, in charge of the Council.

46. Councillor Evelyn Varley - I will propose :  
I will request Galway County Council take immediate action to eliminate the rat problem at Kilronan Dump; to put an end to the fires on the dump as the odour is impossible and unhealthy to live with, they cannot tolerate it any longer. Is it possible to have this dump properly managed and kept in good condition, if not, it should be closed down.

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL  
HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 10TH  
MAY, 1993.

IN THE CHAIR: Councillor M. Mullins.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke T. Byrne, J. Callanan, Deputies P. Connaughton, E. O'Cuiv, Councillors M. Cunningham, M. Fahy, P. Finnegan, M. Finnerty, S. Gavin, T. Hussey, M. Loughnane, J. Mannion, J. McClearn, Deputy P. McCormack, Senator J. McDonagh, Councillors P. McHugh, C. Ni Fhatharta, S. O'Neachtain, M. O'Neill, P. O'Sullivan, P. O'Tuathail, K. Quinn, M. Regan, M. Ryan, E. Varley and T. Walsh.

Officials: Messrs. T. Kavanagh, Acting Assistant County Manager, P. Flood, County Engineer, L. Kavanagh, B. Callagy, S.E.E's, B. Doyle, Admin. Officer, T. Murphy, S.S.O., T. Connell, Acting S.O., and T. Coughlan, Acting County Secretary.

The Opening Prayer was recited.

CONGRATULATIONS: 1483

The congratulations of the Council were extended to the County Galway Vocational Hurling Team on recently winning the All Ireland Final.

SYMPATHY. 1484

Resolutions of Sympathy were passed with the following:

Mr. Patrick and Mrs. May Joyce and Family, Cloughan, Kilchreest, Loughrea.  
Padraig O Caomhanaigh, Uas., Carraig Thoir, Corr na Mona, Co. na Gaillimhe.

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MINUTES OF SPECIAL MEETING HELD ON 10/5/93  
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VISIT BY THE MINISTER FOR THE ENVIRONMENT 1485

It was proposed by Councillor Gavin and agreed that the Acting County Secretary determine if the Minister for the Environment could meet the Members of the Council on 17th May, 1993.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY  
MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING  
APPLICATION NO. 68064 - APPLICANT - TOMAS ANTAINE  
MACPHAIDIN. 1486

Duirt an Teachta E O Cuiv go raibh athas air faoin sceim deontais i gcoir seirbhís aistruichán ins na Rialtais Aitiúla a fograíodh le goirid agus duirt se go ndeanfadh se athcoimriú i mbearla de na moltaí a raibh aige ag na cruinnithe roimhe seo.

Deputy O Cuiv informed the meeting that the applicant is working in Galway City, that he is not a Farmer, and that the problem is that his housing need is not considered essential as it does not relate to farming. The Deputy stated that, while the location of the proposed house is considered to be an area of outstanding scenic amenity, there are already a substantial number of houses built in the area, that the applicant does not propose a type of development which does not already exist in the area, and that the proposed development will not spoil the landscape as it will not be visible from the road. The Deputy considered that the issue to be addressed is how this area could be considered to be of outstanding amenity as there are a substantial number of houses already in the area. Deputy O Cuiv stated that the refusal is a technicality as a farmer would have been granted permission in similar circumstances, and this applicant should not be forced to live outside the Gaeltacht. The Deputy stated that there are very few sites available north of the Cois Fharráige Road, that this is a matter of genuine housing need and proposed the Section 4. Councillor Ni Fhatharta seconded this proposal.

The County Engineer informed the Meeting that the applicant is not being forced to live outside the Gaeltacht area as he is free to obtain a site within the Gaeltacht. The County Engineer did not consider this to be a case of genuine housing need, but Deputy O Cuiv pointed out that the applicant proposes to get married. The County Engineer stated that this application does create a precedent as other applicants have been refused in the area. Mr. Flood stated that even if this applicant were a farmer, he would not get permission for the proposed development as he would be required to provide a site in an

non-scenic amenity area. Deputy O Cuiv stated that the applicant needs a houses, that the development is not for speculation purposes, and that the applicant is a native of the area.

A vote taken for or against the resolution as set out on the Agenda resulted as follows:

**FOR:** Councillor Byrne, Callanan, Deputies Connaughton, O'Cuiv, Councillors Cunningham, Fahy, Finnegan, Finnerty, Gavin, Hussey, Loughnane, Mannion, McClearn, Deputy McCormack, Senator McDonagh, Councillors McHugh, Mullins, NiFhatharta, O'Sullivan, Quinn, O'Regan, Ryan, Varley, Walsh (24)

**AGAINST:** None.

Councillor Brennan abstained.

The Chairman declared the Resolution carried.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 68041 - APPLICANT - RAYMOND JENNINGS.

1487

The Resolution as set out on the Agenda was proposed by Councillor Loughnane and seconded by Councillor Regan.

The County Engineer read the following report which had been circulated to each Member prior to the Meeting.

**LOCATION:** Site is located on the Galway/Dublin National Primary Road approximately 0.45 miles beyond Craughwell.

**PLANNING HISTORY:**

**No. 42794** - Outline Permission refused for the erection of two dwellinghouses (on proposed site and adjoining site) in June, 1982 (Applicant - Nina Cawley).

**No. 57163** - Permission refused for house despite housing need claim on this site (alternative sites available on County Roads) in September, 1988 (Applicant - Raymond Jennings).

**No. 62094** - Permission granted for house on the proposed site with access onto the County

Road to the South East only, on the 25th February, 1991 (Applicant - R. Jennings).

**PLANNING CONSIDERATIONS:**

The site is located on a restricted National Primary road outside the 30 m.p.h. speed limit zone. Permission was refused twice on the site with proposed access coming directly onto the National Primary road and was finally granted only on the basis that access was to be from County Road to the South East. The dwellinghouse has now been built and no attempt made to provide an access from the South East. Access to the site at present is directly onto the National Primary Road. The site is approximately 0.45 miles from the village centre and well outside the built up area of the village with green fields on both sides.

An objection has been lodged with the Planning Authority. This objector was refused permission for access onto the National route in respect of another application adjacent to this site.

**RECOMMENDATION:**

The proposed development would endanger public safety by reason of a traffic hazard because the site is located on a heavily trafficked section of National Primary Road outside the 30 m.p.h speed limit zone and the traffic movements generated by the development would interfere with the safety and free flow of traffic on the road. In addition, the development would militate against the objectives of the Planning Authority to:-

- (a) preserve the level of service and carrying capacity of the road to fulfill its function as a through road for heavy traffic.
- (b) protect the public investment in the National Primary Road Network.

The County Engineer informed the Meeting that this applicant had obtained planning permission for a house on condition that an entrance to the County Road be used. Other applicants had been refused permission to enter on the National Primary at this location due to the risk of traffic hazards having regard to the high speed traffic. The County Engineer also informed the Members that the applicant can use an alternative entrance onto the County Road.

Councillor Loughnane stated that details of the objection received in this case should have been circulated to the Members of the Council, and was

informed by the County Engineer that the objection is valid on planning grounds. The County Engineer referred to the report, as circulated, setting out that an objection had been received and that the objector had previously been refused permission to access onto a National Primary. Councillor Loughnane referred to the fact that Planning Permission No. 62094 required the applicant to screen the service road, that this is acceptance by the Council that the service road would be a traffic hazard at night, and stated that the use of the service road would be more dangerous than the access onto the National Primary Road. Councillor Loughnane informed the Meeting that the proposed entrance would be within the 40 m.p.h. speed limit area, that the land for the proposed service road onto to the County Road is not in the total ownership of the applicant, that the third party does not wish to have the road constructed, and that the site is within the environs of Craughwell and therefore constitutes the natural development and expansion of the village.

The County Engineer stated that the applicant was not forced to apply for permission on the basis of exiting on the County Road, that the applicant had included this submission in his application and consequently the Council imposed the conditions relating to screening, that a letter had been received from the applicant's solicitors confirming that the lands were in the process of being registered in the applicants' name, and that planning permission was granted on that basis. Councillor Loughnane contended that the development is less than half a mile from Craughwell, and Councillor Fahy pointed out that the National Primary is wide at this location and therefore not dangerous. Councillor Fahy also stated that the applicant cannot now access on to the County Road and that the only way to resolve this problem is to give permission for access onto the National Primary. The County Engineer stated that the applicant has permission to exit onto the County Road, that there is an illegal and unauthorised access which the applicant is trying to regularise by way of Section 4, and that other applicants may sue the Council for wrongful administration.

Councillor McClearn referred to the fact that the objector is not know to the Members of the Council, that the objection is based on begrudgery as the objector is afraid the applicant may be granted approval, and that the access is within the 40 m.p.h speed limit zone. The County Engineer informed the Meeting that the objector is Nina Cawley.

The Assistant County Manager stated that Members must

consider the application before them and that any proposed changes to speed limits would not be relevant. The County Engineer confirmed that, had the applicant submitted the original application with access on the National Primary Road, it would have been unlikely that permission would be granted. The County Engineer also informed the Meeting that liability as a result of any accident at this location would depend on the decision of a Judge and that those voting in favour of the Section 4 would be doing so on the basis that they accept the consequences. Councillor Loughnane referred to the danger of traffic travelling in the opposite direction at night seeing traffic on the service road coming against them, and the County Engineer informed Councillor Loughnane that the condition regarding screening was applied to deal with this problem.

A vote taken for or against the Resolution as set out on the Agenda resulted as follows:

**FOR:** Councillors Byrne, Callanan, Deputies Connaughton, O Cuiv, Councillors Cunningham, Fahy, Finnegan, Finnerty, Gavin, Hussey, Loughnane, Mannion, McClearn, Deputy McCormack, Senator McDonagh, Councillors McHugh, Mullins, NiFhatharta, O'Neachtain, Quinn, O'Regan Ryan, and Walsh. (23)

**AGAINST:** Councillors Brennan, and J. Burke (2).

The Chairman declared the Resolution carried,

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 68372 - DERMOT FORDE.

1488

The Meeting was informed that this application has been deferred pending submission of further information.

PLANNING APPLICATION - ADVANCE NOTICE.

1489

Senator McDonagh referred to Planning Ref. No. 68171 - Joe Gardiner - and informed the Meeting that the applicant had bought the site in 1970, and subsequently emigrated, has now returned and applied for Planning Permission on the site. Due to changes in Planning Laws, Planning Permission has been refused. Senator McDonagh stated that the applicant paid £7,000 for the site, that the value of the site is now £500, and asked that the Law Agent examine the



situation to determine whether or not the Council is obliged to compensate the individual for this loss. This proposal was seconded by Councillor Fahy.

CORRESPONDENCE.

1490

A letter from Warrington Borough Council, and a letter from the West of Ireland Cardiology Foundation were read to the Meeting. It was proposed by Councillor Mullins and seconded by Councillor McDonagh that the Council publicly support Croi and the aims of the Organisation. It was proposed by Councillor Mannion and seconded by Councillor Ryan that the Council request the Department of Health to provide the Services required by Croi.

CONFERENCES:

1491

It was proposed by Senator McDonagh, seconded by Councillor Mannion and agreed that Councillors Byrne and Finnerty attend the Twinning Conference to be held in U.C.G. on the 14th/15th/and 16th May, 1993. It was proposed by Councillor Hussey and agreed that Councillor McHugh also attend.

It was proposed by Councillor Mannion, and agreed, that Senator McDonagh substitute for Councillor Ryan at the Housing Conference held in Dublin on the 29th April, 1993.

REVIEW OF DEVELOPMENT PLAN.

1492

It was proposed by Deputy O'Cuiv, seconded by Councillor O'Sullivan and agreed that a full review of the Development Plan be undertaken. It was also agreed that the legislative provisions relating to the Development Plan and relevant documentation, be circulated to the Members, that written submissions be invited from the Members of the Council, and that the Review, and the formation of a Sub-Committee be discussed at the September Planning Meeting of the Council.

SEWERAGE SCHEMES IN VILLAGES.

1493

Concern was expressed by the Council at the inadequate level of funding for sewerage schemes in villages. The procedure for the planning of major schemes was outlined by the Acting Assistant County Manager, and he confirmed that the Council is ready to commence extensions to the Tuam Sewerage Scheme subject to the approval of the Minister for the Environment. In reply to requests for ongoing planning for sewerage schemes in villages e.g. Spiddal, Carraroe, Moycullen, Barna, the Acting Assistant County Manager informed

the Members that funds are not available for such advance planning. It was proposed by Councillor Byrne and agreed that the provision of Sewerage Schemes be on the Agenda for the next Planning Meeting of the Council.

THE MEETING THEN TERMINATED.

SUBMITTED, APPROVED & CONFIRMED.

*Michael Mullins*  
\_\_\_\_\_  
(CHAIRMAN)

*19/7/93*  
\_\_\_\_\_  
(DATE)

COMHAIRLE CHONTAE NA GAILLIMHE  
(Galway County Council)

Oifig an Runai,  
Arus an Chontae,  
GAILLIMH.

4u la Bealtaine, 1993.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iartar ort leis seo bheith i lathair ag cruinniú speisialta de Chomhairle Chontae na Gaillimhe a thionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 10u la Bealtaine, 1993, ag tosnu ar a 3.00 a chlog sa trathnóna.

Mise, le meas,

T. O COCHLAN,  
RUNAI SEALADACH.

A G E N D A

Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:

1. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant permission to Tomas Antaine Mac Phaidin, Bothar Naomh Bride, Baile na hAbhann, for dwellinghouse, septic tank, percolation area and fuel shed at Loughaunbeg. (Planning application 68064).

Eamon O'Cuiv.      Connie Ni Fhatharta.      John M. Mannion.  
Michael O'Neill.

2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Permission to construct an entrance to Galway-Dublin Road in the Townland of Killora to Raymond Jennings. - Planning Ref. No. 68041."

Matt Loughnane.      Michael Fahy.      Michael Cunningham.  
Michael Regan.      James McClearn.

3. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant outline permission for the erection of dwellinghouse and septic tank at Cregboy - Applicant - Dermot Forde - Planning Ref. No. 68372.

Jarlath McDonagh.      Paraic McCormack.      Evelyn Varley,  
Sean O'Neachtain.      Paddy McHugh.

4. Planning Application - Advance Notice to be given to County Secretary.

OTHER BUSINESS:

5. Review of County Development Plan.
6. Sewerage Schemes in Villages.

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