

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL
HELD ON 8TH MARCH, 1993.

IN THE CHAIR: Councillor Michael Mullins.

ALSO PRESENT:

Members: As recorded in Attendance Book.

Councillors J. Brennan, J. Burke, W. Burke, T. Byrne, J. Callanan, Deputies P. Connaughton, E. O'Cuiv, Councillors M. Cunningham, M. Fahy, P. Finnegan, 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. P.J. Gavin, Deputy County Manager; T. Kavanagh, Acting Assistant County Manager; E. Lusby, Finance Officer; L. Kavanagh, R. Killeen, and B. Callagy, Senior Executive Engineers; J. McGovern, B. Doyle, Administrative Officers; T. Murphy, Acting Administrative Officer; C. Wallace, Senior Staff Officer; and T. Coughlan, Acting County Secretary.

The Opening Prayer was recited.

SYMPATHY:

1331

Resolutions of sympathy were adopted with the following:

Mr. John Connors, Gortanamera, Ballyshrul, B'Sloe.
Mrs. Dymphna Fahy, Longford, Ballycrissane, B'Sloe.
Mrs. Hennelly, Kilafin, Gort.
Mrs. Mary Ann Tully, Castledaly, Peterswell.
Mr. Patrick Finn & Family, Frenchfort, Orammore.
Mr. Michael Henley, Publican, Gort.

CONFERENCE:

1332

It was proposed by Senator McDonagh, and agreed that Councillors M. Ryan and J. Mannion attend the Conference on "Festivals and Summer Schools" in Kildare on 12th/14th March, 1993. It was proposed by Councillor Fahy and agreed that Councillor McHugh also attend.

PAGE 2 SPECIAL COUNCIL MEETING ON 8TH MARCH, 1993.

CONGRATULATIONS:

1333

The congratulations of the Council were extended to the Moycullen Hurling Team and the Clifden Rugby Team on their recent achievements.

AGENDA:

1334

It was agreed that Housing and CAP Reform be included on the Agenda for March Planning Meeting, and that Prof. Gearoid O'Tuathail be invited to address a future meeting of the Council.

THE COMMITTEE MEETINGS OF THE COUNCIL THEN COMMENCED.

CONNEMARA ROADS:

1335

Deputy O'Cuiv stated the main priorities in dealing with roads in the Connemara Area should include a proper maintenance system of patching, and a proper drainage system. He stated that some roads were totally disintegrated and were not included in the draft roadworks programme, and that he did not agree with the procedure of placing lists of roads before the Council in advance of roadworks meeting.

Councillor O'Neachtain stated that the Coast Road and the N59 routes to Connemara are congested and welcomed the proposed new road. He also stated that something needs to be done urgently regarding the use of overweight vehicles and track machines on roads as they were causing considerable damage, and that major funding would be required to deal with roads problems. Councillor Gavin stated that it is not possible to plan works pending grants being notified.

Councillor C. Ni Fhatharta stated that the Kilkerrin Road was in a dreadful state, and requested that a report be made available on specific roads agreed at Area Roads Meeting. Councillor P. O'Tuathail stated that substantial funding is required. Councillor E. Varley asked that a request be submitted to the Department of the Environment for the upgrading of the Headford Road N.84, and that the Shrul Road be widened. Councillor Michael O'Neill stated that the Clifden Engineering Area had no Maintenance funds since last October and that at least 30 roads needed urgent attention. He said that a three or four year roads plan is required.

Councillor J. Mannion asked the Acting County Secretary to obtain a reply from the Corporation regarding the possibility of providing a roundabout to replace the existing traffic lights at the junction between the new road and the N59. Councillor Mannion

also asked Deputy O'Cuiv and Councillor O'Neachtain to arrange a meeting with the Minister for the Environment and the Minister for the Gaeltacht and this was agreed by the meeting.

Mr. Killeen informed the Meeting that the main problem is a lack of funding, and that as a result, Galway County Council has not carried out any road surface dressing on Regional or County Roads in recent years. Mr. Killeen stated that Galway County Council and Galway Corporation had jointly purchased weighpads and that the Gardai in Galway and Roscommon have been requested to operate them. He stated that the roads listed in roads programme are included by Area Engineers as they know the situation best. Mr. Killeen informed Councillors that the Council has written to Coillte requesting compensation for damage caused to a particular road, and that another case has been referred to the Law Agent as a test case. He agreed to have reports made available shortly on roads agreed with County Engineer at Area Roads Meeting.

THE MEETING THEN CONCLUDED

SUBMITTED, APPROVED & CONFIRMED:

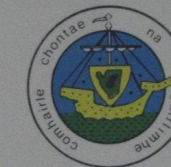
Seamus Gorm
CHAIRMAN

26/4/1993
DATE

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

Post Office Box No. 27,
County Buildings,
Prospect Hill,
Galway.

MO THAG
My Ref. TC/MMcM
DO THAG
Your Ref.



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

1st March, 1993.

TO EACH MEMBER OF THE COUNCIL/

A Chara:

I wish to inform you that the following meetings will be held on the 8th March, 1993:

2.30 P.M.

Committee Meeting - Management arrangements.

3.00 P.M.

Committee Meeting - Review of Development Plan.

4.00 P.M.

Connemara Roads - Members of the Connemara and Galway Electoral Areas.

Mise, le meas,

T. COUGHLAN,

ACTING COUNTY SECRETARY.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 22ND
FEBRUARY, 1993.

IN THE CHAIR: Councillor Michael Mullins.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke,
W. Burke, T. Byrne, J. Callanan,
Deputies P. Connaughton, E. O'Cuiv,
Councillors M. Cunningham, M. Fahy,
P. Finnegan, M. Finnerty, Seamus
Gavin, T. Hussey, M. Loughnane, J.
Mannion, J. McClearn, Councillors
J. McDonagh, 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. P.J. Gavin, Deputy County
Manager; P. Flood, County Engineer;
T. Kavanagh, Acting Assistant County
Manager; E. Lusby, Finance Officer;
L. Kavanagh, R. Killeen, Senior
Executive Engineers; J. McGovern,
B. Doyle, Administrative Officers;
T. Murphy, J. Murphy, Senior Staff
Officers; G. Conway, Staff Officer;
and T. Coughlan, Acting County
Secretary.

The Opening Prayer was recited.

SYMPATHY:

1274

Resolutions of sympathy were adopted with the following:

Mr. & Mrs. Albert O'Dea & Family, 4, Dr. Mannix Road,
Salthill, Galway.
Mr. John Nolan, Ballincurry, Glinsk, Co. Galway.
Mrs. Mary Gough, Beach Road, Clifden, Co. Galway.
Mrs. Mary Greaney & Family, Carheens, Ower,
Co. Galway.
Mr. Paddy O'Dea & Family, Roughan, Ardrahan.
Mr. John Brogan, Dillonbrook, Milltown.
The Hehir Family, Loughrea.
The Dwyer Family, New Inn.

CONGRATULATIONS:

1275

The good wishes of the Council were extended to Ms.

PAGE 2 MINUTES OF MONTHLY MEETING HELD ON 22/2/1993

Julia Forde on attaining 40 years service to the Council, and to the future Bishop of Galway.

DIGITAL:

1276

The Chairman, with the agreement of the Council, expressed concern at the possible closedown of Digital, and also expressed his wishes that the delegation to Boston would be successful. The Chairman stressed the importance of Digital to the County of Galway.

Deputy Connaughton referred to the importance of Digital, and paid tribute to the Mayor of Galway for the action taken to save Ballybrit. Councillor O'Neachtain informed the Meeting of the potential consequences should Digital close, and stated that the closure would be a national issue and wished the delegation to Boston every success. Councillor O'Neachtain proposed that a message be sent to Digital immediately stressing the importance of the Plant to the national and local economy, and setting out the possible consequences should the plant be closed down. This proposal was seconded by Councillor Quinn.

Councillor W. Burke informed the Meeting that he considered the closedown of Digital to be inevitable, and that the Council should now seek to have an alternative industry located in Galway. Councillor Brennan proposed that a public crusade of prayer be organised, and suggested that the Members pray that Digital be retained in Galway. The Chairman agreed that a silent prayer be said in appreciation of Councillor Brennan's contribution. Councillors O'Cuiv and J. Burke stated that a FAX should be sent to Digital requesting that the Ballybrit Plant remain open, and that the parent company be informed of the affinity between Galway and Digital. It was agreed that the Taoiseach be informed of the concern of the Council and requested that any breaches of EC law be investigated. It was also agreed that the positive aspects of Digital in Galway and the affinity between Digital and the people of Galway be emphasised.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY
MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING
APPLICATION NUMBER 66407 - APPLICANT: MS. MONICA
HACKETT:

1277

The County Engineer informed the meeting that the documentation, as submitted by the applicant, does not comply with S.R.6, but a reduction in the size of the septic tank could possibly remedy the situation. In reply to Councillor O'Neachtain, the Deputy County Manager stated that Planning Permission could be granted on condition that S.R.6 be complied with.

MINUTES:

1278

On the proposition of Councillor J. Mannion, seconded by Councillor J. Callanan, the Minutes of Special Meeting of Galway County Council held on the 8th January, 1993, were approved and signed by the Chairman.

On the proposition of Councillor J. Mannion, seconded by Councillor P. Finnegan, the Minutes of Monthly Meeting of Galway County Council held on 25th January, 1993, were approved and signed by the Chairman.

On the proposition of Councillor J. Mannion, seconded by Councillor P. O'Sullivan, the Minutes of the Arts Committee Meeting of Galway County Council held on 28th January, 1993, were approved and signed by the Chairman.

The following matters arising from the Minutes, were discussed.

It was agreed that a Meeting of the Cluain Mhuire Committee be held on the 15th March, 1993, at 2.00 p.m.

Deputy O'Cuiv was informed that an extension of the range of qualified persons for the certification of S.R.6 conditions is being considered.

It was proposed by Councillor Gavin, and seconded by Deputy O'Cuiv that a copy of the Draft National Plan be available to the Council for consideration prior to submission to the EC.

Correspondence received from the Acting Town Clerk, Galway Corporation, regarding Threadneedle Road/Kingston Road was read to the Meeting, and it was agreed that a copy be sent to Councillor O'Neachtain.

Councillor Regan was informed that funding would be sought from the Department of the Environment for carparking at Loughrea.

Councillor O'Sullivan was informed that a reply regarding rumble strips at Kilrickle, has not yet been received from the Department of the Environment.

It was proposed by Councillor Gavin, seconded by Councillor P. O'Tuathail that the Council request the Department of the Marine to provide funds for coastal erosion.

DISPOSAL OF LAND AT KINNINCHA, GORT:

1279

It was proposed by Councillor Cunningham, seconded by Councillor J. Burke, and resolved:

"That Galway County Council hereby approve of the sale to Sean Duffy & Co., Ltd., Gort, of plot of land and pumphouse at Kinnincha, Gort, for the sum of £2,546 in accordance with the terms of notice dated 11th June, 1992, under Section 83 of the Local Government Act, 1946."

MANAGEMENT ARRANGEMENTS:

1280

The Deputy County Manager referred to report dated 12th February, 1993, which had previously been circulated to the Members. It was agreed that the Council meet in Committee to consider this matter at 2.30 p.m. on the 8th March, 1993.

It was also agreed that Mr. S. Keating, County and City Manager, be invited to attend the Meeting.

LOCAL AUTHORITY (RESERVED FUNCTIONS) ORDER:

1281

The Deputy County Manager referred to report dated 16th February, 1993, which had been circulated to each Member of the Council. He advised the Members that the new functions are now law, and of the importance to ensure that the powers of Members of Local Authorities are not eroded. Councillors Hussey, McHugh, Quinn, and O'Sullivan expressed disappointment due to the fact that the Order does not provide for an extension of real power to Elected Members. Councillor O'Neill referred to the public perception of local authorities, and Councillor O'Neachtain stated that Irish local authorities should learn from the structure of similar authorities in Europe. Deputy O'Cuiv stated that local authorities, both Members and Executive, do not have sufficient powers and requested that the Manager prepare a summary of decisions relating to local authority functions, which must be referred to the Department of the Environment. Deputy O'Cuiv also recommended that matters such as group water schemes, new house grants, etc., be transferred to local authorities.

REGIONAL STUDIES CONFERENCE:

1282

it was agreed that this matter be deferred.

LOCAL ENVIRONMENT CAMPAIGN COMPETITIONS, 1992:

1283

It was noted that the prizes for the Local Environment Campaign, 1992, will be presented by the Chairman of the Council on Friday, 5th March, 1993, at 4.00 p.m. in the Council Chamber. The congratulations of the Council were extended to all prize winners and compliments were paid to Council staff involved in the competition.

SPEED LIMITS MEETINGS:

1284

It was agreed that Meetings to consider Speed Limits be held on the 5th March, 1993.

CONFERENCES:

1285

It was proposed by Councillor J. Mannion, and agreed that the Chairman, the L.A.M.A. delegate, and 4 Councillors attend the L.A.M.A. Conference. It was also agreed that the Manager consider the attendance of an Official. It was proposed by Councillor Mannion, seconded by Councillor J. Burke, that Councillors Brennan and Ryan attend the L.A.M.A. Conference. It was proposed by Councillor Fahy, and seconded by Councillor Callanan, that Councillors Hussey and Loughnane attend.

It was agreed that Councillor McClearn substitute for Councillor Ryan at the Spring Seminar, that Councillor Callanan substitute for Councillor O'Sullivan at the EC Conference in Dun Laoghaire on the 19th January, 1993, that Senator McDonagh substitute for Councillor Finnerty at the Municipal Authorities Conference in Kinsale on the 12th, 13th February, 1993, that Councillor Mannion substitute for Councillor Ryan at the EC Conference in Sligo on the 14th and 15th January, 1993. It was proposed by Councillor T. Byrne and seconded by Councillor J. Mannion, that Senator McDonagh and Councillor Mannion attend a Seminar on Education in Tralee. It was proposed by Councillor Fahy and agreed that Councillor Finnegan also attend this Seminar.

LOUGH DERG COMMITTEE:

1286

It was agreed that a Meeting of the Lough Derg Committee be held on Thursday, 11th March, 1993, at 4.00 p.m.

PROPOSAL THAT SMOKING BE PROHIBITED IN THE COUNCIL CHAMBER:

1287

It was agreed that the Chairman discuss this matter with the Members who wish to smoke in the Chamber, and that the Chairman report back to the general Body of the Council.

STAFF APPOINTMENT:

1288

The Deputy County Manager informed the Members that Mr. Brian Doyle has taken up duty as Administrative Officer in the Capital Section. Mr. Doyle was welcomed to the Council.

EC INITIATIVE - LIFE:

1289

The Deputy Manager informed Councillor O'Neachtain that this Initiative is targeted at Environmental

Research, and that the possibility of submitting Puraflo as a topic will be examined.

LEENANE WATER SUPPLY:

1290

Deputy O'Cuiv requested that water supply system at Leenane be examined as problems have recently been experienced.

NATIONAL PEACE HOUR:

1291

It was agreed that the Council support National Peace Hour on Monday, 2nd August, 1993.

LIBRARY ASSOCIATION OF IRELAND CONFERENCE:

1292

It was proposed by Councillor O'Neachtain and seconded by Deputy O'Cuiv that Councillors Mannion, and Walsh, and Mr. Patsy Geraghty, attend the Annual Conference of the Library Association of Ireland in Cork on the 19th - 23rd April, 1993.

COUNCILLORS NOTICES OF MOTION:

N.O.M. NO. 13: ROAD CLR. J. McDONAGH:

1293

The following written reply was given to Clr. J. McDonagh:

"Realignment work was carried out at above location (N84) over 10 years ago. Further lands were purchased then, but the realignment was not continued. Funds have not been made available by the Department of the Environment since for road widening/realignment at this location.

The Council has not yet been notified of the 1993 Road Grant allocation.

N.O.M. NO. 14: ROAD - CLR. J. McDONAGH:

1294

The following written reply was given to Clr. J. McDonagh:

"It is hoped to have the above road declared public as soon as possible."

N.O.M. NO. 16: WATER SUPPLY - CLR. M. FAHY

1295

The following written reply was given to Clr. M. Fahy:

"The problem of low pressure in the Ballinderreen Group Water Scheme is being investigated in order to determine the reason for same. However, the Clarinbridge Scheme which supplies the Ballinderreen Group Water Scheme is already stretched to capacity and is not capable of supplying extra water."

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N.O.M. NO. 18: FLOODING - CLR. J. McDONAGH: 1296

The following written reply was given to Clr. J. McDonagh:

"The matter is being investigated and a reply will be available for the next meeting."

N.O.M. NO. 19: SIGNS - CLR. J. McDONAGH: 1297

The following written reply was given to Clr. J. McDonagh:

"New signs naming rivers will be erected shortly at all bridges on National and Regional Routes."

N.O.M. NO. 20: LIGHTS - CLR. J. McDONAGH: 1298

The following written reply was given to Clr. J. McDonagh:

"The provision of public lighting at Annaghdown will be considered in the preparation of the 1993 Public Lighting Programme."

N.O.M. NO. 21: ROAD - CLR. M. LOUGHNANE: 1299

The following written reply was given to Clr. M. Loughnane:

"It was not possible to include the above location in the 1993 Draft Road Works Programme due to lack of funds. However, routine maintenance will be carried out in order of priority and as resources permit."

N.O.M. NO. 22: POTHOLES - CLR. S. O'NEACHTAIN: 1300

The following written reply was given to Clr. S. O'Neachtain:

"Routine maintenance will be carried out on the Killannin road as resources permit. It is not proposed to carry out repairs to the carpark opposite Killannin Church as same is not in charge of the County Council."

N.O.M. NO. 23: ROAD - CLR. S. O'NEACHTAIN: 1301

The following written reply was given to Clr. S. Gavin:

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

N.O.M. NO. 24: COSAN - CLR. S. O'NEACHTAIN: 1302

Seo leanas an freagra a tugadh don Chomhairleoir S. O'Neachtain:

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"Beidh muid ag deanamh obair deisiuchan ag an lathair thuas luaite i mbliana."

N.O.M. NO. 25: LIGHTING - CLR. M. O'NEILL: 1303

The following written reply was given to Clr. M. O'Neill:

"The above location will be considered along with others in the preparation of the 1993 Public Lighting Programme."

N.O.M. NO. 26: WATER - CLR. M. O'NEILL: 1304

The following written reply was given to Clr. M. O'Neill:

"The Preliminary Report for the Tully/Letterfrack/Tullycross/Clifden Regional Water Supply Scheme has been submitted to the Department of the Environment for approval. As a result of this, the Department of the Environment have requested that that the County Council prepare an Environmental Impact Statement in relation to the proposal. The County Council are currently seeking quotations for this work with a view to complying with the Department's requirements in this instance."

N.O.M. NO. 27: ROAD - CLR. M. O'NEILL: 1305

The following written reply was given to Clr. M. O'Neill:

"A section of the above road requires strengthening and reshaping. However, it was not possible to include this road in the 1993 Draft Road Works Programme due to lack of funds."

Routine maintenance will be carried out on the worst sections in order of priority and as resources permit."

N.O.M. NO. 28: ROAD - CLR. K. QUINN: 1306

The following written reply was given to Clr. K. Quinn:

"Part of this road is already National Secondary (N60), part is Regional (R360) and part is in Roscommon. The feasibility of a Regional Road declaration for the section from Ardagh to Creggs will be examined."

N.O.M. NO. 29: ROAD - CLR. M. CUNNINGHAM: 1307

The following written reply was given to Clr. M. Cunningham:

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"The estimated cost of carrying out the work is £13,000. There are no funds available in the current year. It is noted that the road does not serve houses."

N.O.M. NO. 30: ROAD - CLR. M. CUNNINGHAM: 1308

The following written reply was given to Clr. M. Cunningham:

"It was not possible to include the above location in the 1993 Draft Road Works Programme due to lack of funds. However, routine maintenance will be carried out in order of priority and as resources permit."

N.O.M. NO. 31: LIGHTING - CLR. M. CUNNINGHAM: 1309

The following written reply was given to Clr. M. Cunningham:

"The above location will be considered along with others in the preparation of the 1993 Public Lighting Programme."

N.O.M. NO. 32: ROAD - CLR. M. FAHY: 1310

The following written reply was given to Clr. M. Fahy:

"Road repairs will be carried out at the above location under the 1993 Road Works Programme."

N.O.M. NO. 33: ROAD - CLR. M. FAHY: 1311

The following written reply was given to Clr. M. Fahy:

"It was not possible to include the above location in the 1993 Draft Road Works Programme due to lack of funds. However, routine maintenance will be carried out in order of priority and as resources permit."

N.O.M. NO. 34: TREES CLR. M. FAHY: 1312

The following written reply was given to Clr. M. Fahy:

"The trees at above location are located on private property. The responsibility for same rests with the land owners involved. The Council has now written to the land owners advising them that the liability to ensure that all trees on their land do not pose a danger to third parties rests with them."

N.O.M. NO. 35: SIGN - DEP. P. McCORMACK: 1313

The following written reply was given to Deputy P. McCormack:

"Sign posting requirements in the Oughterard

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Engineering area are being reviewed at present and this location will be considered providing funds allow."

N.O.M. NO. 36: SIGNS - DEP. P. McCORMACK: 1314

The following written reply was given to Dep. P. McCormack:

"It is intended to erect signs at the approaches to the bridge at above location funds permitting."

N.O.M. NO. 37: ROAD - DEP. P. McCORMACK: 1315

The following written reply was given to Deputy P. McCormack:

"It is not recommended that this road be taken in charge as maintenance funding is already stretched to maintain existing county roads. Considerable sections of the Western Way are already over paths and access roads not in charge of Galway County Council and to date no maintenance funding has been provided for the Western Way."

N.O.M. NO. 38: ROAD - CLR. S. GAVIN: 1316

The following written reply was given to Clr. S. Gavin:

"Routine maintenance will be carried out at the above location as resources permit."

N.O.M. NO. 39: SIGNS - CLR. S. GAVIN: 1317

The following written reply was given to Clr. S. Gavin:

"Sign posting requirements in the Oughterard Engineering area are being reviewed at present and this location will be considered providing funds allow."

N.O.M. NO. 40: FLOODING - CLR. S. GAVIN: 1318

The following written reply was given to Clr. S. Gavin:

"Remedial works to existing gully was recently carried out at the above location. There will always be some flooding at this location following heavy rains as the soakpit is unable to deal with the large volumes of water as there is no natural outlet. However, the water dissipates rapidly after these occurrences."

N.O.M. NO. 41: ROAD - CLR. P. FINNEGAN: 1319

The following written reply was given to Clr. P. Finnegan:

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"The drain at above location will be cleaned in the near future. Hedge cutting at the above location will be considered under the 1993 Hedge Cutting Programme."

N.O.M. NO. 42: ROAD - CLR. P. FINNEGAN: 1320

The following written reply was given to Clr. P. Finnegan:

"Repairs were carried out at the above location in late January, 1993. Further routine maintenance will be carried out as resources permit."

N.O.M. NO. 43: ROAD - CLR. P. FINNEGAN: 1321

The following written reply was given to Clr. P. Finnegan:

"A Notice of Motion estimate for the carrying out of the above works is being prepared at present and will be forwarded to you as soon as possible."

N.O.M. NO. 44: WALLS - CLR. C. NI FHATHARTA: 1322

The following written reply was given to Clr. C. Ni Fhatharta:

"The estimated cost of carrying out wall repairs at above location is £11,500. There are no funds available for this work in the current year."

N.O.M. NO. 45: WALL - CLR. C. NI FHATHARTA: 1323

The following written reply was given to Clr. C. Ni Fhatharta:

"The estimated cost of carrying out wall repairs at above location is £7,500. There are no funds available for this work in the current year."

N.O.M. NO. 46: FOOTPATH - CLR. C. NI FHATHARTA: 1324

The following written reply was given to Clr. C. Ni Fhatharta:

"There are no funds available for the provision of footpaths at above location in the current year."

N.O.M. NO. 47: WATER - DEP. E. O'CUIV: 1325

The following written reply was given to Dep. E. O'Cuiv:

"It is hoped to have the above works completed within the next few months."

N.O.M. NO. 48: POTHLES - DEP. E. O'CUIV: 1326

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The following written reply was given to Dep. E. O'Cuiv:

"Routine maintenance will be carried out at the above location in the near future"

N.O.M. NO. 49: ROAD - DEP. E. O'CUIV: 1327

The following written reply was given to Dep. E. O'Cuiv:

"Repairs will be carried out at the above location in the near future."

N.O.M. NO. 50: CARPARK - CLR. P. MCHUGH: 1328

"The appropriate sign will be erected at this location as soon as possible."

N.O.M. NO. 51: FLOODING - CLR. P. MCHUGH: 1329

The following written reply was given to Clr. P. McHugh:

"Flooding on this road has not been a problem over the last two years. If flooding occurs remedial action necessary would be expensive. The situation will be monitored. Funds are currently not available to have remedial action carried out at this location."

N.O.M. NO. 52: ROAD - CLR. P. MCHUGH: 1330

The following written reply was given to Clr. P. McHugh:

"The proposals have now been finalised and it is hoped to commence work before the tourist season."

THE MEETING THEN ENDED

SUBMITTED, APPROVED & CONFIRMED:

Michael Mullins
CHAIRMAN.
23/3/1993

DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

15u la Feabhra, 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 22u la Feabhra, 1993, ar a 3.30 a chlog sa trathnóna.

Mise, le meas,

T. O'COCHLAN
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 to change of use from existing fuel store/wash area to childrens nursery in townland of Polleeney, Furbo - Planning Permission Ref. No. 66407 - Ms. Monica Hackett.

Sean O'Neachtain, Paddy McHugh, Paraic McCormack,
Jarlath McDonagh

OTHER BUSINESS:

2. Consideration of the Minutes of the following Meetings:
 - (a) Minutes of Special Meeting held on 8th January, 1993.
 - (b) Minutes of Monthly Meeting held on 25th January, 1993.
 - (d) Minutes of Arts Committee Meeting held on 28th January, 1993.
3. Sale of land - Section 83 notice - Kinincha, Gort.
4. Management Arrangements. = Report circulated.
5. Local Authority (Reserved Functions). - Documentation circulated.

6. Regional Studies Conference.
7. Local Environment Campaign Competitions, 1992.
8. Fix date for speed limits meeting.
9. L.A.M.A. Conference.
10. To consider proposal that smoking be prohibited in the Council Chamber.
11. Business submitted by the County Manager.
12. Business submitted by the Chairman.

COUNCILLORS NOTICES OF MOTION:

(a) Adjourned from previous Meeting:

COUNCILLOR JARLATH McDONAGH - I will propose:

13. That the County Council have funds allocated and accordingly have work completed at Headford (Details enclosed).
14. That the County Council have road declared public at Belville (Details enclosed).

COUNCILLOR JOE BRENNAN: - I will propose:

15. That this Council calls on the new Government to allow the Irish people their Constitutional right to vote in a Referendum on a choice between No Abortion and a defined proposed Abortion with legislation to follow.

COUNCILLOR MICHAEL FAHY - I will propose:

16. That Galway County Council install a Booster Pump to improve water supply at Ballinderreen Village, Kilcolgan, where village has recently a very poor supply of water.

COUNCILLOR PADDY McHUGH - I will propose:

17. That Galway County Council calls for an end to the Beef Tribunal Proceedings. That further investigation, if necessary, be carried out by the Chairman acting on his own. That the report of the tribunal be published as soon as possible.

(b) OTHER MOTIONS RECEIVED:

COUNCILLOR JARLATH McDONAGH: - I will propose:

18. That County Council have examination carried out with a view to alleviating long standing flooding problem at Corrandulla. (Details supplied).
19. That Galway County Council place signs to help tourists (Details supplied).
20. That Galway County Council erect public lighting in 1993 at locations where there is dire need for public lighting. (Details supplied).

COUNCILLOR MATT LOUGHNANE: - I will propose:

21. That the road at a defined location be restored including surface dressing. (Details supplied).

COUNCILLOR SEAN O'NEACHTAIN: - I will propose:

22. That Galway County Council repair potholes at carpark opposite Killannin Church and along the Killannin Road.
23. That Galway County Council repair potholes on the Curra Road in Moycullen and open up water channels on Drimavohan/Pollagh Road.
24. Go gcuirfidh deisiu laithreach ar an gcosan coisi ar an bpríomh bhothar idir sraidbhaile An Spideil agus Cre Dubh. Ta an obair seo i gcanlair innealtoireach Chasla.

COUNCILLOR MICHAEL O'NEILL: - I will propose:

25. That extra street lighting be provided in the village of Letterfrack.
26. That water in the public water supply in the villages of Tullycross and Tully be brought up to E.C. standards.
27. That repairs be carried out to the road leading from the Aughnanure Road to the back of Aughnanure Castle at Oughterard.

COUNCILLOR KATHLEEN QUINN: - I will propose:

28. To have the road from Creggs towards Ballymoe and beyond to the Roscommon border on the Castlerea Road declared a Regional Road as this road is extremely busy from Mayo and Castlerea to Ballinasloe.

COUNCILLOR MICHAEL CUNNINGHAM: - I will propose:

29. Stradbally Road at Clarinbridge, Co. Galway. I request Galway County Council to raise the lower part of this road to avoid flooding and allow pedestrians and cyclists to pass when water levels are high.
30. Killina, Gort, Co. Galway. That the road leading to Patrick Flaherty's house at above address be resurfaced as it is in a very poor condition.
31. That Galway County Council improve the street lighting in Kinvara as demanded in their letter of the 28/1/1992, and that particular emphasis be placed in St. Joseph's Church and Kinvara National School. I would appreciate some action.

COUNCILLOR MICHAEL FAHY: - I will propose:

32. That Galway County Council surface and repair County Road at Tawin, Maree, Oranmore. This road is in urgent need of repairs after the winter erosion.
33. That Galway County Council surface and tar County Road at Botherain Black, Cahernamadra, Kinvara, road opposite Paddy Keane's house. This road is in urgent need of repairs.

COUNCILLOR MICHAEL FAHY: - I will propose:

34. That Galway County Council cut trees adjacent County Road at Castlecolgan, Ballinderreen, and also to cut trees on the Killeenavara County Road, Kinvara.

DEPUTY PADRAIC McCORMACK: - I will propose:

35. That a direction sign be erected at Maam Cross indicating Maam as at present it is very confusing for visitors to the area.
36. That warning danger signs be erected at Tiernakill Bridge on each side as this is a very dangerous bridge with no footpath and as this part of the road will now form part of the western walkway, it is essential that warning signs be erected to this bridge.
37. That the road from Padraic Keane's house at Maam towards Martin Coyne's house, Tullaghy, Maam, which was recently surface dressed under a Local Improvement Scheme and is in very good condition, I proposes that this road be taken over and declared a public road as about a mile of this road will form part of the Western Walkway and it is essential that the road be declared public.

COUNCILLOR SEAMUS GAVIN: - I will propose:

38. That Galway County Council carry out urgent repairs to potholes on the Portarra Road near Tullykyne, Moycullen, and to the Shruel-Collinamuck Road.
39. That Galway County Council provide signposting to indicate Collinamuck-Killannin and Knockferry areas from the crossroads beyond Cloonabinna. Such signposting is urgently required due to the increasing numbers of anglers and tourists visiting the Collinamuck-Lough Corrib District.
40. That flooding difficulties on the Church Road in Moycullen near the home of Mr. Jim Phelan (Kilrainey) be investigated as was promised earlier. The flooding section on a corner is dangerous from the many road users along this route.

COUNCILLOR PAT FINNEGAN: - I will propose:

41. That this County Council clean the drain and cut the bushes on the sides of Burnish Road leading to Mullins' house at Belmont, Milltown.
42. That this County Council carry out immediate repairs to the road at (details supplied).
43. That this County Council widen the road at the bend on road. (Details supplied).

COUNCILLOR C. NI FHATHARTA: - I will propose:

44. That Galway County Council repair the following walls in the Casla Engineering Area:

- (1) The wall on the bend opposite Johnny Donohue, Uasal An Cheathru Rua.
- (2) The wall by the seaside of the Cuilean Road, An Cheathru Rua.
- (3) The wall beside Peter Folan(N) Uasal, Cladhach, An Cheathru Rua.

45. That Galway County Council repair the wall on the seaside of the Knock, Leitirmeallain Road.

46. That Comhairle Chontae na Gaillimhe provide a footpath between Minna Church and S.N. An Tulagh. This is a busy Regional Road and local people are worried it is not safe to walk there.

DEPUTY E. O'CUIV: - I will ask:

47. When it is proposed to complete the water scheme in Letterfrack and to restore the road following these works.

48. That the potholes on the Market Hill in Clifden be filled and also that the drain on the road in Ardbear, Clifden be cleaned.

49. That urgent repairs would be carried out to the Shanakeela Road in Recess.

COUNCILLOR PADDY McHUGH: - I will propose:

50. That no beet be allowed to be stock piled in the future on public car park. (Details supplied.)
51. That Galway County Council carry out improvement work to alleviate flooding at (details supplied).
52. That Galway County Council finalise their proposals for improvement works at junction of the Galway/Cong Road and Headford/Claran Road and that said works be carried out as soon as possible before the busy tourist season.

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

County Buildings,
Prospect Hill,
Galway.

11th June, 1992.

To each Member

Pursuant to the provisions of Section 83 of the Local Government Act, 1946 notice is hereby given that it is proposed to dispose of land, including pumphouse thereon as set out hereunder:

Land Acquired From: Mr. Lally, Main St., Gort, Co. Galway

Location: Kinnincha, Gort, Co. Galway

Area of land: .037 acres

Area of Pumphouse: 180 sq yards

To whom site is to be transferred: Sean Duffy & Co. Ltd.,
Gort,
Co. Galway.

Consideration in respect of Disposal: £2,546.00

This matter will appear on the Agenda for consideration at the next monthly meeting of the Council which will be held after the expiration of 10 days from the date of this Notice.

T. Kavanagh,
County Secretary

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL
HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 8TH
FEBRUARY, 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,
S. Gavin, Councillors T. Hussey,
M. Loughnane, J. Mannion, J.
McClearn, Deputy P. McCormack,
Councillors J. McDonagh, 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. P.J. Gavin, Deputy County
Manager; P. Flood, County Engineer;
T. Kavanagh, Acting Assistant County
Manager; E. Lusby, Finance Officer;
L. Kavanagh, B. Callagy, Senior
Executive Engineers; J. McGovern,
Administrative Officer; J. Murphy,
Senior Staff Officer; and T.
Coughlan, Acting County Secretary.

The Opening Prayer was recited.

MIN. NO

1256

SYMPATHY:

On the proposition of the Chairman, the Council passed a resolution of sympathy to Councillor Michael Finnerty, and the Finnerty family on the death of his mother, Mrs. Teresa Finnerty. The Deputy County Manager, on his own behalf and on behalf of the Staff, joined in the expression of sympathy. The Chairman proposed that the Meeting adjourn for a short period as a mark of respect and this was agreed.

Resolutions of sympathy were also adopted with the following:

Mr. Michael Hennon, Salahoona, Spiddal.
Mr. & Mrs. Patrick Brennan, Kellysgrove, Ballinasloe.
Mrs. Vincent Dillon, Portumna.
Mrs. Maria Walsh, Gort na gCruach, Rosscahill.
Muintir Ui Fhatharta, Maimin, Leitirmoir.
Mr. Val Hoarty, Galway Road, Gort.

SEANAD ELECTIONS:

1257

The Chairman congratulated Councillor Jarlath McDonagh and Frank Fahey on their Election to the Seanad, and commiserated with Councillors Hussey, J. Burke, and Finnegan.

The Members of the Council, and the Deputy Manager, joined with the Chairman in his sentiments and tributes were paid to Councillor Hussey's major contribution to Politics. Councillors Hussey, Finnegan, J. Burke and Senator McDonagh thanked the Chairman and others for their kind remarks.

CONGRATULATIONS:

1258

Councillor Mannion proposed a vote of congratulations to the Clifden Football Team on their recent victory, and Councillor O'Neachtain proposed a vote of congratulations to the Spiddal U-21 Football Team.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 66407 - APPLICANT: MS. MONICA HACKETT:

1259

The resolution as set out on the Agenda was proposed by Councillor O'Neachtain and seconded by Councillor Ni Fhatharta. Councillor O'Neachtain informed the Meeting that he could not understand the necessity for a septic tank as the building was a shed within the boundary of a house. The applicant wishes to provide a Child Care Service which is a necessity in the area, and for which this location is ideally suited.

Councillor O'Neachtain referred to the report which had been circulated to each Member, and in particular to the planning history which stated that planning permission was granted for the structure but not for its use for human habitation. Councillor O'Neachtain stated that the applicants do not wish to use the building for human habitation, but for a few pre-school children during the day. The Western Health Board have agreed that this does not constitute long-term habitation. It would be physically impossible to provide a septic tank and would not be logical having regard to the income derived from the Child Care Service.

Councillor O'Neachtain stated that the existing Treatment System would be capable of taking the minimal extra effluent, and that if the applicant had an increase in family, there would be an increase in effluent anyway. He informed the Meeting that the existing septic tank is twice the size of a normal septic tank, and that he would accept the need for a separate septic tank if the proposal was for a normal

sized house. He pointed out that the applicant has gone through the correct procedures and that this Child Care Service is being provided in other houses.

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

"PLANNING HISTORY:

Ref. No. 9287 - Planning Permission granted to E. O Curraoin for one dwellinghouse in May 1971.

Ref. No. 11017 - Permission granted to E. O Curraoin for 2 chalets on larger site which included current site in April, 1972.

Ref. No. 49933 - Permission for retention of existing dwellinghouse on site refused for public health reasons in March 1986. Applicant: E. O Curraoin.

Ref. No. 49932 - Permission for retention of chalet refused for public health reasons in March 1986. Applicant: E. O Curraoin.

Ref. No. 52279 - Permission granted for retention of dwellinghouse and chalet (as a shed) on this site in June, 1986. Applicant: E. O Curraoin. Condition 3 of Permission specified that the "shed" should not be used for human habitation.

PLANNING CONSIDERATIONS:

The existing building is laid out in much the same manner as the chalet for which permission was refused, i.e., 2 rooms plus bathroom in centre. The plans which were permitted to be retained from the shed should only be a 2 roomed unit with bathroom removed. It would appear that the structure was never used for turf storage as proposed.

Applicant would appear to have purchased site from previous owner and would have been aware of problems regarding human habitation of this structure in previous decisions when planning search would have been carried out.

Applicant was told on 18.6.1992 (letter to applicant) that the proposal to pipe effluent from the proposed nursery to the existing septic tank was not acceptable, and the applicant was asked if she was in a position to provide for a separate septic tank and percolation area on additional lands outside the site in accordance with the requirements of SR6 1991, and if so, to submit revised maps accordingly.

Applicant stated (letter received 16.10.1992) that no extra lands could be obtained and suggested that if "fair consideration were given to the overall size of the existing septic tank that there should be no requirements for a new tank, particularly when account is taken of the small amount of children attending the nursery". This is not acceptable to the Western Health Board on public health grounds or the Planning Authority who require the provision of a separate septic tank and percolation area to serve the proposed nursery.

RECOMMENDATION:

It is proposed to refuse the application for the following reason:

1. The proposed development would be prejudicial to public health because the existing effluent treatment system is not capable of satisfactorily treating increased effluent output."

Mr. Flood informed the Meeting that the house is not the subject of the application, and that the Council has no objection to the activity being carried on. Mr. Flood read two reports which had been received from the Western Health Board dated 17/6/1992 and 26/11/1992, and a previous engineering report which had been prepared for application number 49933. These reports stated that a separate septic tank and percolation area would be required to serve the proposed Nursery, and that the existing septic tank is not operating satisfactorily. Further information was sought on this planning application to determine if an additional septic tank could be provided.

In reply to Deputy McCormack, the County Engineer stated that, according to the Western Health Board, raw sewerage is seeping through the walls. In reply to Deputy Connaughton, Mr. Flood stated that adequate percolation must be provided. Councillor O'Neachtain stated that the applicant had been granted a Certificate of Compliance when purchasing the house, that the applicant does not wish to have raw sewerage around the house, and that the insistence on the letter of the Law in relation to S.R.6 will cause severe problems.

Councillor J. Burke stated that the Council must set standards in relation to planning, and must also ensure that the standards protect children. He stated that if the existing septic tank is not working correctly, it should be rectified, and suggested that Mr. Kavanagh meet the applicant before the final date for decision.

In reply to Councillor Brennan, the Deputy County

Manager stated that the application would not necessarily be refused on the basis of the Western Health Board recommendation. In reply to Deputy O'Cuiv, the County Engineer stated that the Council would consider one septic if the existing septic tank was rectified, but the Western Health Board may still recommend refusal. The County Engineer also informed Councillor O'Neachtain that the existing septic tank is not constructed as approved. It was proposed by the Chairman that the application be deferred pending further discussion, and this was agreed by Councillor O'Neachtain on the condition that the matter is to be discussed at the next Council Meeting if not satisfactorily resolved.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 66980 - APPLICANT: MICHAEL FARRELL:

1260

The Resolution as set out on the Agenda was proposed by Councillor Michael Fahy and seconded by Councillor Cunningham.

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

"LOCATION:

The site is located on the Doorus peninsula, Kinvara, approximately 250 metres from Traught Strand.

PLANNING HISTORY:

No previous applications.

PLANNING CONSIDERATIONS:

The site is located in an area zoned "Outstanding Scenic Amenity" in the County Development Plan where the policy is to restrict development to the essential housing needs of farmholders families in the interests of preserving the visual amenity of such areas of great natural beauty.

It is located approximately 150 metres from the public beach at Traught which is an important recreational area for the south Galway region and part of the attraction of which is its freedom from housing development and its unspoilt rural privacy.

The introduction of housing development such as is proposed will quickly erode its character and amenity and serve as a precedent for other

non-essential housing development in this area.

The proposal would also conflict with the requirements of the County Development Plan in relation to development in rural areas. Sites in such areas are required to have a minimum public road frontage of 30 metres. The site in question is to the rear of an existing dwellinghouse and has no road frontage. A request for further information has indicated that the site is for sale.

RECOMMENDATION:

It is proposed to refuse the application for the following reasons:

1. The proposed site is located in an area zoned outstanding scenic amenity in the current County Development Plan and the development as proposed would contravene paragraph 9.2.1 (i) (iii) of the Plan which restricts development in such areas to particular categories of essential housing need which does not apply in this instance.

2. The proposed development, having no public road frontage and being located to the rear of an existing house, would be contrary to the proper planning and development because it would constitute disorderly backlands development and it would contravene Chapter 7.1 (vi), 7.2.5 and 7.2.8 (ii) of the County Development Plan which specifically restricts such development with the objective of preserving the rural character of such areas."

Councillor Fahy stated that this is not an application for a housing development but rather an application for one dwellinghouse on a site which the applicant proposes to sell. Councillor Fahy assured the meeting that there would be no future applications, and that this application could therefore be regarded as a second family house even though the site is being sold. Councillor Fahy stated that there will not be substantial development on the site and that it would enhance the area.

He informed the Meeting that this is a genuine case and that family who own the land have made an honourable contribution to the Kinvara area. While the County Engineer's report refers to the lack of frontage, Councillor Fahy pointed out that the exit will be on to the County Road at the side of the proposed house, and that the development is not for speculative purposes.

The County Engineer referred to the map circulated with the report, informed the Meeting that the development, as proposed, is in an area of outstanding scenic amenity, that there is no housing need proven, and that the applicant has indicated that the site is for sale. The proposed development is 150 metres from the beach at Traught and would undermine the amenity of the area. In addition, there is no road frontage. Councillor Fahy stated that this is a once-off application and that there are genuine reasons as to why the site is being sold.

Councillor J. Burke considered that the County Development Plan should allow for the development and habitation of rural areas, and that development should be allowed in areas of outstanding scenic beauty where the development can blend in with the environs. He stated that he did not, however, agree with this particular application. Councillor T. Byrne stated that he understood that the proposed development would have road frontage, but that he would support the Section 4 as he had signed it.

The County Engineer informed the Members that a large number of applications for development of rural areas are granted each month and only a small percentage of applications are considered at Council Meetings. 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, T. Hussey, M. Loughnane, J. Mannion, J. McClearn, Deputy P. McCormack, Senator J. McDonagh, Councillors P. McHugh, M. Mullins, C. Ni Fhatharta, S. O'Neachtain, P. O'Sullivan, K. Quinn, M. Regan, M. Ryan, and T. Walsh.

(21)

AGAINST:

Councillors J. Brennan, J. Burke, S. Gavin, M. O'Neill, P. O'Tuathail E. Varley.

(6)

The Chairman declared the resolution set out on the Agenda lost as the number voting in favour was less than 22.

**MATERIAL CONTRAVENTION OF COUNTY DEVELOPMENT PLAN -
PLANNING REF. NO. 67673 - APPLICANT: KIERAN MCCONN,
TULLY, BALLYGAR:**

1261

**MATERIAL CONTRAVENTION OF COUNTY DEVELOPMENT PLAN -
PLANNING REF. NO. 67674 - APPLICANT: TOM NESTOR,
TULLY, BALLYGAR:**

MATERIAL CONTRAVENTION OF COUNTY DEVELOPMENT PLAN -
PLANNING REF. NO. 67675 -APPLICANT: DONAL SMITH,
TULLY, BALLYGAR:

The Chairman informed the Meeting that the three proposed Material Contraventions would be discussed as one item on the Agenda. The Material Contraventions were proposed by Deputy Connaughton and seconded by Councillor K. Quinn.

Deputy Connaughton informed the Meeting that the Contraventions related to three different applications, side by side. Planning Permission is being sought on the Roscommon side of Ballygar, and Deputy Connaughton informed the Meeting that this development would balance development at Ballygar due to the fact that there is a gap between existing housing development and the town. The Deputy stated that there is a genuine housing need, that the location is a straight wide road, with no visibility problems, and that he is applying to have the 30 mile speed limit extended. The Deputy informed the Meeting that this would be a useful development as three families would be within walking distance of the centre of Ballygar.

Councillor K. Quinn informed the meeting that the applicants are in need of housing and that these families should be facilitated their own area. Councillor Hussey supported the motion as proposed by Deputy Connaughton, and stated that houses are needed on the Roscommon side of Ballygar to balance development of the town. Councillors Finnegan and Ryan agreed with the previous speakers. Councillor Gavin questioned the housing need.

The County Engineer read the following reports which had been circulated to each Member prior to the Meeting:

"Planning Ref. No.: 67673

LOCATION:

The site is located on the Galway-Roscommon National Secondary Road at a point where the maximum speed limit applies and approximately 0.7 miles beyond Ballygar.

PLANNING HISTORY:

PR. 54901 - Permission refused for dwellinghouse on this site in October 1987. Applicant: Mrs. S. McConn.

PR. 55242 - Permission refused for dwellinghouse on this site in November 1989. Applicant: Mrs. Sally McConn.

PR. 66132 - Permission refused for dwellinghouse on this site in July 1992 despite Section 4 motion to grant. Applicant: Kieran McConn.

PR. 67306 - Permission refused for dwellinghouse on this site in October, 1992. Applicant: Kieran McConn.

PLANNING CONSIDERATIONS:

The site is located on the Galway-Roscommon National Secondary Road at a point where the maximum speed limit applies. Permission for housing development is only granted in such location if a housing need in accordance with criteria set out in the County Development Plan can be substantiated. No such need exists in this case and the proposal, therefore, would be contrary to the provisions of the County Development Plan and to the proper planning and development of the area. The history of planning applications on this site by the Planning Authority is outlined above.

STATUTORY CONSIDERATION:

A decision to grant permission cannot be made unless a resolution is passed by members, requiring that such a decision be made in accordance with Section 26(3) of the 1963 Planning Act as substituted by Section 39(d) of the 1976 Planning Act, as amended by Section 45 of the Local Government Act, 1991.

Public notice of the Council's intention to consider deciding to grant this permission was given in the Irish Press on Monday 21st December, 1992, and the notice invited members of the public to submit representations or objections if they so wished. No representations or objections have been received to date.

If a resolution is passed requiring that a decision to grant permission be made, such a decision will issue, otherwise a decision to refuse permission must issue."

"Planning Ref. No. 67674

LOCATION:

The site is location on the Galway-Roscommon National Secondary Road at a point where the maximum speed limit applies and approximately 0.7 miles beyond Ballygar.

PLANNING HISTORY:

PR 55171 - Permission refused for dwellinghouse on this site by Planning Authority and on appeal in April 1988. Applicant: Noel Collins.

PR 57019 - Permission refused for dwellinghouse on this site in July 1988. Applicant: Noel Collins.

PR 59477 - Permission refused for dwellinghouse on this site in despite Section 4 motion to grant in August 1989. Applicant: Noel Collins.

PR 64111 - Permission refused for dwellinghouse on the proposed site in July 1991. Applicant: Tom Nestor.

PR 66135 - Permission refused for dwellinghouse on proposed site despite Section 4 motion to grant in July 1992. Applicant: Tom Nestor.

PLANNING CONSIDERATIONS:

The site is located on the Galway-Roscommon National Secondary Road at a point where the maximum speed limit applies. Permission for housing development is only granted in such location if a housing need in accordance with criteria set out in County Development Plan can be substantiated. No such need exists in this case and the proposal therefore would be contrary to the provisions of the County Development Plan and to the proper planning and development of the area. The history of planning refusals on this site by the Planning Authority is outlined above.

STATUTORY CONSIDERATION:

A decision to grant permission cannot be made unless a resolution is passed by members, requiring that such a decision be made in accordance with Section 26(3) of the 1963 Planning Act as substituted by Section 39(d) of the 1976 Planning Act, as amended by Section 45 of the Local Government Act, 1991.

Public notice of the Council's intention to consider deciding to grant this permission was given in the Irish Press on Monday 21st December, 1992, and the notice invited members of the public to submit representations or objections if they so wished. No representations or objections have been received to date.

If a resolution is passed requiring that a decision to grant permission be made, such a decision will issue, otherwise a decision to refuse permission must issue."

"Planning Ref. No. 67675:

LOCATION:

The site is located on the Galway-Roscommon National Secondary Road at a point where the maximum speed limit applies and approximately 0.7 miles beyond Ballygar.

PLANNING HISTORY:

PR 55180 - Permission refused for dwellinghouse on this site in November 1987. Applicant: Donal Smith.

PR 63938 - Permission refused for dwellinghouse on this site in September 1991. Applicant: Donal Smith.

PR 66134 - Permission refused for dwellinghouse on this site in July 1992 despite Section 4 Motion to grant. Applicant: Donal Smith.

PR 67307 - Permission refused for dwellinghouse on the proposed site in October, 1992. Applicant: Donal Smith.

PLANNING CONSIDERATIONS:

The site is located on the Galway-Roscommon National Secondary Road at a point where the maximum speed limit applies. Permission for housing development is only granted in such location if a housing need in accordance with criteria set out in County Development Plan can be substantiated. No such need exists in this case and the proposal therefore would be contrary to the provisions of the County Development Plan and to the proper planning and development of the area. The history of planning refusals on this site by the Planning Authority is outlined above.

STATUTORY CONSIDERATION:

A decision to grant permission cannot be made unless a resolution is passed by members, requiring that such a decision be made in accordance with Section 26(3) of the 1963 Planning Act as substituted by Section 39(d) of the 1976 Planning Act, as amended by Section 45 of the Local Government Act, 1991.

Public notice of the Council's intention to consider deciding to grant this permission was given in the Irish Press on Monday 21st December, 1992, and the notice invited members of the public to submit representations or objections if they so wished. No representations or objections have been received to date.

If a resolution is passed requiring that a decision to grant permission be made, such a decision will issue, otherwise a decision to refuse permission must issue."

The County Engineer informed the Meeting that the proposed development is on a National Secondary Road where some of the houses which already exist were granted by Section 4. In referring to the history of refusal on these sites due to the importance of the

National Secondary Route, the County Engineer stated this is a commercial route which should be preserved. The nucleus of housing at this location started with one-off houses. The County Engineer also stated that the applicants had not established housing need when submitting applications - housing need in the Development Plan does not provide for people who buy sites on National Secondary Roads. The County Engineer also informed the Meeting that one applicant is building four houses in another part of Ballygar. The Meeting was informed that the development is likely to cause serious injury when pedestrians are crossing this straight stretch of road. The County Engineer strongly recommended that these applications be refused.

Deputy Connaughton informed the Meeting that the applicants are in need of rehousing, and outlined their circumstances. He referred to the fact that development on bends is considered to be dangerous, and development on straight roads is considered to be dangerous. Deputy Connaughton stated that he genuinely believed that all three families, who are natives of Ballygar, should be given the chance to live there. He stated that he believed that this would be a good development in the context of good planning.

In reply to Councillor J. Burke, the Assistant County Manager outlined the procedure for dealing with Material Contraventions. A vote taken for or against the Material Contravention resolution in respect of Planning Reference 67673 as set out on the Agenda resulted as follows:

FOR: Councillors Brennan, J. Burke, Byrne, Callanan, Deputies Connaughton, O'Cuiv, Councillors Cunningham, Fahy, Finnegan, Gavin, Hussey, Loughnane, Mannion, McClearn, Deputy McCormack, Senator McDonagh, Councillors McHugh, Mullins, Ni Fhatharta, O'Neachtain, O'Neill, O'Sullivan, O'Tuathail, Quinn, Regan, Ryan, Walsh.

(27)

AGAINST: Councillor Varley. (1)

The Chairman declared the resolution carried.

A vote taken for or against the resolution relating to the Material Contravention - Planning Ref. No. 67674 as set out on the Agenda resulted as follows:

FOR: Councillors Brennan, J. Burke, Byrne, Callanan, Deputies Connaughton, O'Cuiv, Councillors Cunningham, Fahy, Finnegan, Gavin, Hussey, Loughnane, Mannion,

McClearn, Deputy McCormack, Senator McDonagh, Councillors McHugh, Mullins, Ni Fhatharta, O'Neachtain, O'Neill, O'Sullivan, O'Tuathail, Quinn, Regan, Ryan, Walsh.

(27)

AGAINST: Councillor Varley. (1)

The Chairman declared the resolution carried.

A vote taken for or against the resolution relating to the Material Contravention - Planning Ref. No. 67675 as set out on the Agenda resulted as follows:

FOR: Councillors Brennan, J. Burke, Byrne, Callanan, Deputies Connaughton, O'Cuiv, Councillors Cunningham, Fahy, Finnegan, Gavin, Hussey, Loughnane, Mannion, McClearn, Deputy McCormack, Senator McDonagh, Councillors McHugh, Mullins, Ni Fhatharta, O'Neachtain, O'Neill, O'Sullivan, O'Tuathail, Quinn, Regan, Ryan, Walsh.

(27)

AGAINST: Councillor Varley. (1)

The Chairman declared the resolution carried.

REVIEW OF COUNTY DEVELOPMENT PLAN:

1262

It was proposed by Deputy O'Cuiv and agreed that the Council meet in Committee on the 8th March, 1993, to discuss the Review of the County Development Plan. Senator McDonagh informed the Meeting that the Notice of Motion submitted by him relating to Section 4s could be discussed at that meeting, and Councillor Mannion requested that matters raised by the Ballyconneely Community Council also be discussed during the course of the review.

CONFERENCES:

1263

It was proposed by Councillor Ryan and agreed that Councillors Walsh and Mannion attend the Carlingford Conference to be held on the 18th and 19th February. It was proposed by Councillor Hussey and agreed that Councillor Fahy also attend.

It was proposed by Councillor Ryan, and agreed, that Councillors O'Tuathail and Mannion attend the Colmcille Winter School on the 26th/28th February. It was proposed by Deputy O'Cuiv and agreed that Clr. Cunningham also attend.

It was agreed that Councillor O'Neill replace Senator McDonagh at the Tourism Seminar in Ennis on the 10th

and 11th December, 1992.

It was proposed by Senator McDonagh, and agreed that Councillor Ryan and the Chairman attend the Spring Seminar in Tralee on the 26th/28th February. It was proposed by Councillor McHugh and agreed that Councillor O'Neachtain also attend.

REVIEW OF LOUGHREA DEVELOPMENT PLAN: 1264

The Acting Assistant County Manager informed the Council that the Loughrea Development Plan is due for review by the 8th June, 1993. It was proposed by Councillor Regan, seconded by Councillor Cunningham, and agreed that the Plan be put on public display.

CRAUGHWELL HALTING SITE: 1265

The Deputy County Manager informed the Meeting that the Council had received a Presidential Award for the design of the Craughwell Halting Site. The Deputy County Manager paid tribute to the Architect, Mr. P. O'Cuimin, thanked the Members of the Traveller Sub-Committee and the County Council for supporting the settlement of travellers, and informed the Council that it is proposed to continue the programme of halting sites with the construction of sites at Gort and Portumna.

CASUAL TRADING: 1266

Councillor Cunningham referred to casual trading in Gort during the recent rally and requested that the situation relating to casual trading be reviewed.

SECONDARY SCHOOL, GORT: 1267

Councillor Cunningham requested that additional signs be erected adjacent to the Secondary School, at Gort. Councillor Cunningham stated that there had recently been another accident at this location.

CONNEMARA ROADS: 1268

It was agreed that a meeting be held on the 8th March, 1993, to discuss Connemara roads.

PEOPLE OF THE YEAR AWARDS: 1269

The Council congratulated Councillor Joe Brennan on his recent nomination for the People of the Year Award in Ballinasloe.

INISHBOFIN: 1270

Councillor Gavin asked that roads and coastal erosion be dealt with on Inishbofin, particularly as President Robinson has agreed to visit the island in May.

HEADFORD ROAD: 1271

Councillor Varley requested that the Council undertake a traffic count on the Headford Road, that the road be reclassified, and that special funds be made available for improvement. This proposal was seconded by Deputy McCormack and agreed.

HEARNSBROOK: 1272

Councillor Loughnane requested that a traffic count be carried out at Hearnbrook.

GLENAMADDY: 1273

It was proposed by Councillor Walsh, and agreed that the Council request the Minister for Justice to provide a patrol car for Glenamaddy.

THE MEETING THEN ENDED

SUBMITTED, APPROVED + CONFIRMED:

Michael Mullins
CHAIRMAN
22/3/1993
DATE.