

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

4u la Deire Fomhair, 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 8u la Deire Fomhair, 1993, ag tosnu ar a 3.00 a chlog sa trathnona.

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 full planning permission to Kathleen Mannion for the erection of a dwellinghouse and septic tank at Rinville West.
- Planning Ref. No. 69154."

Matt Loughnane. Michael Regan. Michael Cunningham.
Michael Fahy. Toddie Byrne.

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 for the erection of dwellinghouse and septic tank and permission for B & B and 3 no. bedrooms in the townland of Rinville West for Mrs. Bridge Hanley.
- Planning Ref. No. 69183."

Matt Loughnane. Michael Regan. Michael Cunningham.
Michael Fahy. Toddie Byrne.

2. Advance Notice - Planning Applications.

PR 69259 - Mary & Vincent Cullen, Newtown, Moycullen.
(Councillor Seamus Gavin).
PR 68487 - Rathmore Ltd., (Ballyconneely).
(Deputy Padraic McCormack).

3. To set date for 1994 Estimates Meeting.
4. To consider Agenda for visit of the Minister for the Environment.
5. Disposal of effluent from meat factories.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT THE COUNTY BUILDINGS, GALWAY ON MONDAY, 27th
SEPTEMBER, 1993.

IN THE CHAIR:- Councillor J. Burke.

ALSO PRESENT:

Members:

Councillor J. Brennan, T. Byrne,
W. Burke, J. Callanan, Deputies
P. Connaughton, E. O'Cuiv,
Councillors M. Cunningham, P.
Finnegan, M. Finnerty, S. Gavin,
T. Hussey, M. Loughnane, J.
Mannion, Deputy P. McCormack,
Senator. J. McDonagh, P. McHugh,
M. Mullins, C. NiFhatharta, S.
O'Neachtain, P. O'Sullivan, P.
O'Tuathail, K. Quinn, M. Regan,
and T. Walsh.

Officials:

Messrs. P.J. Gavin, County
Manager, P. Flood, County
Engineer, T. Kavanagh, Acting
Asst. Co. Manager, E. Lusby,
Finance Officer, T. Coughlan,
Acting County Secretary.

The Opening Prayer was recited.

VOTE OF SYMPATHY

1773

A Resolution of Sympathy was passed with the following:

Mr. Kevin O'Sullivan, Connacht Tribune, Market Street, Galway.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY
MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING
APPLICATION NO. 68683 - APPLICANT - ANN LAHEEN.

1774

The Resolution as set out on the Agenda was proposed by Deputy Connaughton, and seconded by Councillor Hussey.

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

LOCATION:

PAGE NO. 2
MINUTES OF MONTHLY MEETING HELD ON 27/9/93

The site is located on the N63, i.e. the National Secondary Route, three and a half miles approximately west of the village of Moylough and within 200 yards of Brierfield National School.

PLANNING HISTORY:

There was one previous planning application on this site.

PR. 64398 - Planning permission was granted by Galway County Council to Ann Laheen because of a second family claim on this restricted route. Condition No. 2(ii) restricted the use of brickwork to the surrounds of the windows only and, that the front elevation should be plastered grey in colour or finished in such other finish as shall be agreed in writing with the Planning Authority.

The applicant Ann Laheen appealed this condition to An Bord Pleanala and the Bord upheld Galway County Council's decision so that Condition No. 2(ii) was inserted as above.

PLANNING CONSIDERATIONS:

The site is located on the National Secondary Route just 200 yards from Brierfield School and approximately three and a half miles west of Moylough village, an area of limestone landscape. The proposed development would be contrary to the proper planning and development of the area because it would provide for an extensive wall finish which would be incongruous in its setting and out of character with existing and traditional house facades in this rural area.

The use of brick for building purposes is more tradition to the east coast of Ireland especially Dublin City and is used to a lesser extent in other urban areas.

The development as proposed would be contrary to the present County Development Plan, Appendix A where it states that materials prevalent to the area should be used for the external elements of a house where there are extensive guidelines for house designs for Rural areas.

The proposed development would contravene materially

a condition attached to a previous existing permission for development on this site and would not be in accordance with the proper planning and development of the area.

RECOMMENDATION:

Refusal is recommended as follows:

1. The proposed development would be contrary to the proper planning and development of the area because it would provide for an extensive wall finish which would be incongruous in its setting and out of character with existing and traditional house facades in this rural area.
2. The development would contravene materially a condition attached to an existing permission for development and would not be in accordance with the proper planning and development of the area.

Deputy Connaughton informed the Meeting that the question at issue in this case was whether an applicant was entitled to use red brick. Deputy Connaughton stated that Engineers and the members of the Public are divided on the issue, and contended that when a young couple procure a substantial loan, they should have some discretion as to the environment they live in provided the development is not out of character with the area. Deputy Connaughton also pointed out that a house could be built without red brick and subsequently painted with red oxide.

The County Engineer referred to the report circulated to the Members and pointed out that the planning permission was granted on the basis of a second family home on a National Secondary Road, that he agreed with a lot of points raised by Deputy Connaughton, but one difficulty was that the applicant had appealed the Council's decision to An Bord Pleanála and the Bord had upheld the Council's decision. Mr. Flood also stated that red brick is not traditional in this area and that the County Development Plan states that materials in use in the area should be used.

Councillor Hussey stated that the issue is a trivial matter, that An Bord Pleanála adopted the recommendations of the Planning Authority in 99% of

the decisions, that other houses in the area were granted planning permission for red brick, and that the applicants should be allowed to build their house.

The County Manager stated that the Development Plan seeks to control planning to have materials consistent with the character of the area used in development. Mr. Gavin stated that the Council is not trying to be awkward, and that while the matter may appear to be trivial, nevertheless, the Council must have regard to the Development Plan.

Councillor Finnegan spoke in favour of the motion, and Councillor Brennan paid tribute to the applicants for not ignoring the conditions of planning permission.

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

FOR: Councillors Brennan, Byrne, Callanan, Deputies Connaughton, O'Cuiv, Councillors Cunningham, Finnegan, Finnerty, Gavin, Hussey, Loughnane Mannion, Deputy McCormack, Senator McDonagh, Councillors McHugh, Ni Fhatharta, O'Neachtain, O'Sullivan, O'Tuathail, Quinn, Regan, and Walsh. (22)

AGAINST: NIL.

The Chairman declared the resolution carried.

RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 68975 - APPLICANT - TOM MCHUGH.

1775

The resolution as set out on the Agenda was proposed by Councillor Walsh and seconded by Deputy Connaughton.

Councillor Walsh informed the Meeting that Mr. McHugh is a building contractor who employs 12 people in the area, that he keeps his building equipment in an area adjacent to the roadway, and that there were no complaints until he took steps to enhance the area. The applicant purchased land at the back of his house with the intention of removing his van and machinery to the land to enhance the appearance of the area for himself and his neighbours. In order to improve access, the applicant removed ground cover, put in

top soil and gravel, and considered that he was entitled to make a road to his land. Clr. Walsh stated that the applicant was surprised when required to stop the development, when planning permission was refused, and when the permission was refused on appeal. Clr. Walsh stated that, having visited the site on two occasions and discussed the matter with the applicant, he believes the objections were the reason for refusal. Clr. Walsh considered the objections to be inaccurate, and questioned whether it would be preferable if the applicant parked his equipment at the front of his house. Clr. Walsh also stated that it was the concern for his neighbours that made Mr. McHugh undertake the development, that there is very solid support from Mr. McHugh's neighbours with the exception of one family, that Mr. McHugh is a substantial employer, that the development is not of immense proportions as stated by the objectors, that Mr. McHugh is satisfied to allow a grass area between the laneway and the objectors land, that the number of vehicles using the laneway have been grossly exaggerated by the objectors, and that this a genuine effort by Mr. McHugh to improve the situation.

The County Engineer informed the Meeting that a second objection had been received, and that this objection was conditional on the road being widened. The County Engineer read the following report which had been circulated to the Members prior to the Meeting.

LOCATION: The site is located at Kilcloghans, approximately 1 mile north of Tuam Town centre, on a County Road which joins the Tuam Milltown Road 400 metres to the east.

PLANNING HISTORY:

Ref. No. 31756 - Permission granted for dwellinghouse on site in July 1979 - applicant Mr. T. McHugh.
Ref. No. 67741 - Permission refused by the Planning Authority and An Bord Pleanala for retention and completion of access road and builders storage area - applicant Mr. T. McHugh. A Warning notice and an Enforcement notice have issued in relation to the unauthorised development on site.

PLANNING CONSIDERATIONS:

The site is located within the Tuam Town Environs

Planning area in the agricultural zone designated in the Town Plan. The applicant has developed a small compound to the rear of his house on eleven acres of land which he purchased in recent times. The compound is for the storage of machinery and material relating to his business as a building contractor. Access is by means of a roadway which he has developed between his own house and his neighbours immediately to the west. The neighbour is objecting to the development. There is also a second objector in the area.

The development immediately adjoins the curtilage of the objectors house and is within 100 metres of a number of other houses some of which have given written support to Mr. McHugh. It is considered that an activity of this nature should not be located in such close proximity to residences because of the noise and other nuisance which would be generated by the nature of the trade and its extended hours of operation.

The Development Plan states that commercial and industrial development are not normally permitted on lands zoned agricultural.

RECOMMENDATION:

Refusal is recommended as follows;

Having regard to the location of the site adjacent to and adjoining a number of residential properties, it is considered that the development would seriously injure the amenities of the property in the vicinity and would be contrary to the proper planning and development of the area.

CONSULTATION: The applicant attended the Planning Office with Councillor T. Walsh and discussed the application.

Councillor W. Burke informed the Meeting that he would oppose the proposed development as the objectors family had borrowed money to make a family home, that the area for the proposed development is a residential area, that it would be unfair to develop a builder's yard at the back of the objector's house, and that, while he admired the fact that Mr. McHugh employed people, alternative arrangements should be made for the yard. Councillor Burke also stated that

the objectors have put their house on the market, and that they have young children who could wander onto the site. Councillor Burke stated that, as the application has been rejected twice by the County Council and as An Bord Pleanala have also rejected it, the Council cannot set precedence and should abide by the Development Plan.

Councillor Brennan questioned whether a Section 4 could be granted after a refusal by An Bord Pleanala and whether that decision could then be appealed to An Bord Pleanala. The County Manager informed Deputy Brennan in the affirmative, and the County Engineer stated that there could be legal problems if circumstances have not changed. Councillor Finnerty pointed out that the objectors contended that 12/14 people congregate at Mr. McHugh's house at 7.30 a.m. each morning, and pointed out that, if refused Mr. McHugh could still park his equipment in his Driveway. Deputy Connaughton stated that he did not consider the development to constitute an industrial site, and that there should be some compromise. The County Engineer, in response to Deputy McCormack, stated that there are no substantial differences between this application and the previous application, but Councillor Walsh contended that the current application is different in a number of respects.

Councillor Finnegan stated that the Section 4 Notice had been signed by himself and Councillor Hussey to have the matter on the Agenda for the Meeting, that Section 4's are not designed to settle disputes, and that the County council has a judicial function to listen to the evidence and make a decision. Councillor Hussey stated that he would not support the Section 4 Motion and expressed the hope that both parties would come to a compromise.

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

FOR: Councillors Byrne, Deputy Connaughton, Finnerty, Mannion, Deputy McCormack, Senator Mc Donagh, Councillors O Tuathail, and Walsh (8)

AGAINST: Councillors Brennan, W. Burke, Gavin (3)

The Chairman declared the resolution defeated.

RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY

1776

MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING
APPLICATION NO. 68619 - APPLICANT - MARY
MAHON-BEGGAN.

The resolution as set out on the Agenda was proposed by Councillor Cunningham and seconded by Councillor Byrne.

Councillor Cunningham stated that there is a housing need in this case, that the proposed location is along a green road, that profiles were erected and that the house will not interfere with the amenity of the area. Councillor Cunningham also stated that all the Kinvara area is regarded as scenic.

Councillor Byrne stated that the applicant is a local girl who obtained a site from her father. She is currently living in Galway in rented accommodation and that the proposed site is one of the only sites available for development. Councillor Byrne accepted that the area is one of outstanding scenic amenity, but emphasised that the dwelling would not be seen from the County Road. Councillor Byrne informed the meeting that, while the County Engineer's report stated that there is no objection to development along the road, the alternative site will be required by the eldest son of the family in the near future.

Councillor Byrne referred to Recommendation No. 1 of the County Engineer's Report which related to restricting development of the area. Councillor Byrne stated that the section of road is not completely free of development.

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

LOCATION:

The site is located at Geehy South approximately 3 miles south of Kinvara in the hinterland of the Burren.

PLANNING HISTORY:

Ref. No. 67922 - outline permission for house refused on this site in February, 1993 - applicants Mr & Mrs. Thomas Beggan.

PLANNING CONSIDERATIONS:

The site is in an Area of Outstanding Scenic Amenity, as designated in the County Development Plan, which stretches along the Galway Bay Coastline from Parkmore westwards to Auglunish on the County Clare Border and southwards to include that part of the Burren which is in County Galway. It is on a green boreen approximately 600 metres from the public road where there is no existing building development and which is removed from the E.S.B. and Telecom services.

There are panoramic views of the Burren from the public road southwards across the site and Auglunish Bay. A building situated on this site would be a serious intrusion on the outstanding views available and would seriously diminish their quality. It would also serve as a precedent from further housing along this road, which apart from the building themselves, would result in the extension of E.S.B. lines and most probably Telecom lines across an unspoilt landscape.

The existing family house adjoins the public roadway and there would be no objections to locating the proposed house south of it where it would adjoin other houses and cause least damage to visual amenity.

RECOMMENDATION:

The following difficulties would arise in relation to this application;

1. The proposed development would be located in the foreground of extensive scenic views of the Burren in an area presently free of development, and it would be an intrusive feature on the landscape and would interfere with a view of special amenity value which it is necessary to preserve.

The County Engineer stated that the Council has informed to the applicant that sympathetic consideration would be given to an alternative site. The County Engineer disagreed with Councillor Byrne in that development along this Boreen would be in an isolated area, and stated that the poles for Telecom, E.S.B. would have to be erected. The County Engineer contended that the house would be visible from the County Road, and that a compromise would be possible if the development was to take place along the County Road.

The County Manager pointed out that the applicant had

been requested to look for alternative sites, but to date there was no response from the applicant. Councillor Byrne stated that there is no other site available except one field.

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

FOR: Councillors Byrne, Callanan, Deputies Connaughton, Cuiv, Councillors Cunningham, Finnegan, Finnerty, Gavin, Hussey, Loughnane, Mannion, Deputy McCormack, Senator McDonagh, Councillors McHugh, Ni Fhatharta, O'Neachtain, O'Sullivan, O'Tuathail, Quinn, Regan, and Walsh (21)

AGAINST: Councillor Brennan (1)

The Chairman declared the resolution defeated.

MINUTES.

1777

On the proposition of Deputy Connaughton, seconded by Senator McDonagh, the Minutes of the Special Meeting held on the 13th August, 1993 were approved and signed by the Chairman.

On the proposition of Councillor Brennan, seconded by Councillor Finnerty, the Minutes of the Monthly Meeting held on the 23rd August, 1993 were approved and signed by the Chairman.

It was agreed that Minute No. 1696 be amended to the extent that the Agenda for discussion at the Meeting to be attended by the Minister for the Environment be brought before a full Meeting of the County Council.

SALE OF HOUSE

1778

It was proposed by Councillor J. Burke, seconded by Councillor P. Finnegan, and resolved

"that Galway County Council hereby approve the sale house at Dublin Road, Tuam to Timothy & Dorothy Gilmore of 16, Dublin Road, Tuam, Co. Galway in accordance with the Terms of Notice dated 7th September, 1993 under Section 83 of the Local Government Act, 1946 and Section 90 of the Housing

Act, 1966 as amended by Section 4 of the Landlord and Tenant (Ground Rents) Act, 1978, which had been circulated to each Member of the Council.

SALE OF LAND

1779

It was proposed by Councillor Loughnane, seconded by Councillor Regan, and resolved,

"that Galway County Council approve the sale of site at No. 7 Ard Aoibhin, Athenry, Co. Galway (0.073 acres) to Thomas Fitzpatrick, New Line, Athenry, Co. Galway in accordance with the Terms of Notice dated 16th September, 1993 under Section 83 of the Local Government Act, 1946 and Section 88 of the Housing Act, 1966 which had been circulated to the Members of the Council.

VACANT POST OF GALWAY COUNTY MANAGER.

1780

It was proposed by Deputy McCormack, seconded by Deputy Connaughton, and agreed, that we, the Members of Galway County Council, formally request the Local Appointments Commission to submit a recommendation for the filling of the vacant post of Galway County Manager.

REVIEW OF COUNTY DEVELOPMENT PLAN.

1781

It was proposed by Councillor Loughnane and agreed that the Review of the County Development Plan commence at the November Planning Meeting of the Council.

DISPOSAL OF EFFLUENT.

1782

It was proposed by Deputy Connaughton, and agreed that the disposal of effluent from Meat Factories be on the Agenda for the next Meeting of the Council

SHANNON STATUS COMMITTEE.

1783

It was proposed by Councillor Mannion, and agreed, that Senator McDonagh represent the Council on the Shannon Status Committee.

It was proposed by Councillor Loughnane, seconded by Councillor McHugh, and agreed, that Councillor Cunningham also represent the Council on this

Committee.

TENANT PURCHASE SCHEME.

1784

It was proposed by Councillor Finnegan, seconded by Councillor Finnerty, and agreed, that Galway County Council adopt the Tenant Purchase Scheme as circulated.

CONGRATULATIONS

1785

Councillor Cunningham proposed a Vote of Congratulations to Galway County Council Golfing Society on their recent success.

A Vote of congratulations was also passed to the Corofin Senior Football Team.

REGIONAL AUTHORITIES.

1786

Councillor Loughnane expressed concern at the representation of Galway County Council on the Regional Authorities having regard to the population of the County and the populations of Galway City and Roscommon. Councillor Loughnane stated that, on the basis of population, Galway County should have a representation of 10 Members. It was proposed by Councillor Loughnane seconded by Councillor Finnerty, and agreed, that this matter be brought to the attention of the Department of the Environment. It was proposed by Deputy O Cuiv, and agreed, that any expenditure incurred by Regional Authorities in excess of that recoupable from the EC should be made available by Central Government. It was agreed that this matter also be brought to the attention of the Department of the Environment.

FINGER POST SIGNS

1787

Deputy O Cuiv requested that the written criteria for Finger Post Signs be circulated to the Members of the Council before the next Meeting.

REPAIRS IN LIEU OF LOCAL AUTHORITY HOUSING.

1788

The County Manager informed the Meeting that the Council is actively promoting this Scheme, and a

substantial number of houses have already been repaired. At the request of the Members, the County Manager agreed that details of successful rural housing applicants would be circulated to the Members.

TYNAGH.

1789

A Vote of Congratulations to the people of Tynagh was proposed by Councillor Regan and seconded by Deputy Connaughton in recognition of the work carried out by the Community in preparation for the visit by the Prime Minister for Australia. The Chairman and County Manager expressed the wish to be associated with the Vote of Congratulations.

LEADER.

1790

It was proposed by Councillor Cunningham, seconded by Councillor Quinn, and agreed, that the Council approve expenditure of £5,000 for the preparation of an Application for Leader Funds. The County Manager informed the Meeting that further details would be available in due course.

LOCAL AUTHORITY TENANTS.

1791

In response to the Chairman, the County Manager confirmed that the Council will seek to enforce Tenancy Agreements.

WATER SUPPLY - INISHMORE.

1792

The County Manager informed the Members that recent statements in the media that the County Council had not taken necessary action to secure approval for the funding of increased storage in Inishmore were untrue, and that the Council have made every effort to further the Scheme.

CONFERENCE.

1793

It was proposed by Senator McDonagh that Councillors Mannion and O'Tuathail attend Conference - Bord na Gael - Grupa Stiurtha faoin nGaeilge - Gaioth Dobhair 1st - 3rd October, 1993. It was proposed by Councillor Hussey that Councillor O'Neachtain attend.

It was proposed by Senator McDonagh that Councillors

Regan and Walsh attend "Incineration Conference - The Issue - Cork - 4th/5th November, 1993. It was proposed by Councillor Hussey that Councillor Finnegan attend.

It was proposed by Councillor Byrne that Councillor Varley and Senator McDonagh attend Mullingar Chamber of Commerce Conference on Urban Decline - 4th/5th November, 1993. It was proposed by Councillor McHugh that Councillor Hussey attend.

COUNCILLORS NOTICES OF MOTION

N.O.M. NO. 16 - WALL - CLR. M. FAHY.

1794

The following written reply was given to Councillor Fahy.

"There are no funds available to carry out this work in the current year."

N.O.M. NO. 17 - NO DUMPING SIGNS - CLR. P. FINNEGAN

1795

The following written reply was given to Councillor Finnegan.

"A "No Dumping" sign has been provided at Ballinamona. There are no plans to provide a sign at Abbert. However, I would be obliged if you would let me have the names and addresses of the offenders so that legal action can be initiated."

N.O.M. NO. 18 - CONTRIBUTION TO TYNAGH DEVELOPMENT ASSOCIATION - CLR. W. BURKE.

1796

The following written reply was given to Councillor Burke.

"Galway County Council has worked in close Co-operation with the people of Tynagh and substantial improvement works were undertaken by the Council in and around the Village. The Council has already incurred expenditure in excess of £2,000, including a direct payment to the Development Association, and further assistance will be forthcoming as requested by the Association".

N.O.M. NO. 19 - PROVISION OF PIPE - CLR. W. BURKE

1797

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N.O.M. NO. 19 - PROVISION OF PIPE - CLR. W. BURKE

1797

The following written reply was given to Councillor Burke.

"This will be considered at the preparation of the 1994 Estimates. However, it is unlikely to be included due to the scarcity of funds."

N.O.M. NO. 21 - PIER - CLR. M. CUNNINGHAM 1798

The following written reply was given to Councillor Burke.

"Repair works will be carried out at the above location in the coming weeks".

N.O.M. NO. 22 - WATER SUPPLY - CLR. M. FAHY. 1799

The following written reply was given to Councillor Fahy.

It is the intention of Galway County Council to carry out a source test in the near future at this location.

N.O.M. NO. 23 - REMOVE CLAY BANKS - CLR. M. FAHY 1800

The following written reply was given to Councillor Fahy.

"There are no funds available to carry out this work in the current year. However, this location will be considered at the preparation of the 1994 Estimates."

N.O.M. NO. 24 - ROAD MARKINGS - CLR. M. FAHY. 1801

The following written reply was given to Councillor Fahy.

"Lining is already in place at the above location. However, it will be renewed later on in the year funds permitting."

N.O.M. NO. 25 - ROAD REPAIRS - CLR. P. FINNEGAN 1802

The following written reply was given to Councillor Finnegan.

"It was not possible to include the above location in the 1993 Road Works Programme due to lack of funds."

N.O.M. NO. 26 - REDUCING SPEED - CLR. P. FINNEGAN. 1803

The following written reply was given to Councillor Finnegan.

"This location is situated within the 30 m.p.h. speed limit and enforcement of speed regulations is a matter for the Garda Siochana."

N.O.M. NO. 27 - FLOODING - CLR. P. FINNEGAN. 1804

The following written reply was given to Councillor Finnegan.

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

N.O.M. NO. 28 - ROAD REPAIRS - CLR. S. GAVIN 1805

The following written reply was given to Councillor Gavin.

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

N.O.M. NO. 29 - ROADS - CLR. S. GAVIN 1806

The following written reply was given to Councillor Gavin.

"Galway County Council has no plans to carry out any works at the above private access as this is a matter for the land owner involved. Galway County Council has not carried out any works at this location."

N.O.M. NO. 30 - FOOTPATHS - CLR. S. GAVIN. 1807

The following written reply was given to Councillor Gavin.

"The provision of bollards at above location is under review. However, it is noted that only one house holder has requested the provision of same. It is also proposed providing double yellow lining with the approval of the Garda Siochana."

N.O.M. NO. 31 - DRIMNAHINCHEY CEMETERY - CLR. M. LOUGHNANE 1808

The following written reply was given to Councillor Loughnane.

"The gate will be repaired or replaced as necessary."

N.O.M. NO. 32 - ATHENRY WATER SUPPLY - CLRS. M. LOUGHNANE & T. BYRNE.

1809

The following written reply was given to Councillor Loughnane.

The supply of water to Athenry town is included in the Mid Galway Regional Water Supply Scheme Zone 3, Phase 2. The preliminary report for this scheme has been approved by the Department of the Environment. Approval has also been received to proceed with the preparation of the documents for site investigations works. However, Departmental approval to proceed to contract documents stage is still awaited.

N.O.M. NO. 33 - ROAD WORKS - CLR. M. LOUGHNANE

1810

The following written reply was given to Councillor Loughnane.

"This location will be considered along with others at the preparation of the 1994 Road Works Programme."

N.O.M. NO. 34 - SEWERAGE SYSTEM - DEPUTY P. McCORMACK

1811

The following written reply was given to Deputy McCormack.

The planning of such schemes is dependent on priority and approval from the Department of the Environment. At present the Council has priority schemes in planning to a total value in excess of £138 million and advance planning costs must be borne by the Council.

While there is a need for a comprehensive plan for sewerage treatment in villages, funds are not available at present for such schemes. If the Council is to proceed to prepare plans for schemes other than those in the existing programme, funds would need to be made available as the Council would not be in a position to carry the expenditure incurred on a long term basis.

N.O.M. NO. 35 - MAINTENANCE WORKS - SEN. J. McDONAGH

1812

The following written reply was given to Senator McDonagh.

"The above works cannot be completed until legal

difficulties are resolved by the Courts."

N.O.M. NO. 36 - ROAD WORKS - SEN. J. McDONAGH

1813

The following written reply was given to Senator McDonagh.

"This matter is being investigated at present and you will be informed of developments in due course."

N.O.M. NO. 37 - SIGNS - SEN. J. McDONAGH.

1814

The following written reply was given to Senator McDonagh.

"It is not proposed to weld aluminium signs to a mild steel board. All new signs are now fitted with anti rotational brackets as standard and as specified by the Department of the Environment."

N.O.M. NO. 38 - CARPARKING - CLR. P. McHUGH

1815

The following written reply was given to Clr. McHugh.

"Grass banks will be removed at the above location. The provision of additional car parking facilities is being investigated at present with a view to submitting an application to FAS in due course and provided land is available."

N.O.M. NO. 39 - HEDGE TRIMMING - CLR. P. McHUGH

1816

The following written reply was given to Clr. McHugh.

"There are no funds available in the current year to carry out hedge cutting in the Annaghdown area."

N.O.M. NO. 40 - SIGNS - CLR. P. McHUGH

1817

The following written reply was given to Clr. McHugh.

"The provision of speed limits at Cloonboo is not recommended. This is a rural village area located on the National Secondary route."

N.O.M. NO. 41 - WALL - CLR. C. NIFHATHARTA

1818

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

"The matter is being investigated and a reply will be

available for the next meeting."

N.O.M. NO. 42 - HEDGE CUTTING - CLR. C. NIFHATHARTA 1819

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

"The hedge cutting programme in the Costelloe Engineering Area has now been completed."

N.O.M. NO. 43 - LIGHTING - CLR. C. NIFHATHARTA. 1820

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

"Provision of lights at above location will be considered at the preparation of the 1994 Public Lighting Programme."

N.O.M. NO. 44 - LEENANE WATER SCHEME - DEP. E. O CUIV 1821

The following written reply was given to Deputy O Cuiv

The existing scheme serving Leenane which comprises a slow sand filter and a water storage tank is old and in need of total refurbishment. It is therefore proposed to prepare a preliminary report in the forthcoming months to identify the full extent of the areas needs and submit same to the Department of the Environment for funding.

N.O.N. NO. 45 - LEENANE SEWERAGE SYSTEM - DEP. E. O CUIV 1822

The following written reply was given to Deputy O Cuiv.

A preliminary report has been forwarded to the Department of the Environment and approval to prepare contract documents is now awaited. This Scheme is subject to funds being available from the Department of the Environment.

N.O.M. NO. 46 - SEWER PIPE - DEP. E. O CUIV. 1823

The following written reply was given to Deputy O Cuiv.

"This work will be carried out as soon as possible."

N.O.M. NO. 47 - COSAN COISI - AN COMH S. O'NEACHTAIN 1824

Seo leanas an freagra a tugadh don Comhairle O Cuiv. Seo leanas an freagra a tugadh don Comhairleoir O'Neachtain

"Ta 180 meadar den cosan i gceist anseo agus nil aon airgead ar fail cun an obair seo a dheanamh.

N.O.M. NO. 48 - SCEIM UISCE - AN COMH S. O'NEACHTAIN 1825

Seo leanas an freagra a tugadh don Comhairleoir O'Neachtain.

Ta reamh tuarascail cun an sceim a fheabhsa a ullmhu fe lathair, agus beigh se críochnaithe roimh lar mi Deire Fomhair. Ansin seolfar an tuarascail chuig Roinn Comhshaoil.

N.O.M. NO. 49 - IONAD BRUSCAIR - KILL RONAIN - AN COMH O'NEACHTAIN. 1826

Seo leanas an freagra a tugadh don Comhairleoir O Neachtain.

"Ta an Comhairle Chondae cun cosg a cur ar an am a mbeidh an laithreain ar oscailt don phobal, agus i leith seo ta geatai nua a cur ar fail ag an gComhairle Chondae.

Beidh fear oibre an Comhairle Condae ag breathnu indiaidh an dump i rith an tam seo."

N.O.M. NO. 50 - BLUE FLAG STATUS - CLR. M. O'NEILL 1827

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

"I wish to inform you that Galway County Council will be applying for Blue Flag Status in respect of Spiddal Beach in 1994. This is in addition to the 3 Blue Flags awarded in 1993. There are other locations in the County which would qualify for Blue Flag Status based on Water Quality only. However, other requirements are necessary such as Toilets and Beachguards. The Department of the Environment did provide Grant assistance for a few years for Toilets at beaches, but this is now discontinued. The Council availed of such grants. The Council would like to provide a Toilet at Roundstone if finances was available. This would be suitable for Blue flag

Status.

N.O.M. NO. 51 - POTHOLES - CLR. M. O'NEILL 1828

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

"A sum of c. £30,000 is needed to provide a new machine and proper back up facilities. The purchase of such a machine is dependant on the availability of area funds. Regretably these funds are not available in 1993 but the matter will be reviewed again for early 1994."

N.O.M. NO. 52 - ROADS - CLR. M. O'NEILL 1829

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

"Any realignment must be carried out to minimum design standards. The part realignment of the R341 from Clifden to the Community School was considered in 1991. The costs of such works are prohibitive and would absorb a disproportionate amount of funds at the expense of other works even if phased over a number of years. The adjoining land is either above the level of the road or falls away steeply particularly where bends occur.

This work is not considered a priority in the circumstances."

N.O.M. NO. 53 - SIGNS - CLR. P. O'SULLIVAN 1830

The following written reply was given to Clr. O'Sullivan.

"The signs will be erected as soon as possible."

N.O.M. NO. 54 - HEDGE CUTTING - CLR. P. P'SULLIVAN 1831

The following written reply was given to Clr. O'Sullivan.

"The above locations will be considered under the 1993 hedge cutting programme in the Ballinasloe Area in order of priority and as resources permit."

N.O.M. NO. 55 - FLOODING - CLR. P. O'SULLIVAN 1832

The following written reply was given to Clr.

O'Sullivan.

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

THE MEETING THEN TERMINATED.

Submitted, Approved, & Confirmed.

Joseph J. Burke

(Chairman)

29/10/93

(Date)

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

21u la Mean Fomhair, 1993.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara,

Iarrtar ort leis seo bheith i lathair ag cruinniú miosuile de Chomhairle Chontae na Gaillimhe a thionólfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 27u la Mean Fomhair, 1993, ag tosú ar a 3.30 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 Planning Permission to Ann Laheen, Brierfield for the erection of a dwellinghouse (change of house plan) at Brierfield North. (Planning Ref. No. 68683).

P. Connaughton. T. Walsh. M. Ryan. P. Finnegan
T. Hussey.

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 Tom McHugh to retain and complete access road and storage area at Kilcloghans, Tuam (Planning Ref. No. 68975).

P. Connaughton. T. Walsh. P. Finnegan.
M. Ryan. T. Hussey.

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 dwellinghouse, garage and septic tank at Geehy South, to Mary Mahon Beggan, Geehy South, Kinvara, Co. Galway. (Planning Ref. No. 68619).

M. Cunningham. M. Fahy. M. Regan. M. Loughnane
T. Byrne.

4. Consideration of Minutes of the following meetings.
 - (a) Minutes of Special Meeting of 13th August, 1993
 - (b) Minutes of Monthly Meeting of 23rd August, 1993
5. Sale of House at 16 Dublin Road, Tuam, Co. Galway to Timothy and Dorothy Gilmore - Section 83 Notice dated 7th September, 1993 already circulated.
6. Sale of plot of land at Site No. 7, Ard Aoibhinn, Athenry, Co. Galway to Mr. Thomas Fitzpatrick, New Line, Athenry, Co. Galway - Section 83 Notice dated 16th September, 1993 already circulated.
7. To Request the Local Appoints Commission to submit a recommendation for the filling of the vacant post of Galway County Manager.
8. To set date for Meeting to review County Development Plan.
9. To nominate a Member of the Council to the Shannon Status Committee.
10. To consider Tenant Purchase Scheme (already circulated).
11. Regional Authorities (Documentation attached)
12. Finger Post Signs.
13. Repairs in Lieu of Local Authority Housing.
14. Business submitted by the County Manager.
15. Business submitted by the Chairman.

COUNCILLORS NOTICES OF MOTIONS :

- Adjourned from previous Meeting :

16 CLR. MICHAEL FAHY - I will propose :
That Galway County Council lower wall on County Road leading to John Fahy's house, Dunally, Peterswell. This portion of wall adjacent lands owned by Kellehers. Wall to be lowered to improve visibility and safety on this road.

17 CLR. PATRICK FINNEGAN - I will propose :
That this Council clean up dumps at these locations (details supplied) and bring to an end the unwanted dumping in them, and that the Council inform me as to what its intention is in relation to them.

COUNCILLORS NOTICES OF MOTIONS:

- Other Motions Received :

18 CLR. JOE BRENNAN - I will propose :
I propose that £2,000 be paid to the Tynagh Development Association by Galway county Council as the Council's contribution towards the cost incurred by the Development Association concerning Mr. Paul Keating's visit to the Village. It is estimated by the Committee that the cost of Mr. Keating's visit will be approximately £5,000.

19 CLR. WILLIE BURKE - I will propose :
That £65,000 be allocated in the 1994 Council Estimates to the provision of a pipe from Bawnmore Pumphouse, Athenry to the Reservoir at Ballydavid South.

20 CLR. WILLIE BURKE - I will propose :
Of the total (70) New Housing Starts for 1993 - (a) How many are now complete? (b) How many have started? (c) How much was allocated in 1993 for House Building. (d) How much have you spent to date?

21 CLR. MICHAEL CUNNINGHAM - I will propose :
Requesting Galway County Council to repair damage done to Parkmore Pier, Kinvara which was caused two years ago by a Boat. This Pier is being used by children, sometimes for fishing and is quite dangerous.

22 CLR. MICHAEL FAHY - I will propose :
That Galway County Council test source for proposed water supply for Peterswell.

23 CLR. MICHAEL FAHY - I will propose :
That Galway County Council remove Claybanks at location (details supplied).

24 CLR. MICHAEL FAHY - I will propose :
That Galway County Council put white lining on National Primary Road at Kilcolgan Junction for road leading to Kinvara/ Ballyvaughan.

25 CLR. PATRICK FINNEGAN - I will propose :
That major repairs be carried out on the Kilbannon Road from Duddys Bar to Kilcreevanty.

26 CLR. PATRICK FINNEGAN - I will propose :
That this Council take all possible steps to reduce speeding at this location (details supplied)

27 CLR. PATRICK FINNEGAN - I will propose :
That this Council carry out minor repairs to relieve flooding at locationlocation (details supplied)

28 CLR. SEAMUS GAVIN - I will propose :
That Galway County Council carry out repairs to the road leading to Mr. Gabriel ryan's house in the townland of Fahy, Rosscahill.

29 CLR. SEAMUS GAVIN - I will propose :
What permanent plans do the County Council have to stop the erosion of private ground and the consequent disappearance of the entrance to a private dwelling, on a dangerous bend at Derrymoyle, Dughterard. I wish to state that the County Council carried out some temporary, remedial work. The problem has nothing to do with the present road-surface.

30 CLR. SEAMUS GAVIN - I will propose :
That Galway County Council position bollards in the recently placed footpaths at Gortyloughlin, Moycullen to prevent parking on the paths in front of private dwellings.

31 CLR. MATT LOUGHNANE - I will propose :
That the entrance gate from Cartron Road to Drimnahinchey Cemetery be replaced as a matter of urgency. It is in an advanced state of rust and evidently beyond repair or restoration.

32 CLR. MATT LOUGHNANE - We will propose :
CLR. TODDIE BYRNE
That Galway County Manager report to the Council on the up to date position regarding provision of an adequate water supply for the town of Athenry

33 CLR. MATT LOUGHNANE - I will propose :
That the Woodville Road in Loughrea Electoral Area be placed on the 1994 Roads Programme for surface dressing and alignment where necessary; and that works be carried

out at Daly's Cross to make it safer.

34 CLR. PADRAIC MC CORMACK - I will propose :
I will ask for an investigation into the needs of Moycullen Village for an adequate sewerage system to cater for the expanding needs of the Village.

35 CLR. JARLATH MC DONAGH - I will propose :
That Galway County Council inform me why maintenance is not being done in Claregalway Village or when is it likely to complete the work started in this area.

36 CLR. JARLATH MC DONAGH - I will propose :
That Galway County Council create better sight distance at Laraghill, before a fatality occurs.

37 CLR. JARLATH MC DONAGH - I will propose :
That Galway County Council have all sign posts welded onto Poles and poles consolidated with a veiw to prohibiting removal of signs.

38 CLR. PADDY MC HUGH - I will propose :
That Galway County Council provide car parking facilities at Cregg Graveyard, Corrandulla, and as in interim measure to alleviate current parking problems I will propose that the Council remove the grass banks adjacent to the Cemetery.

39 CLR. PADDY MC HUGH - I will propose :
That Galway County Council carry out hedge trimming in the Annaghdow area.

40 CLR. PADDY MC HUGH - I will propose :
That Galway County Council provide speed limit signs at Cloonboo in order to regulate traffic speeds in this built up area.

41 CLR. CONNIE NI FHATHARTA - I will propose :
That Comhairle Chontae na Gaillimhe prepare a report on the cost of rebuilding the wall beside the road into Ross Island, An Cheathru Rua. The road is beside the sea and local people are anxious that it be built before the

winter storms.

- 42 CLR. CONNIE NI FHATHARTA - I will propose :
That Comhairle Chontae na Gaillimhe carry out necessary hedge cutting in the Casla Engineering Area. This work is particularly necessary on roads leading to beaches and on small County roads.
- 43 CLR. CONNIE NI FHATHARTA - I will propose :
That Comhairle Chontae na Gaillimhe provide two lights at Minna in Indreabhan.
(a) One light at Minna Church. (b) One light at Minna School.
- 44 CLR. EAMONN O'CUIV - I will propose :
I propose that Galway County Council carry out necessary repairs to the Leenane Water Scheme, and particularly to the Water Storage Tank which is seriously defective.
- 45 CLR. EAMONN O'CUIV - I will propose :
That Galway County Council seek funds for the provision of an adequate sewerage system for Leenane in view of the importance of the Shell Fish Industry to this area.
- 46 CLR. EAMONN O'CUIV - I will propose :
That repairs would be carried out immediately to the sewer pipe outlet in Roundstone. This is broken and raw sewerage is seeping under the road, and also out onto the Beach.
- 47 CLR. SEAN O'NEACTAIN - I will propose :
Go gcricnodh Comhairle Chondae na Gaillimhe an Cosan coisi le hais an phriomh bhothar ag Bothuna sa Spideal mar a gealladh roimh seo (Ta an dualgas seo ar cheantair Inealltoireachta Chasla).
- 48 CLR. SEAN O'NEACTAIN - I will propose :
Go gcuirfeadh an Chomhairle Condae pleananna ar fail laithreach don Roinn Comhshaoil chun feabhas agus breis chumas a chuir leis on sceim uisce seo. (Sonraí leis seo). Go bhfeabhasodh an Chomhairle on Coras Searachais tre choras nua a leagann amach don ait tre cheile.
- 49 CLR. SEAN O'NEACTAIN - I will propose :
Go dtabharfadh an Chomhairle Condae le fios ce na pleananna ata acu don ionad seo (sonraí leis seo), mar go bhfuil slainte pobail agus cuinsi timpeallachta i gceist.

CLR. SEAN O'NEACTAIN

- 50 CLR. MICHAEL O'NEILL - I will propose :
That since there are only 3 Blue Flag Beaches in County Galway in the current year compared with Mayo 9, Donegal 9, Kerry 8, a policy of providing facilities necessary for Blue Flag status for a minimum of one additional beach per annum be adopted by the Council.
- 51 CLR. MICHAEL O'NEILL - I will propose :
That information be provided on the current position re the provision of a machine for filling potholes in the Clifden Engineering district and the possibility of assigning two or three road staff to the task of keeping potholes filled on an ongoing basis.
- 52 CLR. MICHAEL O'NEILL - I will propose :
That an allocation be provided in the 1994 Roads Programme for the realignment of the Regional Road between the town of Clifden and Clifden Community School in the interest of the safety of the 250 Secondary School Students who use this road each school day.
- 53 CLR. PAT O'SULLIVAN - I will propose :
That No Dumping Signs be erected on the Road - details attached.
- 54 CLR. PAT O'SULLIVAN - I will propose :
That hedge cutting be carried out - Details enclosed.
- 55 CLR. PAT O'SULLIVAN - I will propose :
That money be provided for renovation and freeing of the under road drain at Kinclare, Caltra near Michael Hogans house on lands of Mr. Kelly and Mr. Hogan are being constantly flooded due to blockage. Mr. Kelly has carried out extensive drainage but this is all to no avail due to the shore crossing the road being blocked.

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

IN THE CHAIR: Councillor J. Burke

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan 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 M. Mullins, C. Ni Fhatharta, S. O'Neachtain, M. O'Neill P. O'Sullivan, K. Quinn, M. Regan, M. Ryan, E. Varley and T. Walsh.

Officials Messrs. P.J. Gavin, County Manager, T. Kavanagh, Acting Assistant County Manager, P. Flood, County Engineer, E. Lusby, Finance Officer, L. Kavanagh, S.E.E., J. Murphy, S.S.O., and T. Coughlan, Acting County Secretary.

The Opening Prayer was recited.

VOTE OF SYMPATHY.

1752

A Resolutions of Sympathy was passed with Councillor T. Hussey, Mrs. Hussey and the Kearns Family on the recent sudden death of Councillor Hussey's Brother-in-Law.

Resolutions of Sympathy were also extended to the following.

Maire Bn. Ui Dhonncha (R) Cladhnach, An Cheathru Rua.
Mrs. Anne Parker, Creagh, Ballinasloe.
Mr. Joe Walsh, T.D., Minister for Agriculture, Minister for Agriculture, Dail Eireann, Dublin 2.
Mr. Brendan Dixon, Calltra, Kylebrack, Loughrea.
Mrs. Joyce, Fiddane, Gort, Co. Galway.

A Minute's silence was observed by the Council.

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

1753

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

O'Neachtain.

Senator McDonagh stated that this development does not exit onto the National Primary or National Secondary Road as it will exit onto to a County Road. Senator McDonagh also informed the Meeting that the proposed developer has 10 acres of land and that there is a genuine housing need. As there is no traffic hazard, and as the application does not constitute backlands development due to other houses having been recently granted planning permission, Senator McDonagh did not see the necessity for a Section 4 in this case.

Councillor O'Neachtain stated that this is a straight forward case of housing need, that the Applicant owns the land, and that the proposed development does not constitute backlands development as planning permission was granted on adjacent sites.

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

LOCATION:

The site is located in the townland of Cregboy on the County Road linking the N17 Galway - Claregalway road and the N64 Claregalway - Oranmore Road. The site is located approximately 300 yards from the junction with the N17 National Primary Route.

PLANNING HISTORY:

PR. 66955 - A similar application by the same applicant was refused by the Planning Authority on grounds of undesirable development of backlands and inadequate site size having regard to the requirements of the County Development Plan.

Subsequent to this refusal, the applicant developed the access way to the site without the benefit of planning permission. A Warning Notice has issued in relation to this unauthorised development.

PR. 67663 - A similar application was again refused by the Planning Authority on the same grounds as previously refused.

PLANNING CONSIDERATIONS:

The proposed site has no direct frontage on to the public road but is accessed by a right of way approximately 8m wide and is located approximately 110m from the public roadway.

Mr. Forde also indicates areas of the public roadway as being part of the right of way and parking areas.

There is no evidence to support this contention and in fact one neighbour has objected to part of his garden being indicated as a right of way and has also objected to the proposed development. There is a hand-printed note purporting to be from the second neighbour allowing Mr. Forde the use of his parking area but this note is unsigned.

It is a development objective of the County Development Plan, as set out in Chapter 7.1 (vi) to control backlands development.

The site is also located within the urban environs of Galway city where it is the policy of the Planning Authority as set out in Chapter 7.2.6 of the County Development Plan to exercise strict development control. The minimum site frontage required onto a public road is 30m. It is also the policy of the Planning Authority within this area to prohibit backlands development, as contained in Chapter 7.2.8 (ii) of the County Development Plan.

The applicants response to the question of housing need indicates that a housing need does not exist.

RECOMMENDATION:

It is proposed to refuse the application on the following grounds: -

1. The proposed development, without any direct access onto a public roadway would constitute undesirable development of backlands which would be contrary to a development objective of the County Development Plan as indicated at Chapter 7.1 (vi) and 7.2.8 of the County Development Plan which seek to prohibit such development.

2. The proposed development would contravene Chapter 7, Table 7A of the County Development Plan which requires a minimum site frontage of 30m onto a public road, because the site proposed to be developed has no frontage onto a public road.

Councillor Brennan stated that he was amazed that a Section 4 had been submitted in this case as objections had been received and the Application had been refused twice in the past.

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

FOR: Deputy Connaughton, Councillors Cunningham, Fahy, Finnegan, Finnerty, Gavin, Hussey, Mannion, McClearn, Deputy McCormack, Senator McDonagh, Councillors

Mullins, NiFhatharta, O'Neachtain, Quinn, O'Riagain, O'Riain, and Walsh. (18)

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

As the required number of Members voting in favour was not sufficient, the Chairman declared the resolution lost.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 68683 - APPLICANT - ANNE LAHEEN. 1754

It was agreed that this Item be deferred to the next Planning Meeting of the Council.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 68975 - APPLICANT - TOM MCHUGH. 1755

It was agreed that this Item be deferred to the Monthly Meeting of the Council.

RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 68619 - APPLICANT - MARY MAHON BEGGAN. 1756

It was agreed that this Item be deferred to the next Meeting of the Council.

ADVANCE NOTICE. 1757

Councillor Walsh referred to a Planning Application at Ballymoe Road, Ballygar, and the fact that 100 ft. frontage is required, whereas 87 1/2 ft. is available. Councillor Walsh informed the Meeting that the developer is going to build a relatively small house, and asked that the matter be considered. The Chairman informed Councillor Walsh that the Manager would consider this matter.

Deputy McCormack referred to a Section 4 Motion recently dealt with in the name of Alan Griffin. Deputy McCormack stated that, as Councillors make a genuine case for Planning Applications at Council Meetings, Officials should inform the Members early in the Meeting as to whether or not it is likely that permission will be granted.

It was agreed that all items to be dealt with under the heading "Advance Notice" are to be submitted 7 days prior to the relevant meeting, and that the planning reference and the name of the Councillor raising the item will appear on the Agenda in future.

Deputy O Cuiv requested that, where a conditions is attached to planning permission that a particular item is required to be done subject to approval or agreement of the planning Authority, that this

approval/agreement should be forthcoming within 8 weeks.

SALE OF LAND.

1758

It was proposed by Councillor Finnerty, seconded by Councillor Mullins and resolved:

"that Galway County Council approve the sale of a plot of land to Conor Flaherty, Ferbane, Co. Offaly in accordance with the terms of Notice dated 30th August, 1993 under Section 83 of the Local Government Act, 1946 which had been circulated to Members of the Council

SEPTEMBER MONTHLY MEETING.

1759

It was agreed that the September Meeting of the Council be held on the 27th September, 1993.

CONFERENCES

1760

It was proposed by Councillor McDonagh, and agreed that Councillors Mullins and Mannion attend the Seminar on "The Creation of Employment" to be held in Greystones, Co. Wicklow on the 8th/10th October, 1993. It was proposed by Councillor Hussey and agreed, that Councillor Cunningham also attend.

It was proposed by Councillor Mullins, and agreed that Senator McDonagh and Councillor Ryan attend the "Housing and the European Community Conference" to be held in Derry on the 21st/24th September, 1993. It was proposed by Councillor Hussey, and agreed that Councillor Fahy also attend.

WILLIAMSTOWN SEWERAGE SCHEME.

1761

Councillor Finnegan referred to the proposal that householders in Williamstown would be required to pay for connection to the proposed Williamstown Sewerage Scheme and requested confirmation that the Council is fully committed to the Scheme. Deputy Connaughton, Councillor Hussey, Councillor Walsh, Councillor Quinn and Councillor J. Burke requested that the Scheme proceed as a matter of urgency, and referred to the fact that some householders may not be in a financial position to meet the charges.

Mr. Kavanagh informed the Meeting that the sewer will be laid to the property boundary and that the householder would be required to connect to the sewer at his/her own cost. A preliminary estimate had indicated that these costs would be approximately £200 to £1,000. Mr. Kavanagh also stated that the Department have requested confirmation that all residents will connect to the scheme when completed, and that there is no indication from the Department of the Environment as to when the Scheme will be approved. Mr. Kavanagh undertook to have information

made available to assist householders in determining the estimated cost of connection.

In reply to Councillor Gavin and Deputy McCormack, Mr. Kavanagh stated that the recent problem of algae bloom in Ballyquirke Lake is being investigated.

ORANMORE SEWERAGE SCHEME

1762

It was proposed by Deputy McCormack, seconded by Councillor Cunningham, and agreed that Galway County Council enter into an Agreement with Galway Corporation, in accordance with Section 59 of the Local Government Act, 1955 whereby Galway Corporation will perform the function of the construction of the Sewerage Rising Main and Ancillary Works within the Corporation Area and preliminary requirements associated therewith, all being part of the Oranmore Sewerage Scheme.

Councillor O'Neachtain requested that plans be prepared for sewerage requirements West of the City, and was informed by the County Manager that the Council already has a substantial programme of sanitary service schemes in planning.

VISIT BY THE MINISTER FOR THE ENVIRONMENT.

1763

It was agreed that the visit by the Minister for the Environment will take place on the 29th October, 1993 at 2.30 p.m. and that the Committee to determine the Agenda for the Minister's visit will meet before the October Planning Meeting.

It was agreed that Mr. M. Killilea, M.E.P., be invited to the October Monthly Meeting of the Council and that this Meeting be held on the 22nd October, 1993.

BEEF PRICES

1764

It was proposed by Councillor Fahy and agreed that the Minister for Agriculture be requested to take urgent action to stop meat factories discriminating against the farming community by trying to reduce beef prices.

TRAVELLERS

1765

Councillor Fahy proposed that the Council take action to remove travellers from Crowe Street, Gort. The County Manager informed the Meeting that the Council has a responsibility to accommodate travellers by Halting Sites, Houses, or Group Houses, that temporary facilities can be provided on Council lands at Gort, and that in this way Councillor Fahy's proposal can be complied with.

Councillor Cunningham informed the Manager that there are objections to the settlement of travellers on

land at Kinincha, and that he had suggested an alternative site. Members of the Council expressed concern at the existing conditions at Crowe Street.

The Chairman stated that travellers should acknowledge that they have responsibilities to the settled community. The County Manager informed the Members that the travellers in question have indicated that they require a Halting Site, that the proposal to build a Halting Site at Kinincha has the support of Traveller Settlement Committee, and that the alternative site is not available and is adjacent to the dump. The Manager confirmed that the Council will immediately examine the possibility of accommodating the travellers on a temporary basis at Kinincha. Councillor Cunningham reiterated his objection to a permanent Halting Site at Kinincha.

WORK EXPERIENCE.

1766

It was proposed by Councillor O'Sullivan, seconded by Councillor Mullins and agreed, that the Council facilitate students who require Work Experience. The Manager confirmed that the Council would co-operate in this matter.

REVIEW OF THE DEVELOPMENT PLAN.

1767

It was proposed by Deputy McCormack, seconded by Councillor O'Neachtain, and agreed that the County Secretary request each Member of the Council to prepare submissions to be considered in the context of the review of the Development Plan, and that three weeks be allowed for such submissions. It was agreed that the Council set a date to consider the Review of the Development Plan at the next Monthly Meeting of the Council.

DUMPS.

1768

In response to Councillor Varley, the County Manager informed the Meeting that the Council is examining the overall strategy for Waste Disposal, and that Kilronan will be examined in that context. In response to Councillor Quinn, the Manager stated that provision will be made for remedial works at Ballygar Dump in the 1994 Estimates.

PEOPLE OF THE YEAR AWARDS.

1769

It was proposed by Councillor Gavin and agreed that Dr. Padraic O'Conghaile be nominated for the People of the Year Awards in recognition of his work for the Galway Hospice. It was proposed by Councillor Fahy, seconded by Councillor Quinn, and agreed that Mr. Jarlath Cloonan also be nominated in recognition of his work with the Galway Senior Hurling Team.

COUNTY ENTERPRISE BOARDS.

1770

The County Manager informed the Meeting that the County Development Team is operating as usual and that the existing board will continue in operation until the end of the year at which time it is understood new boards will be established.

TWINNING.

1771

It was agreed that the Chairman, a member from the Connemara Area, and an Official attend the Galway/Vlaanderen Twinning to be held in Interluven on the 26th September, 1993.

AUSTRALIAN PRIME MINISTER.

1772

The Manager informed the Meeting that the Council had been working very closely with the local Community in Tynagh in preparation for the visit by the Australian Prime Minister on the 21st September, 1993 and that the Members of the Council will be invited.

THE MEETING THEN TERMINATED.

Submitted, Approved & Confirmed.

Joseph Burke
(Chairman)

29/10/93
(Date)