

Galway County Council Archives

# GALWAY COUNTY COUNCIL,

# **COUNCIL MINUTES**

# GC/1/41

# 25 JUNE 1999 - 1 SEPTEMBER 2000

## **COMHAIRLE CHONTAE NA GAILLIMHE**

# MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT ÁRAS AN CHONTAE, PROSPECT HILL, GALWAY ON FRIDAY, 1<sup>st</sup> SEPTEMBER 2000.

#### **CATHAOIRLEACH:**

Comh. Connie Ní Fhatharta

#### **I LATHAIR FRESIN:**

**Baill:** 

Oifigigh:

Cllr. J. Burke, Dep. U. Burke, Cllr. J. Callanan, Dep. P. Connaughton, Cllr. M. Connolly, Cllr. M. Cunningham, Cllr. M. Fahy, Cllr. S. Gavin, Cllr. N. Grealish, Cllr. M. Hoade, Cllr. P. Hynes, Cllr. J. Joyce, Cllr. M. Loughnane, Cllr. J.J Mannion, Cllr. T. Mannion, Cllr. J. McClearn, Sen. J. McDonagh, Cllr. P. McHugh, Cllr. T. McHugh, Cllr. M. Mullins, Cllr. P. O' Foighil, Cllr. S. O' Neachtain, Cllr. P. O' Sullivan, Cllr. K. Quinn, Cllr. T. Rabbitt, Cllr. M. Regan, Cllr. S. Walsh & Cllr. T. Walsh.

D. O'Donoghue, Co. Manager, J. Colleran, County Engineer, J. Tierney, Asst. County Manager, E. Power, A/Co. Secretary, F. Dawson, Director Community & Enterprise ,M. Jordan, A/S.S.O., L. Gavin, S.E.E., E. Moloney, S.S.O. C.MacAodha bhui, Oifigeach Gaeilge,

#### Thosnaigh an cruinniu leis an paidir.

### **RESOLUTION OF SYMPATHY**

703(4)

A Resolution was extended to the following:-

Mrs. Margo DeLapp, Cannrower, Oughterard, Co Galway Mrs. Teresa Kelly, Gardenfield, Tuam, Co. Galway Mr. & Mrs. Michael Harney, Tynagh, Loughrea, Co. Galway Mr. Ignus Harney, Barrack Street, Loughrea, Co. Galway Mrs. Comer & Family, Lisheenaheilta, Glenamaddy, Co Galway

# **VOTE OF CONGRATULATIONS**

The Cathaoirleach opened the meeting by congratulating the Galway Senior Football Team and Minor Hurling Team who had qualified for the All Ireland Final and wished them well.

Cllr. Michael Cunningham wished congratulations to the Galway U-21 hurling team which qualified for the All Ireland Final.

Cllr. Michael Mullins wished every success to Cllr. Loughnane and his family who are travelling to the Olympics.

Cllr. Matt Loughnane wished congratulations to Lex Marmion on the imminent beatification of his second cousin Dom Columba Marmion in Rome.

# **GRANTS TO OLYMPIC ATHLETES**

At this point Cllr. Loughnane left the meeting and on the proposal of Cllr. P. McHugh and seconded by Cllr. J. Callanan it was unanimously agreed to pay £2,000 to Olive Loughnane, Martina McCarthy and Eadaoin Ní Callaráin who are the County representatives at the Olympic Games to defray their travel costs.

The Cathaoirleach then informed the meeting that Eddie Power was leaving the Council to join Clare County Council and he was congratulated and thanked by the Council members and the Manager for his service to Galway County Council and wished every future success.

# **GALWAY CITY OUTER BYPASS**

It was agreed that a joint meeting with Galway Corporation be held on 8<sup>th</sup> September at 3.00pm to discuss the emerging preferred route. This will be followed at 4.00pm by a County Council meeting.

# DRAFT WASTE MANAGEMENT PLAN FOR THE CONNACHT REGION

The Cathaoirleach stated that this item had been deferred from 14<sup>th</sup> July and was proposing that Mr. P.J. Rudden would complete his answers to outstanding questions from the last meeting and then contributions would be taken from the meeting.

704

706

Mr. Rudden stated that he had outstanding questions to answer from Cllrs. Callanan, Rabbitte and Grealish. He would endeavor to include the most up to date information in his responses. He stated that the plan before the Council was an integrated plan which complied with Government Policy and outlined a new approach. The experience in the U.K. where much resources were committed to recycling was negative due to failed markets and a lack of planning and we must not repeat this. He informed the meeting how landfill costs had increased significantly and that there may be a landfill tax included in the next budget.

He informed the meeting that the E.U. had adopted the Incineration Directive and far from moving away from incineration, it was consolidating it with extra safeguards.

He stated that when he first addressed the Council there was a landfill crisis but because of the planning done then, the County now had a licenced facility. If you did not plan then the problem would return.

In response to Cllr. Callanan, Mr. Rudden stated he did not know how many landfills would be needed until the thermal treatment issue was decided and likewise in relation to the size of the landfill. He stated that multiple bins in rural areas were a long term aim as the costs will be enormous. He stated it would first be desirable to ensure every household had a collection. He concurred that paying by weight was the fairest option and stated the plan allowed for its introduction.

Mr. Rudden confirmed in response to Cllr. Rabbitte that it was Government Policy to plan on a regional basis because all that was happening on a County basis was new landfills which is contrary to Government Policy. He confirmed the regional approach allowed a much better spread of facilities as waste does not respect County Boundaries. He stated that Mr. Kramner was taken out of context when quoted as not favouring incineration and was in fact now promoting the Incineration Directive through the E.U.

Mr. Rudden informed Cllr. Grealish that Wexford and Cork are revisiting their plans and that incineration will be under consideration. He stated that the Health Report presented at the last meeting was written by M.C. O'Sullivans from all available information and that a recent report from the U.K. Department of Health concluded there was no need for further investigations into the incidence of cancer near Municipal Solid Waste incineration plants as the effects were exceedingly low and not measurable.

The Cathaoirleach then invited contributions from the members and was giving precedence to those who had been deferred from the last meeting.

The following points were raised:

- Were S.A.C.s excluded in their totality and were Dúchas asked in relation to part of any S.A.C.
- Were submissions received from environmental bodies.
- Does acceptance of the regional plan require all local authorities to accept.

- How many local authorities had accepted plans and had they rejected incineration.
- People must be put first before any plants or animals.
- Galway City must look at their situation.
- All areas should have a kerbside collection, not just urban areas.
- More recycling infrastructure must be put in place.
- As there was no consultation between Local Authorities in the region that Galway should go alone.
- No concrete data has been produced showing incineration is safe.
- Councillors have been unable to effect change in the plan so they should reject it.
- Why should Galway incinerate for Connacht, Compost for Connacht and Landfill for Connacht.
- What extra works would be undertaken in Ballinasloe.
- Galway Corporation have not acted honorably and should re-open Carrowbrowne.
- A county plan should be adopted.
- Undertake an advertising blitz promoting recycling.
- Landfill and composting plant in Germany was in a forest so we should return to Coillte.
- Nuclear power was rejected in the 1960s so thermal treatment must be rejected now.
- What decision did the Corporation take.
- Home composting should receive more emphasis.
- Any facility in the Development Plan to allow more than one landfill should be removed.
- Could vermin-composting be a possible solution.
- People in the three potential landfill areas do not believe their areas are suitable.
- The Galway Plan and Connacht Plan show variances, which must be resolved.

Mr. Rudden responded to the various points and queries as follows:

- The E.P.A. had excluded S.A.C.s and that Duchas was a statutory consultee who up to recently had not made any input.
- Submissions had been received from Environmental Bodies and were considered.
- The plan must be accepted by all the Local Authorities.
- At present 24 plans were prepared and 17 had been passed with no rejection of Thermal Treatment subject to clarification of the position taken by Galway Corporation.
- The level of availability of bottle banks is to be increased from it's current of one per ten thousand people to one per one thousand.
- It will never be possible to get a categorical confirmation that incineration is safe.
- Ballinasloe landfill is not up to E.P.A. standard but the new cells will be.
- Gasification is not yet proven but incineration is proven.
- The Government Policy is based on regionalisation and diversion from landfill and that major European cities are accepting incineration.
- The re-opening of Carrowbrowne was not an option due to the existence of an aquifer.

- Coillte sites were not a panacea and many were considered but ruled out for various reasons.
- The decision taken by the Corporation has to be clarified.
- It is possible to increase the importance of home composting if the Council so wish.
- Vermicomposting is allowed for in the plan.
- Accepts the inevitability that people in the three potential areas don't agree with the site selection.
- Any discrepancy in the figures in published documents were due to using slightly different models but were not central.

The Cathaoirleach thanked Mr. Rudden for his responses and his patience in answering the many questions which had been asked.

The Manager stated that regardless of the decision taken at the meeting, the implications would be discussed at the meeting on 25<sup>th</sup> September 2000. He informed the members that there was now a major crisis and that the county could be without waste disposal infrastructure for a number of years due to the time needed to go through the planning, licencing and construction stages. He stated this crisis could not come at a worse time for mobile investment and while the County was now in good shape it may not remain so. He stated that if the plan is rejected the Council cannot apply for funding to put infrastructure in place.

The Manager concluded by informing the members that their only function is to adopt or reject the plan and any other proposal or amendments they wish to pass will be examined legally as to their validity and that executive functions would be taken by the executive.

It was proposed by Cllr. Matt Loughnane, seconded by Cllr. Joe Callanan and unanimously agreed:

"That this Council rejects the Draft Waste Management Plan for Connacht Region".

It was proposed by Cllr. Jimmy McClearn, seconded by Deputy Ulick Burke.

"That Galway County Council develop a Waste Management Plan for the 5 electoral areas and Ballinasloe Urban Area. This plan to exclude the proposed three sites of Ballinahistle, Cross and Newbridge".

The Manager indicated that Section 38 of the Waste Management Act provides that the provision of facilities for the disposal of domestic waste is an executive function and the members only role is to adopt a plan. He stated he would be failing in his duties if he did not act to provide such facilities.

Mr. Rudden informed the members of a situation where the members of Wicklow County Council sought to exclude a site from consideration and the High Court and Supreme Court stated such action was impractical. Cllr. Matt Loughnane, seconded by Cllr. Joe Callanan proposed the following amended motion:

"That this Council resolves that:

The future of Waste Management in the County must involve a policy of maximising Waste Reduction, Reuse and Recycling. This can only come about with maximum cooperation between the Council, the public generally, and in particular, the vociferous and organised lobby groups engaged in this present campaign.

Both from a medical and environmental point of view, incineration is considered unsafe and unacceptable. The concerns of the food-producing farming community are accepted. One of our country's greatest traditional assets is food production form the world's cleanest environment. This must be protected.

We all accept the need for landfill. This view has been clearly expressed by the lobby groups. Sites already examined are unacceptable. Landfill should be located in remote areas that are afforested and landscaped and positioned at least 1 mile from any dwelling. In future, land acquisition for such a site should be by voluntary sale through advertising rather than compulsory purchase.

As this Council is a Sanitary Authority, we accept, this function for which we are elected conscientiously, sincerely and honourably. We will do our duty".

It was proposed by Councillor Cunningham, seconded by Councillor McClearn that the amended proposal by Councillor Loughnane be added to the original proposal by Councillor McClearn as a composite motion. This was unanimously accepted and the composite motion was unanimously carried.

# Chríochnaigh an Cruinniú ansin.

Syred

Monthly Meeting held on 24th July 2000

# COMHAIRLE CHONTAE NA GAILLIMHE

# MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON 24<sup>th</sup> JULY, 2000

Cathaoirleach

An Comhairleoir C. Ni Fhatharta

I LATHAIR FREISIN; Baill:

Cllr. J. Burke, Deputy U. Burke, Cllrs. J. Callanan, J. Conneely, M. Connolly, M. Cunningham, M. Fahy, S. Gavin, N. Grealish, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J.J. Mannion, T. Mannion, J. McClearn, Senator J. McDonagh, Cllrs. P. McHugh, T. McHugh, S. O'Neachtain, P. O'Sullivan, K. Quinn, T. Rabbitt, M. Regan & S. Walsh

Oifigigh:-

Messrs. D. Nelson, Deputy Co. Manager, T. Kavanagh, A/Asst. Co. Manager, E. Power A/Co. Secretary, J. Colleran, County Engineer, E. Lusby, Finance Officer, B. McDermott, A/A.O., D. Barrett, A.O. J. Harrold, Arts Officer, M. Jordan, A/S.S.O. Cuimin Mac Aodh Bhuí, Oifigeach Gaeilge

Thosnaigh an cruinniu leis an paidir.

#### **RESOLUTION OF SYMPATHY**

671

A resolution of Sympathy was extended to the following;-

Mrs Ita O'Connor, Brackernagh, Ballinasloe, Co. Galway.

It was agreed that items nos. 5 and 6 would be dealt with at the commencement of the meeting

MATERIAL CONTRAVENTION OF THE DEVELOPMENT 672 PLAN FOR THE SCHEDULED TOWN OF GORT TOWNLAND OF BALLYHUGH FOR THE CONSTRUCTION OF 44 No. RESIDENTIAL UNITS COMPRISING OF 29 DWELLING-HOUSES AND 15 APARTMENTS IN THREE BLOCKS AND ASSOCIATED SERVICES.

# PLANNING REF: 99/3585 APPLICANT: DALEOAK DEVELOPMENTS

*Mr.* Liam Kavanagh, S.E.E. outlined the details of the proposed development as set out in the report dated 19<sup>th</sup> July, 2000 which has been circulated to the Members.

## "PROPOSED DEVELOPMENT:

The proposed development is for the construction of 44 no. residential units comprising of 29 dwellinghouses and 15 apartments in three blocks and associated services at Ballyhugh, Gort.

LOCATION:

The site is located at Church Street, Gort.

**PLANNING HISTORY:** 

98/2235 – Outline planning permission was granted on an enlarged site for 47 residential units following a material contravention of the plan.

**GORT DEVELOPMENT PLAN:** The current development plan for Gort has zoned the lands on which the proposal is located for Agricultural purposes. The proposal which involves a medium density of development would contravene the zoning objective which only facilitates residential development of a low density ie. 0.5 acre per house. The draft development plan for Gort proposes a commercial zoning on these lands. The zoning matrix allows for residential development in certain cases. In this case the proposal is part of an overall development of this land bank comprising supermarket, retail units and car parking and the proposed housing.

**ASSESSMENT:** The site of the proposal is located on lands fronting onto Church Street. The development is bounded to the south by the Cannahowna River and it is proposed to develop a linear walk with public access along the river bank. Vehicular access is proposed out of Church Street with pedestrian access onto the laneway to the river. The proposed development comprises 29 detached dwellinghouses, and three blocks of five apartments which will overlook the riverside. A large area of open space will separate the apartment blocks from the river. Other incidental green areas are located throughout the site. The development is medium density of approximately eight units per acre with a site area of 2.43 hectares. The site is located within the town boundary. It is bounded to the front by Church Street, to the rear by the library and a nuns burial ground and to the south by the river and the proposed shopping centre.

**SERVICES:** The public sewer and watermain run along Church Street and it is proposed to connect into same. Taken in context, the development is located adjoining the built up areas of Gort. The land is suitable for residential development given its prime location at the edge of the commercial area and close to all services required. The opening up and development of the riverside walk for the public will enhance the overall amenity value of the town and will provide a further link in the development of the riverside walk. The density is consistent with other recent developments in Gort.

**OBJECTIONS:** No objections to this planning application have been received.

**RECOMMENDATION:** It is recommended that a decision be made to materially contravene the Gort Town Development Plan

**STATUTORY CONSIDERATION:** A decision to grant permission cannot be made unless a resolution is passed by the 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 permission was given on 17<sup>th</sup>June, 2000 and the notice invited members of the public to submit representations or objections. None were submitted.

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

The latest date for a decision on this application is 16<sup>th</sup>August, 2000."

Cllr M. Regan proposed that having considered the Planning Application made by Daeloak Developments for planning permission the construction of 44 no. residential units comprising of 29 dwellinghouses and 15 apartments in three blocks and associated services in the townland of Ballyhugh, Gort, Co. Galway planning reference no. 99/3585, and having considered the Report dated 19<sup>th</sup> July, 2000 on the matter, Galway County Council in accordance with the provisions of Section 26(3) of Local Government (Planning & Development) Act 1963, as amended by Section 39(d) of Local Government (Planning & Development) Act 1976, as amended by Section 45 of the Local Government Act, 1991 hereby require that a decision to grant permission be made in the case of this application. Cllr. M. Fahy seconded this proposal. A vote was then taken which resulted as follows:-

AR SON

Cllr J. Burke, Deputy U. Burke, Cllr J. Callanan, Cllr M. Conneely, J. Conneely, M. Fahy, S. Gavin, N. Grealish, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J. J. Mannion, T. Mannion, J. McClearn, Senator J. McDonagh, Cllr P.McHugh, T. McHugh, C. Ni Fhatharta, P. O'Foighil, S. O'Neachtain, P. O' Sullivan, K. Quinn, T. Rabbitt, M. Regan, S. Walsh (26)

IN AGHAIDH:

GAN VOTAIL Cllr M. Cunningham

The Cathaoirleach declared the resolution carried.

# MATERIAL CONTRAVENTION OF THE COUNTY 673 DEVELOPMENT PLAN FOR THE TOWNSLANDS OF CAHERGOWAN/SUMMERFIELD FOR CONSTRUCTION OF 24 NO. SEMI-DETACHED DWELLINGS AND 1 NO. DETACHED DWELLING PLANNING REF: 99/1711 APPLICANT: G & K DEVELOPMENTS LTD.

Mr. Liam Kavanagh, S.E.E. outlined the details of Material Contravention set out in the following report dated  $24^{th}$  July, 2000 which has been circulated to the Members.

**PROPOSED DEVELOPMENT:** Permission for the construction of 24 no. semi detached dwellings and 1 no. detached dwelling in the townland of Cahergowan/Summerfield, Claregalway.

**LOCATION:** The proposed development is located at Summerfield/Cahergowan Tds, Claregalway village. A substantial part of this estate is now completed or under construction. This proposal forms part of this estate, and is on the road reservation route for proposed bypass of Claregalway which runs through this site, as indicated in the County Development Plan.

**BYPASS PROPOSAL** The current bypass proposal(s) for Claregalway are now proposed to be west of the lands the subject of this application, as indicated on the Draft Development plan for Claregalway (drg. No. 2970-400). The Roads Department of Galway County Council have no objection to this current proposal.

**SERVICES** The developer proposes to serve this site by means of an existing sewage treatment plant which has been installed in recent years and which currently services the existing housing development.

**ZONING** The current zoning for this site is indicated on the County Development Plan (Map 6) of 1997 which indicates a road reservation for a bypass of Claregalway village. Surrounding lands are zoned "residential". The proposed zoning in draft plan is for residential development

**OBJECTIONS:** No objections or submissions were received

**RECOMMENDATION** This proposal for residential development is situated adjacent to a partially completed housing estate being constructed by the applicant. Effectively, the proposed development would be an infill to the adjacent permitted developed works. Servicing by means of a foul sewer is available. Accordingly, a recommendation to contravene the current County Development Plan is recommended.

**STATUTORY CONSIDERATION:** A decision to grant permission cannot be made unless a resolution is passed by the 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 permission was given on 30<sup>th</sup> June, 2000 and the notice invited members of public to submit representations or submissions. No submissions were received.

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

The latest date for a decision on this application is 29th August, 2000.

Senator J. McDonagh proposed that having considered the Planning Application made by G & K Developments Ltd for planning permission for construction of 24 no. semi detached dwellings and 1 no. detached dwelling in the townland of Cahergowan/Summerfield, Claregalway, Co. Galway planning reference no. 99/1711, and having considered the Report dated 24<sup>th</sup> July, 2000 on the matter, Galway County Council in accordance with the provisions of Section 26(3) of Local Government (Planning & Development) Act 1963, as amended by Section 39(d) of Local Government (Planning & Development) Act 1976, as amended by Section 45 of the Local Government Act, 1991 hereby require that a decision to grant permission be made in the case of this application. Cllr. N. Grealish seconded this proposal. A vote was then taken which resulted as follows:-

#### AR SON

Cllr J. Burke, Deputy U. Burke, Cllr J. Callanan, Cllr M. Conneely, J. Conneely, M. Cunningham, M. Fahy, S. Gavin, N. Grealish, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J. J. Mannion, T. Mannion, J. McClearn, Senator J. McDonagh, Cllr P. McHugh, T. McHugh, C. Ni Fhatharta, P. O'Foighil, S. O'Neachtain, P. O' Sullivan, K. Quinn, T. Rabbitt, M. Regan, S. Walsh. (27)

IN AGHAIDH:

The Cathaoirleach declared the resolution carried.

# **MINUTES**

674

The Minutes of Special Meeting held on the 9<sup>th</sup> June, 2000 were approved by the Council and signed by the Cathaoirleach on the proposal of An Comhairleoir O'Foighil, seconded by Councillor Callanan.

The Minutes of the Monthly Meeting held on the 26<sup>th</sup> June, 2000 were approved by the Council and signed by the Cathaoirleach on the proposal of Councillor Fahy, seconded by Councillor McDonagh.

In reply to a query by Councillor Gavin the County Secretary said that the Council had not received a reply from the Department of Education and Science regarding the letter sent requesting an increase in fees and maintenance grants for students.

Councillor Gavin said that he hoped that the same problem would not arise next year and asked that this be noted.

The Minutes of the Meeting of Galway County Council held in Committee on the 26<sup>th</sup> June, 2000 were approved by the Council and signed by the Cathaoirleach on the proposal of Councillor T. McHugh, seconded by Councillor Quinn.

# **REPORTS OF COMMITTEE MEETINGS**

675

## Miontuairisci Cruinniu Coiste Gaeilge – 17ú Bealtaine, 2000

Gabh an Comhairle leis na Miontuairisci, ar mholadh an Comhairleoir O'Neachtain, cuidiú an Comhaoileoir S. Walsh.

#### Reports of the Local Rural Water Monitoring Committee

Reports of the Local Rural Water Monitoring Committee held on;

10<sup>th</sup> December, 1999 14<sup>th</sup> January, 2000 18th February, 2000 13<sup>th</sup> March, 2000 18<sup>th</sup> April, 2000 15<sup>th</sup> May, 2000

were considered. They were adopted by the Council on the proposal of Councillor M. Connolly, seconded by An Comhairleoir O'Foighil.

In relation to the Local Rural Water Monitoring Committee meeting, held on the 31st January, Councillor McHugh asked if the Rural Water Committee were attempting to reverse decisions made by the Council on the Tuam Regional Water Supply Scheme. He said that there was a need for water services in Headford. The Deputy Manager said that Consultants were appointed to carry out the site investigation contract for the Tuam Regional Water Supply Scheme, Stage 2, which includes the North Galway Area. The Deputy Manager advised the Council that this contract will be signed within the next couple of weeks. The devolution of the Rural Water Programme to Local Authorities involved the establishment of the Local Rural Water Monitoring Committee in every County. He added that a regional approach to the provision of quality water is necessary as quality water cannot be guaranteed on all privately run schemes. Councillor Connolly in referring to the L.R.W.M.C. advised the Members that he was Chairman of the Committee. He stated that a Strategic Rural Water Plan is being prepared by Consulting Engineers. This Plan will examine the water requirements for the County and will be submitted to the Members following discussion at the L.R.W.M.C. meeting. He emphasised that a high level of investment is being made in the Group Scheme Sector.

Councillor T. Mannion said that the minutes of the Rural Water Committee should be made available to the Council on a regular basis. Councillor McHugh stated that the

role of the Committee should not be allowed interfere with the policy role of the Council.

# REPORT UNDER LOCAL GOVERNMENT (PLANNING & DEVELOPMENT) REGULATIONS 1994

676

A copy of Report dated 19th July, 2000 was circulated to each Member.

- (a) Construction of 18 no. houses at Coileán South, Co. Galway.
  It was agreed that this item would be deferred to an early meeting of the Connemara Area Committee.
- (b) Construction of 6 no. houses at Derrybeg, Tynagh, Co. Galway .The A/County Secretary stated that this item would have to be deferred to the next meeting of the Council, as the closing date for receipt of submissions had not passed as yet.
- (c) Construction of 8 no. houses at Roundstone (fairgreen) Co. Galway.

On the proposal of Councillor J. Conneely, seconded by An Comhairleoir O'Foighil the Council approved the construction of 8 no. houses at Roundstone, Co. Galway.

(d) Construction of 8 no. houses with services at Ballygar, Co. Galway. Located at Ballygar halting site.

On the proposal of Councillor Quinn, seconded by Deputy U. Burke the council approved the construction of 8 no. houses at Ballygar, Co. Galway.

(e) Extension of existing County Council house at Coose, Whitegate, Co. Galway.

On the proposal of Councillor Loughnane, seconded by Councillor Hynes the Council approved the construction of extension to house at Coose, Whitegate, Co. Galway.

# REPORT UNDER LOCAL GOVERNMENT 677 (PLANNING & DEVELOPMENT) REGULATIONS 1994 – ROAD REALIGNMENT WORKS- NATIONAL ROUTE N6 IN THE TOWNLANDS OF SLIHAUN MORE, POLLALUGGA, CLOGHAGALLA OUGHTER AND BALLYEIGHTER.

A report dated 19<sup>th</sup> July was circulated to each member.

On the proposal of Councillor Callanan, seconded by Councillor Loughnane the Council approved realignment works on national route N6 in the townlands of Slihaun More, Pollalugga, Cloghagalla Oughter and Ballyeighter.

# APPROVAL OF EXTENSION OF TIME FOR THE678REVIEW OF THE FOLLOWING DEVELOPMENT PLANS:

- (a) Loughrea Town and Environs
- (b) Gort
- (c) Athenry

On the proposal of Councillor McClearn, seconded by Councillor Cunningham it was agreed to extend the time for the review of the development plans on the above towns to 31/12/00.

# APPROVAL OF ARTS GRANTS FOR YEAR 2000

# A Report dated 19<sup>th</sup> July 2000 setting out recommendations for Arts Grants under S.12, Arts Act, 1973 was submitted as follows:

679

Abbeyknockmoy Childrens' Community Music	1,000
Amhran Maighe Seola, Milltown	1,000
An Autumn Gathering at Coole	800
Anord Community Arts & Festival, Clonbur	1,200
An tAmhran Beo, Kinvara	400
Athenry Festival	1,500
Baboro	500
Baffle Poetry Group & Festival, Loughrea	1,000
Caltra Festival	2,000
Cats' Pyjamas Childrens' Theatre, Moylough	500
Clifden Arts Society	600/
Clifden Community Arts Week	7,500/
Clifden Writers Group	400
Cois Cladaigh Chamber Choir	300
Comhairle Muintir an Chaiseal	900
Conamara Sea Week / Bog Week	1,000
Cooley-Collins Festival, Gort/Peterswell	750
Cumar 2000, Ros Muc	500
De Bheatha Abhaile, Inis Oirr	300
Dunuisce Gallery, Ballinasloe	500
East Galway School of Music, Glenamaddy	350
Ellis Tate Centre for the Arts, Letterfrack	500
Eyrecourt / Meelick Arts Society	200
Francis A. Fahy Commemoration Society, Kinvara	750
Galway Arts Centre	400
Galway Arts Festival	3,000
Galway Youth Theatre	1,000
Gateswide Commuinty Arts, Tuam	2,000
Glenamaddy Arts & Historical Society	850
Glenamaddy Theatre Festival	1,000
	,

Glinsk Community Council	60
Gort Arts Group	50
Heritage Connemara Music Project, Letterfrack	50
Inishbofin Arts Festival	1,00
Inishbofin Music Society	40
Kilconnell Festival	40
Kilkerrin Arts Society	20
Kiltartan Gregory Cultural Society, Gort	50
Lawrencetown Community Enterprise Co.	30
Letterfrack Film Society	40
Letterfrack Writers' Group	75
Loughrea Traveller Community Development Group	30
Loughrea Youth Development Group	30
Lunasa at Lackagh	50
Maam Childrens' Nerve Centre Project	1,00
Macnas	1,200
Maree/ Oranmore Millennium Poem Project	1,000
Muintearas	2,000
Music for Galway	500
Oranmore Arts Society	200
Plearaca Chonamara	3,000
Portumna Players Community Arts Project	500
Roundstone Community Irish Nights	300
Roundstone Open Arts Week	500
Skehana Community Festival	200
Spring Onion Puppet Theatre, Barna	500
St. Grellan's Youth Group, Ballinasloe	750
Turloughmore Fair Community Arts	400
Youth in Action, Letterfrack	50
Mr. Bergen highlighted the following reasons why this infrastructure was in	51,900

#### Arts Programme:

#### Total:

8,100

#### 60,000

On the proposal of Councillor Callanan, seconded by Councillor Loughnane the Arts Grants as recommended for 2000 were approved by the Council.

The Members expressed their appreciation of the work carried out by James Harrold, Arts Officer and wished him well on his move to Galway Corporation. Councillor Gavin said that it would be useful if a structure was put in place whereby the Members could meet with the Arts Officer during the year for general discussions. The Deputy Manager thanked James Harrold and complemented him on his dedication to the Arts in the County.

# RATIFICATION OF NOMINATIONS TO AGRICULTURE 680 COMMITTEE

A report dated 17<sup>th</sup> July was circulated to each member.

On the proposal of Councillor Loughnane, seconded by Deputy U. Burke the Council approved the following nominations to the Agriculture Committee the following:

I.F.A.	Vel <u>2</u> (0.6	Mr John Mannion, Monivea, Athenry
I.C.M.S.A.	-	Mr Tom Comer, Skregg, Kilkerrin, Ballinasloe.
<i>I.C.A.</i>	n 6 <u>0</u> 0% p	Mrs Eileen Corley, Bridge Street, Athenry
Macra na Feirme	-	Thomas Fahy, Ardgaineen, Corrundulla,

It was agreed that the first meeting of the Committee would be held on the 8<sup>th</sup> September, 00 at 12.00 noon.

#### It was agreed to take item no. 12 next

# PRESENTATION BY E.S.B. ON NEW 220KV LINE FROM681PORTUMNA TO CASHLA, ATHENRY.681

Mr Eugene Bergen, E.S.B. made a presentation on the new 220 kV Line from Portunma to Cashla, Athenry. He explained that it is necessary to reinforce the high voltage electricity infrastructure in County Galway. Recent studies have shown that with the present demand increase, the existing electricity infrastructure will be inadequate to meet the demands of the area. The proposal consists of a new 220kV line from a new 400/220kV substation north of Portumna to Cashla 220kV Station west of Athenry.

Mr Bergen highlighted the following reasons why this infrastructure was important; **Development**.

- It will increase the potential of the Border, Midlands and West Region
- It is the BMWs' turn to have the infrastructure to attract inward investment
- The project will help place the region on a par with Dublin and the East
- It is the IDAs' target to locate 50% of green field jobs in the BMW area.

#### Care of the Environment

He said that care of the Environment was a core value of the E.S.B. and that an Environmental Impact Statement was being prepared and will be submitted with the planning application to Galway County Council . The E.S.B. will make every effort to minimise the Environmental impact of the proposed substation and, using objective route selection criteria, will seek to minimise the environmental impact of the overhead line. The design of the overhead line will ensure that it will be as unobtrusive as possible. Masts will, where possible be located on existing fences and boundaries in order to minimise interference with farming activities. The E.S.B. will also ensure that the route is not closer that 50m to existing housing.

#### Landowners

The E.S.B.'s stated aim is to maintain good relationships with landowners and ensure that no landowner will be at a financial loss due to the presence of an overhead high voltage transmission line across their property. A code of practice has been agreed for the survey, construction and maintenance of overhead transmission lines with the I.F.A. When the landowner has a viable development, which interferes with the line either now or in the future, the E.S.B. will enter into negotiations to alter or reroute the line or alternatively to agree compensation for the proposed development.

A general discussion took place and the following observations were made by the Members;

- A more detailed map was necessary so that the townlands in question can be easily identified.
- It was hoped that the new E.S.B. line would improve the Electricity supply to the Connemara area.
- Where support structures for overhead lines were necessary they should be located on existing fences and boundaries.
- The E.S.B. should have Consultations with landowners and householders affected by the development and compensation should be discussed and agreed.

In reply a query from Councillors, Mr Bergen explained that all E.U. and International criteria were satisfied for Electro Magnetic Fields for overhead lines. The latest research in January 2000 fully supports the position that there is no link between E.M.F. and cancer.

The Councillors expressed a preference for Underground Cables and Mr Bergen explained why overhead lines were more viable than underground cables as follows;

- An overhead line provides a more secure electricity supply than an underground cable, as it is faster and easier to maintain and repair
- An underground cable fault can take weeks to repair as it can be difficult to locate the position of the fault and the repair process itself is slow
- If cables are laid along roadways extensive road closures are necessary during the trenching process and afterwards for repairs
- Underground high voltage cables are six to ten times more expensive than the equivalent overhead lines.

In reply to a query Mr Bergen explained that Wind Power is not a viable option in the fact that there are major objections to the structures involved, it has to be linked into the National Grid and it is not a reliable source of power.

The Cathaoirleach thanked Mr Bergen for his presentation.

# RURAL WATER PROGRAMME; BLOCK GRANT ALLOCATIONS 2000.

A copy of report dated 5<sup>th</sup> July was circulated to each Member.

On the proposal of Deputy U. Burke, seconded by Councillor J. McClearn, it was agreed to defer this item.

# **DRAFT ANNUAL REPORT FOR 1999**

683

A copy of the Draft Annual report for 1999 was circulated to each member.

On the proposal of Councillor Callanan, seconded by Councillor Loughnane the Members approved the Draft Annual Report 1999.

# PRESENTATION OF NEW FINANCIAL MANAGEMENT 684 SYSTEM FOR LOCAL AUTHORITIES.

The Finance Officer gave a presentation on the New Financial Management System.

He said that the system is on pilot in Meath and Donegal County Councils and has proved successful. The new system evolved from recommendations made in Better Local Government 1996 and takes into account the efficient use of resources, measurement of out-put and costing. The objective was to produce software that brings together all the best features of private sector accounting including accounting for assets and balance sheets. After an E.U. tender process the "Aggresso" package was selected. The Council will go live with this package on the 1<sup>st</sup> May, 2001 and the accounts for 2001 will be shown on the basis of the new package. A project team will be set-up on the 1<sup>st</sup> September,00. The Finance Officer said that he would make another presentation when the Council had the system in place.

#### LOCAL GOVERNMENT BILL 2000

685

686

This item was deferred

# PRIOR NOTICES IN RELATION TO PLANNING APPLICATIONS

Deputy U. Burke said that Councillors were requesting too many prior notices and that this was putting a burden on the planning staff. He suggested that Councillors should have the written consent of the applicant when requesting prior notice on planning decisions. Councillor Gavin supported this view and said that Councillors

should get more than one days prior notice on decisions. Councillor S. Walsh said that the Councillors have a duty to serve their electorate and may represent an objector to a planning application in some cases. He said that he considered the facility worthwhile and should be retained. Councillor J. Burke said that the prior notice facility should be withdrawn from any member abusing it. It was proposed by Councillor M. Connolly and seconded by Councillor S. Walsh that two weeks prior notice should be available to Councillors.

The County Secretary explained that he could not undertake to comply with this proposal, desirable as it may be. He explained that prior notice was a facility which the previous County Manager made available to Councillors. Every care has to be taken when dealing with planning applications and the large volume of applications at present must be taken into account. A complaint was made by a planning applicant that there was a prior notice on the file which had not been requested. The County Secretary said also that there was a problem whereby Councillors faxed prior notices to the Planning Office and subsequently posted the same notices. This duplication created increased work for the staff in a very busy section. The County Secretary said that the Planning Staff were making every effort to give prior notice to Councillors more than two days in advance of the due date for decisions. He said that prior notices only issued in respect of refusals and if a Councillor made representations on behalf of an objector, that would have to be indicated.

It was proposed by Councillor J. Burke, seconded by Councillor McClearn that the County Secretary investigate if certain Councillors were abusing the prior notice facility.

Councillor McClearn said that it was difficult to get through to the planning office when using the direct phone number given to Members. The County Secretary said that these direct phone numbers given to Councillors enabled them to phone the Sections directly without having to go through the main switchboard. However, it must be noted that other business is also transacted on these phones.

### CONFERENCES

On the proposal of Councillor Loughnane, seconded by Councillor Cunningham, it was agreed that the attendance of the following Members be approved at the Conference set out hereunder, the cost of each Conference having been circulated to each Member:-

Trad	le Missi	ion
------	----------	-----

Milwalkee -

17<sup>th</sup> – 23<sup>rd</sup> August.

687

Cllr. Connie Ní Fhatharta

# MANAGERS BUSINESS Town Renewal Scheme

The Deputy County Manager said that the Council had received notification of the designation of areas within Loughrea, Ballygar, Headford, Portumna and Clifden. Under the Town Renewal Scheme maps showing the designations will be on display in the Planning Section, relevant area offices and libraries. The Council cannot undertake to notify individual land owners. Councillor Hoade said Headford can not avail of this incentive as the necessary sewerage facilities are not available in the town.

Councillor P. McHugh said that the Department should be made aware of this situation. The Deputy Manager explained that there was a problem with the first site selected for the construction of a Sewerage Treatment Plant. However, an alternative site has been identified and it is expected that planning for the scheme can now be advanced.

#### Water and Sewerage Services

The Deputy County Manager explained that two circulars have recently issued from the Department of Environment and Local Government.

- (a) Rural Water Programme; Block Grant Allocation 2000 received on the 7<sup>th</sup> July, 2000. The total allocation for 2000 was £2,325,000.00. The Deputy County Manager explained that this was a block Grant covering expenditure on the Rural Water Programme including Small Public Water & Sewerage Schemes, Group Schemes Capital Grants and Takeover of Group Schemes.
- (b) Water and Sewerage Services Investment Programme 2000-2002 as set out in the Circular letter L9/00 dated 18<sup>th</sup> July, 2000 was circulated at the meeting for the members information. This circular deals with the specific allocations for individual Major Capital Schemes.

The Deputy Manager advised the members that a comprehensive report on the Water Services Programme would be presented to members at the Council meeting in September.

#### **Funding For Tarrea Pier**

The A/County Secretary informed the meeting that the Department has notified the Council of additional funding of  $\pm 30,000$  for the development at the pier at Tarrea, Co. Galway. This additional funding will bring total allocation for development of the pier to  $\pm 127,000$  of which 75% is being met by the Department of the Marine and Natural Resources. He indicated that works on the pier include the construction of a new slipway, the provision of a deeper berthage beside the new slipway, the installation of ladders and the provision of public lighting, kerbs and handrails. The Council is required to contribute 25% of the cost.

On the proposal of Councillour Loughnane, seconded by Councillor S. Walsh it was agreed that the Council would countribute 25% of cost i.e. £31,750 towards the project cost.

#### **Proposed Route Corridors For N17**

Councillor P. McHugh said that the proposed route corridors for the N17 should include a further corridor to the East of the published corridors which would link up with the most northerly corridor of the N6 proposals. This would allow traffic from Tuam to have a common route to Galway and Dublin from Athenry. He proposed that the Consultants examine the matter. This was seconded by Michael Connolly and agreed.

# CATHAOIRLEACHS' BUSINESS

689

The Cathaoirleach wished the Galway Minor and Senior Hurling teams the best of luck in the All-Ireland Championship and also the Galway Football team.

Councillor M. Connolly said that planning permissions for houses in the Mountbellew, Dunmore and Miltown area were held up because a sewerage scheme was not in place in the areas. He requested that the Council write to the Department requesting extra funding for this project. This was seconded by Councillor T. Mannion.

The Deputy Manager said that the Council had prepared its own Assessment of Needs which should be revisited on an annual basis. He said that this would be placed on the Agenda for the September meeting.

#### Grass Trimming

Councillor Fahy referred to Notice of Motion No. 21 and asked that the Council get extra machinery in order to carry out the necessary grass trimming on County Roads. On the proposal of Councillor M. Fahy, seconded by Councillor Callanan it was agreed that the council should give priority to grass trimming on County Roads.

# NOTICE OF MOTIONS

# N.O.M. NO. 18 - TOWN PLAN - CLLR. M. CONNOLLY 690

The following written reply was given to Councillor Connolly:-

"It is the intention of Galway County Council to prepare an Action Plan for Kinvara. However, priority will first be given to the finalisation of the review of the scheduled town plans and plans for the satellite towns and villages of Galway City".

### N.O.M. NO. 19 – TRAFFIC CALMING – M. CUNNINGHAM 691

The following written reply was given to Councillor Cunningham:-

"Traffic calming on the Galway Road, Gort is already in place. Traffic calming on the Ennis Road, Gort will be considered for inclusion in our Traffic Calming Programme to be submitted to the National Roads Authority for next year".

### N.O.M. NO. 20 – PIERS – CLLR. M. CUNNINGHAM 692

The following written reply was given to Councillor Cunningham:-

"The question of whether it is possible to make provision for such matters in Bye-Laws for Kinvara Pier is at present under examination."

# *N.O.M. NO. 21 – ROADS – CLLR. M. FAHY* 693

The following written reply was given to Councillor Fahy:-

"Verge trimming is being carried out at present in South Galway. Because of the volume of this work it will be late in the year before all roads can be attended to."

# N.O.M. NO. 22 – ROADS – CLLR. M. FAHY

The following written reply was given to Councillor Fahy:-

"The road fronting this house is in County Clare."

# N.O.M. NO. 23 – LIGHTING – CLLR. M. FAHY 695

The following written reply was given to Councillor Fahy:-

"This location will be examined to establish if it meets the warrant for the provision of a pedestrian crossing."

and the second

## N.O.M. NO. 24 – FLOODING – CLLR. P. HYNES 696

The following written reply was given to Councillor Hynes:-

"There are no funds available to carry out this work at present. It may be possible to include it in next year's programme."

#### N.O.M. NO. 25 – LIGHTING – CLLR. P. HYNES 697

The following written reply was given to Councillor Hynes:-

"There is a private townhouse style development at the rear of the late Dr. Powell's residence. This development is not in charge of the Council. It is not proposed to erect extra public lighting at this location."

# N.O.M. NO. 27 – DRIVING LICENCES- CLLR. J. 698 MCDONAGH

The following written reply was given to Councillor McDonagh:-

"The number of driving licences issued by Galway County Council at 31/12/1999 was 27,307. Due to the expiry of the first 10 years issued in 1989, the volume of applications has substantially increased.

The number of licences issued for the period January to March 2000 was 8,700. As regards the issued of reminders for renewal of licences, unlike Motor Taxation, the driving licences are not yet operating from a centralised computer unit.

Under the new computer system recently installed, the suppliers Compudata Systems are at the moment in the process of developing a reminder system module, the demo for which is due to be released within the next 5-6 months. If this provides successful, Galway County Council will be in a position to issue driving licence reminders"

# N.O.M. NO. 28 - ROAD - CLLR. J. MCDONAGH 699

The following written reply was given to Councillor McDonagh:-

"This road will be examined to assess its suitability for taking in charge."

#### *N.O.M. NO. 29 – ROAD – CLLR. J. MCDONAGH* 700

The following written reply was given to Councillor McDonagh.

"All known hydrants have been exposed and raised to road level in co-operation with the Group Water Scheme."

# N.O.M. NO. 30 - FLOODING - CLLR. S. WALSH

The following written reply was given to Councillor Walsh.

"This matter will be investigated and a report will be available for the next meeting."

N.O.M. NO. 31 – ROAD – CLLR. S. WALSH 702

The following written reply was given to Councillor Walsh.

"This road is not included for improvement on the roadworks programme. Routine maintenance will be carried out."

# N.O.M. NO. 32 – ROAD – CLLR. S. WALSH

The following written reply was given to Councillor Walsh.

"This road is not included for improvement on the roadworks programme. Routine maintenance will be carried out."

#### CRIOCHNAIGH AN CRUINNIU ANSIN

mod

6.R.D.

701

703(a)

a Cathaoirleach said that the Council had agreed to take the name on Waste enagement first. An Cathaoirleach welconted a delogation from the Galway Safe esta Alliance and Mr. Sean Gavin from the Alliance theoleed the Council for the portunity to address them and outlined the groups proceeded by the Alliance. Special Meeting - 14<sup>th</sup> July 2000

## **COMHAIRLE CHONTAE NA GAILLIMHE**

# MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT ÁRAS AN CHONTAE, PROSPECT HILL, GALWAY ON FRIDAY, 14<sup>TH</sup> JULY, 2000.

#### **CATHAOIRLEACH:**

Comh. Connie Ní Fhatharta

#### **I LATHAIR FRESIN:**

**Baill:** 

Cllr. J. Burke, Dep. U. Burke, Cllr. J. Callanan, Dep. P. Connaughton, Cllr. J Conneely, Cllr. M. Connolly, Cllr. M. Cunningham, Cllr. M. Fahy, Cllr. S. Gavin, Cllr. N. Grealish, Cllr. M. Hoade, Cllr. P. Hynes, Cllr. J. Joyce, Cllr. M. Loughnane, Cllr. J.J Mannion, Cllr. T. Mannion, Cllr. J. McClearn, Sen. J. McDonagh, Cllr. T. McHugh, Cllr. M. Mullins, Cllr. P. O' Foighil, Cllr. S. O' Neachtain, Cllr. P. O' Sullivan, Cllr. K. Quinn, Cllr. T. Rabbitt, Cllr. M. Regan, Cllr. S. Walsh & Cllr. T. Walsh.

**Oifigigh:** 

Messrs. D.O'Donoghue, Co. Manager. D. Nelson, Asst. Co. Manager, T. Kavanagh, County Secretary, J. Colleran, County Engineer, E. Lusby, Finance Officer, L. Gavin, S.E.E., D. Barrett, T. Murphy, A.O.'s, E. Maloney, S.S.O., S. Ní Mhainnín, Environmental Education Officer, & C. Mac Aodh Buí, Oifigeach Gaeilge.

Thosnaigh an cruinniu leis an paidir.

# DRAFT WASTE MANAGEMENT PLAN FOR THE CONNACHT REGION.

660

An Cathaoirleach said that the Council had agreed to take the item on Waste Management first. An Cathaoirleach welcomed a delegation from the Galway Safe Waste Alliance and Mr. Sean Gavin from the Alliance thanked the Council for the opportunity to address them and outlined the groups represented by the Alliance:

- Ballinasloe Against the Super-Dump
- Clontuskert Anti -Incineration Group

- Cross / New Inn Anti-Dump Committee
- Galway For A Safe Environment
- Ballinahistle / Kilrickle Anti-Dump Committee
- Newbridge Action Committee

Mr. Gavin outlined the different speakers who would address the meeting and asked the Council to listen to their views.

Dr. Conchúr Ó Brádaigh asked why Galway should be asked to take the waste of Connacht and stated each County should handle it's own waste. He showed that if the Plan was implemented the volume landfilled in East Galway (including incineration ash) would be greater than the current volume landfilled. Dr. Ó Brádaigh stated that Ludwig Kramer, head of the E.U. Waste Management Directorate is of the view that people no longer want incineration. He questioned the costs of building an incinerator - £46m in the Draft Plan. He stated it could cost closer to £146m.

He referred to the leaked U.S. E.P.A. Draft Report on Dioxins which indicates that dioxins cause cancer and to a U.N. Environment Programme Report which indicated that incineration was the main source of dioxins in countries which had incineration.

Dr. Ó Brádaigh stated that Ireland has the lowest levels of dioxin in food and food products and that there could be a major implication for this sector if incineration proceeds. He referred to a Seanad Debate where it was stated that overseas customers had contacted food producers to confirm there was no incinerator within 40km. He referred to other forms of thermal treatment and stated that they all produce and emit persistent toxic emissions. He questioned the health report produced by M.C. O'Sullivan and asked why no health expert was involved in it's production.

He said the incinerator could be located anywhere in the county, that the fly ash could not be recycled and must be landfilled and that the bottom ash also has little beneficial use. He urged the rejection of the Plan.

Mr. Tom Finn stated that he is a farmer from Ballinahistle which is a small rural and farming community. He informed the meeting that he would outline an alternative system which was available to manage Galway's waste. He asked the Council to seriously consider this alternative. Mr. Finn outlined the situation in Nova Scotia in Canada where a proposal to incinerate was rejected by the community and an alternative was sought. The aim of the system in Nova Scotia was to maximise recycling and minimise leachate and this was achieved by waste diversion, waste segregation and waste stabilisation. The system is based on community ownership, convenience market creation, disposal bans and with a focus on economic development and job creation. The last reported profit from the Resource Recovery Board was \$22m. Mr. Finn asked the Council to seriously consider this type of alternative.

Mr. Gavin complimented the Consultants on the speedy production of the "Revisions Document" to the Draft Plan which was produced after only five weeks despite receiving 2701 submissions. He stated that not all submissions were addressed and specified the

submission by Newbridge Action Committee. He stated that the amendments to the Plan did not reflect the flaws highlighted by the submissions.

Mr. Gavin outlined the following flaws in the Draft Plan:

- Lack of contact with other Government Agencies.
- The location of a landfill in south Roscommon would not be ideal to service north Roscommon yet a landfill in east Galway was suitable to service all Connacht.
- If kerbside collection was extended to rural areas then there would be no need for an incinerator at all.
- Home composting is not mentioned.
- No incentive for other Connacht counties to recycle as they will export their waste to Galway.
- No proposal in Plan to financially assist recycling organisations.
- No market creation in Plan.
- No guarantee that landfill will not leak.
- Landfill to be located in populated areas.
- Recycling for the select few.

Mr. Gavin stated that it is people who would be affected by the Plan and that the Council should reject it. He quoted from Minister Noel Dempsey who commented that he wouldn't want an incinerator or landfill at his back door. Mr. Gavin asked the Council not to adopt the Draft Plan.

Mr. Vincent Costello from Cross / New Inn stated that the landfill selection procedure was flawed as it chose Cross/New Inn as a potential site despite there being 7 recorded archaeological sites on the Sites & Monuments Register on the site as well as an aquifer. He mentioned the existence of Toberdoney Stream and Holy Well and also the connection to the Dunkellin River which is a salmonid river. He stated the landscape of the site was open, giving more open views and there was also a dairy farm in the middle of the site. He further stated that the site may be a potential N.H.A. The Cross / New Inn area had a dump from 1971 to 1989 and that they don't want one again. He illustrated the recent incident where asbestos was found at the dump. Mr. Costello said that for a plan to be legal it must identify closed dumps and this was not done and that the record of the Council in restoration was not good.

Mr. John Mannion, Chairman of the Galway I.F.A. outlined the value of Irish quality food on the international market and said Ireland had the lowest levels of dioxin in food.

## Special Meeting - 14<sup>th</sup> July 2000

He said that farmers did not want landfill and that the effect on the communities in the three potential sites was not considered.

# APOLOGY

The Cathaoirleach suspended the business of this item to allow Cllr. Fahy address the meeting. Cllr. Fahy stated he wished to apologise and withdraw the remarks he had made to Cllr. Tiarnan Walsh at the meeting on 10<sup>th</sup> July 2000 and that he also wished to withdraw remarks he made to Cllr. Jimmy McClearn at a Loughrea Area Committee Meeting on 27<sup>th</sup> July 1998. Cllr. Fahy stated he had great respect for Cllr. Walsh and regretted the remarks. Cllr. Walsh accepted Cllr. Fahy's apology and thanked him for same. Cllr. McClearn also accepted Cllr. Fahy's apology.

# DRAFT WASTE MANAGEMENT PLAN CONTINUED 662

Following the presentation by Galway Safe Waste Alliance a long discussion followed during which the following points were made by members:

- High levels of recycling are aspirational rather than practical.
- Funding should be provided for composting.
- The threat of water pollution in Cross/New Inn and Ballynahistle should be clarified.
- There was poor consultation with local communities in the selection of landfill sites .
- If fly ash was stored in landfill sites it could pose serious and continuous danger to health.
- The Council should consider visiting Novia Scotia to examine it's treatment of waste.
- Why were there over 2000 submissions from Galway and less than 80 from the rest of Connacht.
- The Council should lead the way and invest in recycling.
- Further information be sought on what was happening in Europe.
- In the event of the three identified sites being unsuitable that a formal approach be made to Coillte who may be willing to sell some of its lands.
- The health and dioxin issue should be clarified especially in relation to dioxin from fly-ash
- How much will an incinerater cost and how long will it take to build?
- Galway should not be a dumping ground for all of Connacht.
- E.U. position on recycling should be clarified.
- M.C. O' Sullivan should comment on the U.S. E.P.A. report.
- What happens the non-recycled portion of the waste in the Nova Scotia model.
- Compost bins should be given out free of charge as an incentive to recycle.

- In the light of Mr. Ludwig Kramer's comment about incineration what is the EU policy?
- What is the level of dioxins in Ireland and how would incineration affect this?
- Waste has to be brought in from all of Connacht in order to make an incinerator viable.
- Recycling will need a market to sustain it.
- Objectors from the city only became concerned after incineration was announced.
- Had COWI or M.C'O Sullivan's a conflict of interest in this issue.

Mr. P.J. Rudden of M.C. O'Sullivan gave a background to the current waste issue and outlined that the regional approach was now being adopted throughout the country apart from Kildare, Wicklow and Cork. This was in line with Government Policy as stated in the policy document "Changing Our Ways". He then outlined the counties where Plans (including thermal treatment) have been adopted. Mr. Rudden outlined the targets contained within the Plan and the spread of facilities across the region. He made specific reference to the recycling facilities presently under construction on the Aran Islands. He illustrated the location of various incinerators in large European capitals and was very confident that the Draft Plan for Connacht is in line with E.U. policy. Mr. Rudden stated that the results of a region wide questionnaire which was part of an extensive public consultation programme indicated that there was a significant majority in favour of the Plan. He stated that while dioxins were an issue in relation to incineration in the past, the future estimated contribution of dioxins by modern incinerators will be less than half of one per cent. He stated that while some countries such as France had high levels of incineration and low levels of recycling, other countries such as Denmark and Switzerland had high levels of both. Mr. Rudden outlined the revisions made to the Draft Plan as a result of the public consultation process and submissions received. He concluded by assuring the members that his firm and COWI had absolutely no conflict of interest in the issue of waste management.

In reply to Councillors' queries Mr. Rudden stated that:

- Donegal was previously designated with Western Northern Ireland and therefore could not be included in the Connacht Region.
- He agreed that the Midlands was a small region but rather than splitting it up and joining the counties to other regions it was agreed to downsize incineration to keep the region together.
- Coillte lands did not have a special endowment as to suitability and in the case of Cork the local objections were just as strong.
- The Cork Plan excluded thermal treatment as it was pre the 1996 Act but it is currently being re-examined
- In relation to the lining of Ballinasloe landfill this can only commence now as there had to be detailed site investigations carried out first.

Following further discussion it was agreed that the matter be discussed further at a meeting to be held on the 1<sup>st</sup> September at 3.30 p.m.

# **CONSTRUCTION OF 18 NO. HOUSES AT COILEÁN, CARRAROE SOUTH, CO. GALWAY.**

This item was deferred

# **CONSTRUCTION OF SINGLE RURAL HOUSE** AT POLLAGH, MOYCULLEN, CO. GALWAY.

This was proposed by Cllr. Seamus Gavin, seconded by Cllr. Josie Conneely and agreed.

#### TO CONSIDER PROPOSED MAAM STREAM DRAINAGE 665 SCHEME (ARTERIAL DRAINAGE ACTS 1945 AND 1995).

Report of County Secretary dated 6th July 2000 had been circulated to each member. The County Secretary explained that this was a small drainage scheme proposed by the O.P.W. to deal with periodical localised flooding. The Council had no objection.

On the proposal of Cllr. J. Conneely, seconded and Cllr. Gavin it was resolved to notify the O.P.W. that the Council had no objection to the drainage proposal.

## PRESENTATION ON NEW FINANCIAL MANAGEMENT SYSTEM FOR LOCAL AUTHORITIES.

This item was deferred.

## **LOCAL GOVERNMENT BILL 2000**

This item was deferred.

#### PRIOR NOTICES IN RELATION TO PLANNING 668 APPLICATIONS.

This item was deferred.

#### MANAGERS BUSINESS

The County Manager announced that the Council had been allocated an additional £1.826m by the Department of the Environment and Local Government from the Local

669

666

664

663

Government Fund. He informed the members that the model used to make these allocations was the Needs and Resources Model which had been developed for the Department of the Environment and Local Government by Paul Ridge and Jim Cullen who are officials of the Council.

# CHAIRMAN'S BUSINESS

670

It was proposed by Cllr. Cunningham and seconded by Cllr. Regan and agreed that the closing date for submissions on the Gort/ Crusheen By Pass be extended from 14<sup>th</sup> July 2000 to 14<sup>th</sup> August 2000.

It was proposed by Cllr. Loughnane and seconded by Cllr. Grealish and agreed that the closing date for submissions on the N6 be extended from 21<sup>st</sup> July 2000 to 21<sup>st</sup> August 2000.

# Chríochnaigh an Cruinniú ansin.

Alberted particled onnie 18-12,2000

Jate.

essaaigh an crianne leis an paidir

#### RESOLUTION OF SYMPATHY

A Resolution of Sympathy was extended to the following:-

Brian & Claire Trestan, Crowe Street, Gort, Co. Galway Mr. Patrick Forde, Balrobec, Corrandulla, Co. Galway

# **COMHAIRLE CHONTAE NA GAILLIMHE**

MINUTES OF ANNUAL MEETING OF GALWAY COUNTY COUNCIL HELD AT ARAS AN CHONTAE, PROSPECT HILL, GALWAY ON MONDAY, 10<sup>th</sup> JULY, 2000

#### CATHAOIRLEACH:

An Comhairleoir P. McHugh An Comhairleoir C. Ni Fhatharta

# **I LATHAIR FREISIN:**

**Baill:** 

Deputy U. Burke, Cllrs. J. Burke, J. Callanan, Deputy P. Connaghton, Cllrs. J. Conneely, M. Connolly, M. Cunningham, M. Fahy, S. Gavin, N. Grealish, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J.J. Mannion, T. Mannion, J. McClearn, Senator J. McDonagh, Cllrs. T. McHugh, M. Mullins, P. O'Foighil, S. O'Neachtain, P. O'Sullivan, K. Quinn, T. Rabbitt, M. Regan, S. Walsh & T. Walsh.

#### **Oifigigh:**

Messrs. D. O'Donoghue, Co. Manager, J. Tierney, D. Nelson, Asst. Co. Managers, T. Kavanagh, Co. Secretary, J. Colleran, Co. Engineer, E. Lusby, Finance Officer, J. Cullen, T. Murphy, D. Barrett, A.O.'s, C. Mac Aodh Bhui, Oifigeach Gaeilge & A. Power, A/S.O.

Thosnaigh an crinniu leis an paidir

# **RESOLUTION OF SYMPATHY**

653

A Resolution of Sympathy was extended to the following:-

Brian & Claire Trestan, Crowe Street, Gort, Co. Galway Mr. Patrick Forde, Balrobec, Corrandulla, Co. Galway

Mrs. McCarthy, Coill Rua, Indreabhan, Co. na Gaillimhe Mrs. Mary Murray, Derrymore, Ballinamore Bridge, Ballinasloe, Co. Galway Mrs James Greaney, Aill an Phreachain, Na Forbacha, Co. na Gaillimhe

# **VOTE OF CONGRATULATIONS**

Councillor Burke proposed that a letter of congratulations be sent to St. Jarlath's College, Tuam which is celebrating its Bi Centenary this year.

Councillor Loughnane congratulated Martina McCarthy from Oranmore who is part of the Women's 4 x 400 metre relay team which finished in third place at an international meet held in Poland and qualified for the Olympics in Sydney.

# ELECTION OF CATHAOIRLEACH FOR YEAR 2000/2001

Cllr. Paddy McHugh, outgoing Cathaoirleach was in the Chair.

He welcomed everybody to the Annual Meeting. He said it was the conclusion of a very busy year in office with issues such as waste management, sewerage, water schemes, major new roads, gas lines, unprecedented development in the county, town and village development plans; submissions from towns of Loughrea, Tuam and Ballinasloe for decentralisation dominating the agenda. He said that while there may be revelations of dishonesty, cheating and scandals at national level, the activities of Galway County Council were always carried out in an honest and upright manner.

He said that he enjoyed his term, especially as it coincided with the celebration of the Millennium and one of his more pleasant tasks was to visit all nine of the county centenarians as well as hosting a reception for the Galway babies born on 1<sup>st</sup> January 2000. He thanked all his fellow councillors for their help and co-operation during the year and the staff and management of Galway County Council for their help. He explained that the County Manager would be unavoidably absent for part of the Meeting. He paid a special tribute to his family for their support and encouragement over the year.

Each Councillor paid tribute to Councillor McHugh for his successful year as Cathaoirleach of the Council and complimented him on the excellent way he represented the Council at events both inside and outside of the county. They wished him all the best for the future.

Mr. Nelson, Assistant County Manager spoke on behalf of the Manager and staff and complimented him on his outstanding contribution to the office of Cathaoirleach. He also thanked Councillor Kathleen Quinn, Leas-Cathaoirleach for her assistance and co-operation.

2

654

The outgoing Cathaoirleach asked for nominations for the position of Cathaoirleach.

It was proposed by An Comhairleoir O'Neachtain and seconded by Councillor Conneely that An Comhairleoir Ni Fhatharta be elected Cathaoirleach.

Councillor McClearn said that in view of the historic proposal made and recognising the tremendous role women have made in politics economically and socially, that Fine Gael would not be opposing the nomination of An Comhairleoir Ni Fhatharta as Cathaoirleach.

Councillor Hynes also supported An Comhairleoir Ni Fhatharta's nomination and said that she would be the first Lady Chairperson in 101 years of Local Government in Galway. He said that it was a great day for the women in County Galway.

As there were no further nominations, An Comhairleoir Ni Fhatharta was then declared elected Cathaoirleach of Galway County Council for 2000/2001 and she was invested with the chain of office.

Councillor P. McHugh congratulated An Comhairleoir Ni Fhatharta and wished her all the best as Cathaoirleach for the coming year. He said that it was a historic day for Connemara, for Galway County Council and for An Comhairleoir Ni Fhatharta.

Each of the Members joined in the tributes being paid to An Comhairleoir Ni Fhatharta and wished her well in the year ahead. They said it was a historic day for Galway County Council having the first Lady Chairperson in 101 years

# AN COMHAIRLEOIR NI FHATHARTA THEN TOOK THE CHAIR

Dúirt An Comhairleoir Ní Fhatharta gur ócáid stairiúil í seo i gComhairle Chontae na Gaillimhe – go raibh bean ina Cathaoirleach ar an gComhairle seo don chéad uair ó bunaíodh é 101 bliain ó shin. Dúirt sí go mba mhór an onóír dí gur tugadh an stádas sin, do bhean Ghealtachta agus do bhall de pháirtí Fhianna Fáil. Dúirt sí gur post tábhachtach í post an Chathaoirlaigh, go h-áirid do Chontae chomh mór le Contae na Gaillimhe. Dúirt sí go mbeadh dualgaisí móra uirthi, ach go raibh sí thar a bheith sásta na dualgaisí sin a chomhlíonadh. Dúirt sí go raibh go leor fás tagtha ar an gContae le blianta beaga anuas. Dúirt sí go mbeadh Comhairle Chontae na Gaillimhe freagrach, mar Chomhairle, do mhuintir uile an Chontae. Dúirt sí go raibh an freagrach seo glactha orthu ón lá a toghadh iad, agus go raibh sise ag glacadh leis an bhfreagracht sin inniu, mar Chathaoirleach ar an gComhairle.

An Comhairleoir Ni Fhatharta said she was grateful to Fianna Fáil for the nomination as Cathaoirleach of Galway County Council. She said that local government is the basis of our electoral structure and the Council will continue to strengthen local government and make it more accessible to the people. She said that the responsibility of the Council

changes daily and hard decisions will have to be made on behalf of the county and she would make every effort to ensure that they are decided fairly. She said she would be putting a lot of emphasis on waste management and a clean environment and it was important to influence the young people to accept the responsibility themselves for this problem. She said as a member of the National Roads Authority and the Council's Road Safety Committee, she would be emphasising road safety in the county during the year. She said that Planning is an important responsibility of the Council and every effort had to be made to ensure that the people of the county can build houses in their own areas. She said that as a person from the Gaeltacht, she is very fond of her native language and intended to promote the Irish language at every opportunity.

She said that our small rural areas are under pressure and are being drawn close to urban settings. She said the Council must ensure that our townlands, villages and small towns are developed within the county and this development is probably the most important responsibility that the Council must fulfill in the years to come.

An Comhairleoir Ni Fhatharta thanked her fellow Councillors who elected her Cathaoirleach for the year. She also welcomed Senator Margaret Cox, Deputy Eamon O'Cuiv, Deputy Michael Kitt, Councillor Terry Leydon of Roscommon, former Councillors Nicholas O Conchubhair, Evelyn Varley, Donal O Morain, son of Michael O' Morain to the Meeting. She also welcomed Mr. P.J. O'Loughlin from Kinvara who was attending his 50<sup>th</sup> Annual Meeting of Galway County Council.

Mr. Nelson, Deputy County Manager, on behalf of staff and himself, congratulated An Comhairleoir Ni Fhatharta on her election.

# ELECTION OF LEAS-CATHAOIRLEACH FOR YEAR 2000/2001

656

It was proposed by Councillor J. Conneely, seconded by Councillor Callanan that An Comhairleoir O Neachtain be elected Leas-Cathaoirleach.

It was proposed by Councillor J.J. Mannion, seconded by Councillor McClearn that An Comhairleoir O Foighil be elected Leas-Cathaoirleach. A vote taken on these proposals resulted as follows:-

#### For An Comhairleoir O Neachtain:

Councillors J. Callanan, M. Connolly, J. Conneely, M. Cunningham, M. Fahy, S. Gavin, M. Hoade, J. Joyce, M. Loughnane, T. Mannion, P. McHugh, C. Ni Fhatharta, S. O'Neachtain, P. O'Sullivan, K. Quinn, T. Rabbitt, M. Regan, S. Walsh (18)

#### For An Comhairleoir O Foighil:

Deputy U. Burke, Councillors J. Burke, P. Hynes, J.J. Mannion, J. McClearn, Senator J. McDonagh, Councillors T. McHugh, M. Mullins, P. O'Foighil, T. Walsh (10)

#### Gan Votail:

Councillor N. Grealish (1)

The Cathaoirleach declared An Comhairleoir O Neachtain elected Leas-Cathaoirleach of Galway County Council for 2000/2001. An Comhairleoir O Neachtain thanked his proposer and seconder. He congratulated an Comhairleoir Ni Fhatharta on being elected Cathaoirleach and assured her of his full support during the year.

An Comhairleoir O Foighil congratulated an Comhairleoir O Neachtain on his election as Leas-Cathaoirleach of Galway County Council. He thanked his proposer and seconder.

# NOMINATION OF 2 MEMBERS TO THE ATHENRY COMMUNITY COUNCIL TRUST LTD.

657

### **First Vacancy**

It was proposed by Councillor Loughnane and seconded by Councillor Callanan that Councillor Cunningham be nominated.

Councillor McClearn proposed that these two positions would be shared. Deputy U. Burke seconded his proposal.

Councillor Loughnane said that this proposal was made too late and his party had already decided who were getting the positions.

Councillor McClearn proposed that the filling of these nominations be postponed to a later Meeting. This was seconded by Councillor T. Walsh. A vote was taken on this proposal which resulted as follows:-

#### Ar Son:

Deputy U. Burke, Cllrs. J. Burke, S. Gavin, N. Grealish, P. Hynes, J.J. Mannion, J. McClearn, T. McHugh, M. Mullins, P. O'Foighil, T. Walsh (11)

#### In Aghaidh:

Cllrs. J. Callanan, M. Connolly, J. Conneely, M. Cunningham, M. Fahy, M. Hoade, M. Loughnane, P. McHugh, C. Ni Fhatharta, P. O'Sullivan, K. Quinn, T. Rabbitt, M. Regan (13)

#### Gan Votail:

Cllr. J. Joyce, T. Mannion & S. O'Neachtain (3)

The Cathaoirleach declared the proposal lost.

It was proposed by Councillor Loughnane and seconded by Councillor Callanan that Councillor Cunningham be nominated. As there was no further proposal in respect of this vacancy, the Cathaoirleach declared Councillor Cunningham nominated.

#### **Second Vacancy**

It was proposed by Councillor Loughnane and seconded by Councillor Callanan that Councillor Regan be nominated.

Councillor T. Walsh asked that in view of the fact that they had not opposed the nomination of the Cathaoirleach, that Fianna Fáil would share these seats.

Councillor Regan said that the position should rotate on a yearly basis. This was agreed by the Members. Councillor Regan then withdrew his name from the nomination.

It was proposed by Deputy Burke, seconded by Councillor Mullins that Councillor McClearn be nominated to the Athenry Community Council Trust. This was agreed by the Council.

As a result of the foregoing the following are the persons nominated to the Athenry Community Council Trust Ltd.:-

- (1) Councillor Michael Cunningham, Galway Road, Gort
- (2) Councillor Jimmy McClearn, Killimor, Ballinasloe, Co. Galway

# NOMINATIONION OF 2 MEMBERS TO THE ATHENRY HERITAGE & TOURISM CO. LTD.

#### **First Vacancy**

It was proposed by Councillor Callanan and seconded by Councillor Fahy that Councillor Loughnane be nominated. As there was no further proposal in respect of this vacancy, the Cathaoirleach declared Councillor Loughnane nominated.

#### Second Vacancy

It was proposed by Councillor Loughnane and seconded by Councillor Callanan that Councillor Fahy be nominated.

It was proposed by Deputy Burke and seconded by Councillor Burke that Councillor Hynes be nominated.

Councillor T. Walsh asked the Fianna Fail Members to recognise the co-operation shown in electing the new Cathaoirleach and that the party not use its majority to take all positions.

Councillor Fahy was very critical of Councillor Walsh and used very strong language towards him. He said he took offence to some perceived insult which he felt Councillor T. Walsh had directed at him.

The Cathaoirleach asked Councillor Fahy to withdraw his comments and told him that such language should not be used in the Chamber and she would not tolerate such outbursts.

Councillor Fahy said he was withdrawing his name for the position on the Athenry Heritage and Tourism Body in favour of Councillor Hynes.

The Cathaoirleach declared Councillor Hynes nominated.

As a result of the foregoing the Members nominated to Athenry Heritage and Tourism Co. Ltd. are as follows:

- (1) Councillor Matt Loughnane, Dunsandle, Kiltulla
- (2) Councillor Pat Hynes, Gort Road, Loughrea

Councillor Joyce said that it was wrong to be appointing members to bodies that never actually met. He proposed that if the two bodies did not meet in the coming year then the Council should not nominate members on them.

# **CHAIRMAN'S BUSINESS**

# Special Meeting – 14<sup>th</sup> July 2000

Councillor Loughnane proposed that the item on Agenda for Friday's Meeting, due to be held in Clifden –Draft Waste Management Plan for the Connacht Region – be taken off Agenda and that a deputation from Galway For a Safe Environment be received at the July Monthly Meeting. He proposed that the Council proceed to examine the submissions and that a Special Meeting be held to finalise the matter. This was seconded by Councillor Callanan.

The County Manager said that it was important to commence the process and to deal with this matter as efficiently as possible.

After a discussion, the Members agreed that the Council Meeting on the 14<sup>th</sup> July would be held in Aras an Chontae, commencing at 9.30 a.m. and that a deputation would be received from Galway for a Safe Environment at the start of the Meeting.

# CHRIOCHNAIGH AN CRUINNIU ANSIN

approved & Syned

18-12-2000