

CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON MONDAY 24TH
MAY, 2004.

CATHAOIRLEACH: Mayor T. Rabbitt

ILATHAIR FREISIN:

Oifigigh: Dep. P. McHugh, Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Cunningham, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J. J. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn, S. Quinn, M. Regan, S. Walsh, T. Walsh.

Baill: Mr. T. Kavanagh, County Manager, Messrs. J. Cullen, P. Ridge, J. Morgan, F. Gilmore, Directors of Services, T. Murphy, D. Barrett, A. Comer, T. Connell, Senior Executive Officers, L. Gavin, Senior Executive Engineer, R. O'Boyle, Staff Officer, T. Donohue, Assistant Staff Officer.

Thosnaigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY 2412

A Resolution of Sympathy was extended to the following: -

O'Dea family, Gortroe, Ardrahan, Co. Galway.

MINUTES 2413

Minutes of the Special Meeting held on the 13th April, 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Regan, seconded by Cllr. Gormally.

Mr. Murphy referred to Page 7 of the Minutes of the Monthly Meeting held on the 26th April, 2004 – and said that an amendment needed to be made to the last paragraph of Minute No. 2383 to read as follows:-

“It was proposed by Cllr. Joyce, seconded by Cllr. Cunningham and agreed that Galway County Council enter into the Section 85 Agreement as above and that the Agreement be signed and sealed.”

Monthly Meeting 24/05/2004

Minutes of the Monthly Meeting held on the 26th April, 2004, as amended above, were approved by the Council and signed by the Mayor on the proposal of Cllr Fahy, seconded by Cllr. Regan.

REPORTS

2414

The Report of the Corporate Policy Group Meeting held on the 22nd March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Fahy, seconded by Cllr. T. McHugh.

The Report of the Environmental & Conservation Services Strategic Policy Committee Meeting held on the 20th April, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Fahy, seconded by Cllr. K. Quinn.

The Report of the Cultural & General Services Strategic Policy Committee Meeting held on the 11th March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Gavin, seconded by Cllr. T. McHugh.

The Report of the Planning & Economic Development Strategic Policy Committee Meeting held on the 9th March, 2004 was considered. It was adopted by the Council on the proposal of Cllr Regan, seconded by Cllr. McClearn.

The Report of the Tuam Area Committee Meeting held on the 23rd February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. K. Quinn, seconded by Cllr. T. McHugh.

The Report of the Tuam Area Committee Meeting held on the 29th April, 2004 was considered. It was adopted by the Council on the proposal of Cllr. T. McHugh, seconded by Cllr. Connaughton.

The Report of the Oranmore Area Committee Meeting held on the 29th April, 2004 was considered. It was adopted by the Council on the proposal of Cllr Hoade, seconded by Cllr. Cuddy.

The Report of the Loughrea Area Committee Meeting held on the 12th May, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Cunningham, seconded by Cllr. Regan.

EXTINGUISHMENT OF PUBLIC RIGHT OF WAY – SECTION 73 OF THE ROADS ACT, 1993

2415

Extinguishment of Public Right of Way at Townparks (2nd Division) Tuam, over part of Abbey Trinity Road No LP2138.

Report dated 21st May, 2004 was circulated to each Member. Mr. Morgan explained that this was a piece of old road through Trinity Car Park, he said there was a new road around the site, and that the Council will take this road in charge when it is properly surfaced.

Meeting 24/05/2004

Proposition of Cllr. T. McHugh, seconded by Cllr. S. Quinn, it was agreed that the County Council, having complied with the requirement of Section 73(1) of the Roads Act, 1993 and having considered the objection made and the report and recommendation of Mr. Tom Hemon, a person appointed under Section 73(1) of the Roads Act, 1993 hereby order that the Public Right of Way over part of Abbey Trinity Road No. LP2138, situated in the Townland of Townsparks (2nd Division) Tuam, Co. Galway and shown coloured black on the map marked DRG NO. 100/2004, and dated the 5th March, 2004 which was circulated to each Member of the Council be, and is hereby extinguished.

EXTINGUISHMENT OF PUBLIC RIGHT OF WAY – SECTION 73 OF THE ROADS ACT, 1993

2416

Extinguishment of Public Right of Way at Market Square, Barrack Street, Loughrea over a portion of Boundary road No 4228, measuring approximately 3.5m x 9m.

Report dated 12th May, 2004 was circulated to each Member.

Proposition of Cllr. Regan, seconded by Cllr. Cunningham, it was agreed that the County Council having complied with the requirements of Section 73(1) of the Roads Act, 1993 hereby order that the Public Right of Way over a portion of Boundary road No 4228 adjacent to Barrack Street, Loughrea, measuring approximately 3.5m x 9m, be, and is hereby extinguished.

CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF A SINGLE STOREY HOUSE WITH SERVICES AT TOOREENA, RENVYLE, CO. GALWAY

2417

Report dated 26th April, 2004 was circulated to each Member.

Proposition of Cllr. Conneely, seconded by Cllr. Mannion the construction of a single storey house with services at Tooreena, Renvyle, Co. Galway was approved.

CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF 8 THREE-STORY FAMILY UNITS AND ASSOCIATED SITEWORKS AT TULLYVOHEEN, CLIFDEN, CO. GALWAY.

2418

Report dated 26th April, 2004 was circulated to each Member.

Proposition of Cllr. Conneely, seconded by Cllr. O'Malley the construction of 8 three storey family units and associated site works at Tullyvoheen, Clifden, Co. Galway was approved.

Monthly Meeting 24/05/2004

On the proposition of Cllr. T. McHugh, seconded by Cllr. S. Quinn, it was agreed that Galway County Council, having complied with the requirement of Section 73(1) of the Roads Act, 1993 and having considered the objection made and the report and recommendation of Mr. Tom Hennon, a person appointed under Section 73(1) of the Roads Act, 1993 hereby order that the Public Right of Way over part of Abbey Trinity Road No. LP2138, situated in the Townland of Townsparks (2nd Division) Tuam Co. Galway and shown coloured black on the map marked DRG NO. RT/08/01/2004. and dated the 5th March, 2004 which was circulated to each Member of the Council be, and is hereby extinguished.

EXTINGUISHMENT OF PUBLIC RIGHT OF WAY – SECTION 73 OF THE ROADS ACT, 1993 2416

Extinguishment of Public Right of Way at Market Square, Barrack Street, Loughrea over a portion of Boundary road No 4228, measuring approximately 3.5m x 9m.

Report dated 12th May, 2004 was circulated to each Member.

On the proposition of Cllr. Regan, seconded by Cllr. Cunningham, it was agreed that Galway County council having complied with the requirements of Section 73(1) of the Roads Act, 1993 hereby order that the Public Right of Way over a portion of County Road 4228 adjacent to Barrack Street, Loughrea, measuring approximately 3.5 m x 9 m be, and is hereby extinguished.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF A SINGLE RURAL HOUSE WITH SERVICES AT TOOREENA, RENVYLE, CO. GALWAY. 2417

Report dated 26th April, 2004 was circulated to each Member.

On the proposal of Cllr. Conneely, seconded by Cllr. Mannion the construction of a single rural house with services at Tooreena, Renvyle, Co. Galway was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF 8 THREE-BED TWO-STOREY FAMILY UNITS AND ASSOCIATED SITEWORKS AT TULLYVOHEEN, CLIFDEN, CO. GALWAY. 2418

Report dated 26th April, 2004 was circulated to each Member.

On the proposal of Cllr. Conneely, seconded by Cllr. O'Malley the construction of 8 Three-Bed, Two-Storey Family Units and Associated Siteworks at Tullyvoheen, Clifden, Co. Galway was approved

Monthly Meeting 24/05/2004

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF A SINGLE HOUSE WITH SERVICES AT VACANT SITE (18A) AT MARIAN PARK, PORTUMNA, CO. GALWAY.

2419

Report dated 14th April, 2004 was circulated to each Member.

On the proposal of Cllr. McClearn, seconded by Cllr. Cunningham, the construction of a single house with services at vacant site (18A) at Marian Park Portumna, was approved

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF 16 NO. HOUSES AT LETTERMULLEN, CO. GALWAY.

2420

Report dated 14th April, 2004 was circulated to each Member.

On the proposal of Cllr. NiFhatharta, seconded by Cllr. O'Malley, the construction of 16 No. Houses at Lettermullen, Co. Galway, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF A SINGLE HOUSE WITH SERVICES AT RINNEEN, MOYCULLEN, CO. GALWAY

2421

Report dated 14th April, 2004 was circulated to each Member.

On the proposal of Cllr. Gavin, seconded by Cllr. S. Walsh, the construction of a single house with services at Rinneen, Moycullen, was approved

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF A SINGLE HOUSE WITH SERVICES AT GLYNSK, CONNEMARA, CO. GALWAY.

2422

Report dated 14th April, 2004 was circulated to each Member.

On the proposal of Cllr. Conneely seconded by Cllr. S. Walsh, the construction of a single house with services at Glynsk, Connemara, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – CONSTRUCTION OF A SINGLE RURAL HOUSE WITH SERVICES AT CUR, MAAM, CO. GALWAY.

2423

Report dated 14th April, 2004 was circulated to each Member.

On the proposal of Cllr. Conneely, seconded by Cllr. Mannion, the construction of a single rural house with services at Cur, Maam, Co. Galway, was approved.

24/05/2004

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – EXTENSION TO KILLIAN GROUND, NEWBRIDGE, CO. GALWAY.

2424

Report dated 23rd April, 2004 was circulated to each Member.

On the proposal of Cllr. Connaughton, seconded by Cllr. K. Quinn the extension to Killian Ground, Newbridge, Co. Galway, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – EXTENSION TO CREGG BURIAL GROUND, CLAREGALWAY, CO. GALWAY.

2425

Report dated 23rd April, 2004 was circulated to each Member.

On the proposal of Cllr. McDonagh, seconded by Cllr. Cuddy, the extension to Cregg Burial Ground, Claregalway, Co. Galway, was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT, 2000 – ON THE DISPOSAL OF 0.155 HA/0.383 ACRES OF LAND AT ORANBEG, ORANMORE TO JOHN AND MARY MARTYN, ORANMORE, CO. GALWAY.

2426

Report dated 5th May, 2004 was circulated to each Member.

On the proposal of Cllr. McDonagh, seconded by Cllr. Cuddy, the disposal of 0.155 ha to John and Mary Martyn, Oranbeg, Oranmore, was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT, 2000 – ON THE DISPOSAL OF 0.715 ACRES AT TIGHE, GARRAFRAUNS, TUAM, CO. GALWAY TO JARLATH GARRAFRAUNS, FORMERLY OF GARRAFRAUNS, TUAM, CO. GALWAY.

2427

Report dated 11th May, 2004 was circulated to each Member.

On the proposal of Cllr. K. Quinn, seconded by Cllr. T. McHugh, the disposal of 0.175 ha to Jarlath Garrafrauns, Tuam, was approved.

TO CONSIDER REPORT PURSUANT TO SECTION 85 OF THE LOCAL GOVERNMENT ACT, 2001 – ROADS ACT, 1993

2428

Report dated 10th May, 2004 was circulated to each Member.

The Mayor informed the Members that the purpose of the Section 85 Agreement entered into between the City Council and Galway County Council was for the erection of a safety barrier to a section of the road referred to is located partly in the County Council's area and partly in the City Council's area. He recommended that the following agreement be entered into with Galway County Council to carry out the works be entered into with Galway County Council.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – EXTENSION TO KILLIAN BURIAL GROUND, NEWBRIDGE, CO. GALWAY. 2424

Report dated 28th April, 2004 was circulated to each Member.

On the proposal of Cllr. Connaughton, seconded by Cllr. K. Quinn the extension to Killian Burial Ground, Newbridge, Co. Galway, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – EXTENSION TO CREGG BURIAL GROUND, CLAREGALWAY, CO. GALWAY. 2425

Report dated 28th April, 2004 was circulated to each Member.

On the proposal of Cllr. McDonagh, seconded by Cllr. Cuddy, the extension to Cregg Burial Ground, Claregalway, Co. Galway, was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT, 2000 – ON THE DISPOSAL OF 0.155 HA/0.383 ACRES AT ORANBEG, ORANMORE TO JOHN AND MARY MARTYN, ORANBEG, ORANMORE, CO. GALWAY. 2426

Report dated 5th May, 2004 was circulated to each Member.

On the proposal of Cllr. McDonagh, seconded by Cllr. Cuddy, the disposal of 0.155 ha/0.383 acres to John and Mary Martyn, Oranbeg, Oranmore, was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT, 2000 – ON THE DISPOSAL OF 0.715 ACRES AT QUINALTAGH, GARRAFRAUNS, TUAM, CO. GALWAY TO JARLATH MCGATH FORMERLY OF GARRAFRAUNS, TUAM, CO. GALWAY. 2427

Report dated 11th May, 2004 was circulated to each Member.

On the proposal of Cllr K. Quinn, seconded by Cllr. T. McHugh, the disposal of 0.175 acres to Jarlath McGath at Quinaltagh, Garrafrauns, Tuam, was approved.

AGREEMENT PURSUANT TO SECTION 85 OF THE LOCAL GOVERNMENT ACT, 2001 – ROADS ACT, 1993 2428

Report dated the 10th May, 2004 was circulated to each Member.

Mr. Morgan informed the Members that the purpose of the Section 85 Agreement with Galway City Council was for the erection of a safety barrier to a section of the N6. The section of road referred to is located partly in the County Council's area and partly in the City Council's area. He recommended that the following agreement enabling Galway County Council to carry out the works be entered into with Galway City Council.

LOCAL GOVERNMENT ACT 2001

ROADS ACT 1993

SECTION 85 AGREEMENT

AN AGREEMENT made the _____ day of _____ 2004
BETWEEN THE CITY COUNCIL OF THE CITY OF GALWAY having its principal
offices at the City Hall, College Road, Galway (hereinafter called "Galway City
Council") of the One Part and Galway Co. Council having its principal offices at Áras an
Chontae, Prospect Hill, Galway (hereinafter called "Galway County Council") of the
Other Part.

WHEREAS

1. The Councils are desirous of constructing a safety barrier for a distance of 7.4 kilometres or thereabouts, in the townlands of Ballybaan Beg, Ballybrit, Doughiska, Curragrean, Cartron, Garraun South, Carrowkeel, Carrowmoneash and Frenchfort, hereinafter referred to as the Works.
2. The land on which the Works are proposed to be carried out lies within the functional areas of Galway City Council and Galway County Council respectively.
3. The Galway City Council are of the opinion that it would be more convenient that the power, function and duty of completing such contracts, pursuing such negotiations, and constructing that part of the works located in the functional area of the Galway City Council that may be exercised or performed by the Galway City Council, should be exercised or performed by the Galway County Council and the Galway County Council are able and willing so to exercise and perform the said power, function and duty in accordance with Section 85 of the Local Government Act, 2001.
4. The parties hereto have agreed to enter into this Agreement under the provisions of Section 85 of the Local Government Act, 2001.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. The Galway County Council shall take all necessary steps in the Galway City Council functional area to carry out the Works.
2. The Galway County Council shall have and exercise all the powers, duties and functions of the Galway City Council in relation to that part of the Works in the functional area of the Galway City Council.
3. The Galway County Council shall serve such notices, complete such contracts and agreements, pursue such negotiations and, generally do and perform all such matters and things as are necessary to execute and complete the works.
4. The National Roads Authority have allocated funding from the Road Grant Fund to Galway City Council for the works and this Agreement is subject to the following conditions:-

Galway City Council shall reimburse Galway County Council in respect of the cost of the works carried out to a maximum amount equal to such amount as may from time to time be allocated to Galway City Council by the National Roads Authority for the completion of the Works.

Any reimbursement which may become due to Galway County Council under Condition (a) above shall be made by Galway City Council immediately following receipt by them of payment from the National Roads Authority on foot of their allocation from the Road Grant Fund already referred to in this Paragraph.

After the Works being completed to the satisfaction of the Galway City Council, Galway City Council shall accept the same and take the same in charge and shall maintain the portion of the Works in the functional area of the Galway City Council in their charge as Roads Authority.

Proposed by Cllr. Cuddy, seconded by Cllr. McDonagh, and agreed that Galway City Council enter into the Section 85 Agreement as above with Galway County Council for the carrying out of the above works and that the agreement be signed

ON CASUAL VACANCY IN MEMBERSHIP OF THE COUNCIL

2429

On the 14th May, 2004 was circulated to each Member.

It was proposed that due to the close proximity of the holding of the Local Elections the filling of this vacancy not go ahead. This was seconded by Cllr. Mannion and agreed.

Cllr. Mannion said that the Casual Vacancy had arisen as a result of the resignation of An Comh. Pol O'Foighil, and he now wanted to pay tribute to him for his service in public life. He said that Pol O'Foighil had been a member of the Council and had served two terms on the Council. He said he had been a supporter for the Irish Language, and also campaigned for the translation of a place in the Chamber. He said he had worked tirelessly to bring Water to the Connemara area, and people in the Gaeltacht referred to him as 'the Water Man'. He wished him and his family a long and happy retirement. All Members referred to the trojan work carried out by An Comh. O'Foighil and they all joined with Cllr. Mannion in wishing Pól Ó Foighil a long and happy retirement.

Cllr. Mannion referred to the retirement of Cllr. Matt Loughnane. He said that Matt had been first elected to the Council in 1985 and had been a very active member representing the people of County Galway. He said he would be sad to see Matt go and wished him well in his retirement and thanked him for his work and service to the south Galway area in particular. Cllr. Fahy said that Cllr. Loughnane served the people of Loughrea Electoral Area with distinction for the past 5 years and that he was one of the most experienced members of the Council. He served on the Loughrea Town Council, and was Chairman of the Electoral Area for the past 5 years. All Members joined with Cllr. Fahy in wishing Cllr. Loughnane a long and happy retirement.

LOCAL GOVERNMENT ACT 2001

ROADS ACT 1993

SECTION 85 AGREEMENT

AN AGREEMENT made the _____ day of _____ 2004
BETWEEN THE CITY COUNCIL OF THE CITY OF GALWAY having its principal
offices at the City Hall, College Road, Galway (hereinafter called "Galway City
Council") of the One Part and Galway Co. Council having its principal offices at Ardra
Chontae, Prospect Hill, Galway (hereinafter called "Galway County Council") of the
Other Part.

WHEREAS

The Councils are desirous of constructing a safety barrier for a distance of 7.4
kilometres or thereabouts, in the townlands of Ballybaan Beg, Ballybrit, Doughis,
Curragrean, Cartron, Garraun South, Carrowkeel, Carrowmoneash and Frenchor,
hereinafter referred to as the Works.

The land on which the Works are proposed to be carried out lies within the functional
areas of Galway City Council and Galway County Council respectively.

The Galway City Council are of the opinion that it would be more convenient that the
power, function and duty of completing such contracts, pursuing such negotiations,
and constructing that part of the works located in the functional area of the Galway
City Council that may be exercised or performed by the Galway City Council, shall
be exercised or performed by the Galway County Council and the Galway County
Council are able and willing so to exercise and perform the said power, function and
duty in accordance with Section 85 of the Local Government Act, 2001.

The parties hereto have agreed to enter into this Agreement under the provisions of
Section 85 of the Local Government Act, 2001.

AND THIS AGREEMENT WITNESSETH AS FOLLOWS:

The Galway County Council shall take all necessary steps in the Galway City Council
functional area to carry out the Works.

The Galway County Council shall have and exercise all the powers, duties and
functions of the Galway City Council in relation to that part of the Works in the
functional area of the Galway City Council.

The Galway County Council shall serve such notices, complete such contracts and
agreements, pursue such negotiations and, generally do and perform all such matters
and things as are necessary to execute and complete the works.

The National Roads Authority have allocated funding from the Road Grant Fund to
Galway City Council for the works and this Agreement is subject to the following
conditions:-

Monthly Meeting 24/05/2004

- (a) Galway City Council shall reimburse Galway County Council in respect of the cost of the works carried out to a maximum amount equal to such amount as may from time to time be allocated to Galway City Council by the National Roads Authority for the completion of the Works.
 - (b) Any reimbursement which may become due to Galway County Council under Condition (a) above shall be made by Galway City Council immediately following receipt by them of payment from the National Roads Authority on foot of their allocation from the Road Grant Fund already referred to in this Paragraph.
4. Subject to the Works being completed to the satisfaction of the Galway City Council, the Galway City Council shall accept the same and take the same in charge and thereafter maintain the portion of the Works in the functional area of the Galway City Council in their charge as Roads Authority.

It was proposed by Cllr. Cuddy, seconded by Cllr. McDonagh, and agreed that Galway County Council enter into the Section 85 Agreement as above with Galway City Council for the carrying out of the above works and that the agreement be signed and sealed.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE COUNCIL

2429

Report dated the 14th May, 2004 was circulated to each Member.

Cllr. McClearn proposed that due to the close proximity of the holding of the Local Elections that the filling of this vacancy not go ahead. This was seconded by Cllr. McDonagh and agreed.

Cllr. J.J. Mannion said that the Casual Vacancy had arisen as a result of the retirement of An Comh. Pol O'Foighil, and he now wanted to pay tribute to him for his long service in public life.. He said that Pol O'Foighil had been a member of Seanad Eireann, and had served two terms on the Council. He said he had been a tireless campaigner for the Irish Language, and also campaigned for the translation system now in place in the Chamber. He said he had worked tirelessly to bring Water Schemes into the Connemara area, and people in the Gaeltacht referred to him as "Fear an Uisce". He wished him and his family a long and happy retirement.. All the Members referred to the trojan work carried out by An Comh. O'Foighil and they joined with Cllr. Mannion in wishing Pól Ó Foighil a long and happy retirement.

Cllr. Cunningham referred to the retirement of Cllr. Matt Loughnane. He said that Cllr. Loughnane had been first elected to the Council in 1985 and had been a very good Councillor representing the people of County Galway. He said he would be sadly missed and wished him well in his retirement and thanked him for his work and dedicated service to the south Galway area in particular. Cllr. Fahy said that Cllr. Loughnane had served the people of Loughrea Electoral Area with distinction for the past 19 years and that he was one of the most experienced members of the Council. He had also served on the Loughrea Town Council, and was Chairman of the Loughrea Electoral Area for the past 5 years. All Members joined with Cllr. Fahy in wishing Cllr. Loughnane a long and happy retirement.

Monthly Meeting 24/05/2004

Cllr. Loughnane said he wished to thank everybody for the good wishes. He said he wished everybody seeking re-election success. He thanked the Officials of the Council for the enormous amount of work carried out over the years.

The Members also wished Cllr. J.J. Mannion and Deputy Paddy McHugh well, as they were not seeking re-election this year. Members paid tribute to the great work done by both members over the years..

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE HOUSING STRATEGIC POLICY COMMITTEE

2430

Report dated the 14th May, 2004 was circulated to each Member.

On the proposal of Cllr. McClearn, seconded by Cllr. J.J. Mannion, it was agreed that this Item be deferred.

FILLING OF CASUAL FACANCY IN MEMBERSHIP OF THE LOCAL RURAL WATER MONITORING COMMITTEE

2431

Report dated the 14th May, 2004 was circulated to each Member.

On the proposal of Cllr. McClearn, seconded by Cllr. J.J. Mannion, it was agreed that this Item be deferred.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE GENERAL COUNCIL OF COUNTY COUNCILS.

2432

Report dated the 14th May, 2004 was circulated to each Member.

It was proposed by Cllr. McClearn, seconded by Cllr. J.J. Mannion, and agreed that Cllr. J. McDonagh be nominated to the General Council of County Councils.

PLANNING

2433

Report dated 17th May, 2004, had been circulated to each member.

Mr. Ridge informed the members that at the last Council meeting it was agreed to prepare a report which would commence the process of taking 'an evidence based' approach to planning, in particular for rural areas. This evidence based approach is called for in the Draft Rural Housing Guidelines. Mr. Ridge stated that he was asked to look at a number of issues concerning the Development Plan, namely:

1. The application of the Enurement Clause
2. The Housing Settlement Strategy and
3. Landscape sensitivity ratings

1. The application of the Enurement Clause

Mr. Ridge stated that the application of the Enurement Clause is to facilitate local housing and that it is an essential mechanism used to permit people to live in local areas. Townlands close to the city are under development pressure and Mr. Ridge

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number of planning permissions in these townlands should be restricted. Clauses will be applied. Townlands with 5 to 10 houses per sq. yards will be regarded as under urban pressure areas and the extent of local attachment and housing need will be required. Outside these general controls in the Development Plan shall apply.

Landscape sensitivity ratings

It was stated that it had been agreed at the previous meeting that councillors would make submissions identifying the areas that they wish to have revisited by a landscape consultant with a view to reassessing their sensitivity ratings. Submissions have been received from four councillors and these have been forwarded to the consultant for consideration.

Settlement Strategy

It was stated that there was a desire among some members to increase the boundaries of some settlement centres. He stated that it was premature to do this as the Development Plan is just a year old and that a review of the County Development Plan will be carried out next year.

It was the Council's intention to advertise for land in settlement centres to use CPO powers to acquire land in suitable locations for affordable housing, starter units, playgrounds and renewal of derelict sites. He stated that no change be made to the Settlement Strategy until May 2005 when the Development Plan takes place.

Mr. Mannion sought clarification on the application of Enurement Clauses. He stated that when a planning permission was granted without an Enurement Clause it should mean that no Enurement Clause be applied to an approval. He stated that the application of Enurement Clauses is decreasing the value of planning permissions.

Mr. Mannion stated that very few sites were coming on the market as few people are applying for planning permission, thus pushing up prices for sites with planning permission. He stated that when the Development Plan was being adopted it was agreed that any planning application granted outside the 15km zone would not have an Enurement Clause applied to it. He stated that a person should be allowed to sell a site to his parents.

Mr. Mannion referred to a large Class 3 designation area from Derrybrien down as far as the border and across to Kinvara. He stated that the left hand side of the road from Gort was designated as a Class 3 and requested that this be changed to Class 1.

Mr. Mannion proposed by Cllr. Cunningham and seconded by Cllr. Loughnane that the boundaries of the settlement centres be increased from 300 to 500 metres in all cases. He stated that increasing the boundaries of all Settlement Centres to 500 metres would be in accordance with proper planning and sustainable development and a change to Class 1 would undermine this.

Cllr. Loughnane said he wished to thank everybody for the good wishes. He said he wished everybody seeking re-election success. He thanked the Officials of the Council for the enormous amount of work carried out over the years.

The Members also wished Cllr. J.J. Mannion and Deputy Paddy McHugh well, as they were not seeking re-election this year. Members paid tribute to the great work done by both members over the years..

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE HOUSING STRATEGIC POLICY COMMITTEE 2430

Report dated the 14th May, 2004 was circulated to each Member.

On the proposal of Cllr. McClearn, seconded by Cllr. J.J. Mannion, it was agreed that this Item be deferred.

FILLING OF CASUAL FACANCY IN MEMBERSHIP OF THE LOCAL RURAL WATER MONITORING COMMITTEE 2431

Report dated the 14th May, 2004 was circulated to each Member.

On the proposal of Cllr. McClearn, seconded by Cllr. J.J. Mannion, it was agreed that this Item be deferred.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE GENERAL COUNCIL OF COUNTY COUNCILS. 2432

Report dated the 14th May, 2004 was circulated to each Member.

It was proposed by Cllr. McClearn, seconded by Cllr. J.J. Mannion, and agreed that Cllr. J. McDonagh be nominated to the General Council of County Councils.

PLANNING 2433

Report dated 17th May, 2004, had been circulated to each member.

Mr. Ridge informed the members that at the last Council meeting it was agreed to prepare a report which would commence the process of taking 'an evidence based' approach to planning, in particular for rural areas. This evidence based approach is called for in the Draft Rural Housing Guidelines. Mr. Ridge stated that he was asked to look at a number of issues concerning the Development Plan, namely:

1. The application of the Enurement Clause
2. The Housing Settlement Strategy and
3. Landscape sensitivity ratings

1. The application of the Enurement Clause

Mr. Ridge stated that the application of the Enurement Clause is to facilitate local housing and that it is an essential mechanism used to permit people to live in local areas. Townlands close to the city are under development pressure and Mr. Ridge

said that the number of planning permissions in these townlands should be restricted and Enurement Clauses will be applied. Townlands with 5 to 10 houses per sq. kilometer upwards will be regarded as under urban pressure areas and the establishment of local attachment and housing need will be required. Outside these townlands, the general controls in the Development Plan shall apply.

2. Landscape sensitivity ratings

Mr. Ridge said that it had been agreed at the previous meeting that councillors would be asked to make submissions identifying the areas that they wish to have revisited by the landscape consultant with a view to reassessing their sensitivity ratings. Submissions have been received from four councillors and these have been forwarded to the consultant for consideration.

3. Settlement Strategy

Mr. Ridge stated that there was a desire among some members to increase the boundaries of some settlement centres. He stated that it was premature to do this as the County Development Plan is just a year old and that a review of the County Development Plan will be carried out next year.

He stated that it was the Council's intention to advertise for land in settlement centres and if need be to use CPO powers to acquire land in suitable locations for affordable housing, enterprise starter units, playgrounds and renewal of derelict sites. He recommended that no change be made to the Settlement Strategy until May 2005 when a review of the Development Plan takes place.

Cllr. J.J. Mannion sought clarification on the application of Enurement Clauses. He stated that where outline planning permission was granted without an Enurement Clause, this should mean that no Enurement Clause be applied to an approval. He stated that the application of Enurement Clauses is decreasing the value of planning permissions.

Cllr. Fahy stated that very few sites were coming on the market as few people are getting planning permission, thus pushing up prices for sites with planning permission. He stated that when the Development Plan was being adopted it was agreed that any planning application granted outside the 15km zone would not have an Enurement Clause applied to it. He stated that a person should be allowed to sell a site given to him by his parents.

Cllr. Loughnane referred to a large Class 3 designation area from Derrybrien down as far as the Clare border and across to Kinvara. He stated that the left hand side of the road from Loughrea to Gort was designated as a Class 3 and requested that this be reduced to Class I.

It was proposed by Cllr. Cunningham and seconded by Cllr. Loughnane that the boundaries of the settlement centres be increased from 300 to 500 metres in all cases. Mr. Ridge said that increasing the boundaries of all Settlement Centres to 500 metres would not be in accordance with proper planning and sustainable development and a blanket provision would undermine this.

Monthly Meeting 24/05/2004

He said that a major review of the Development Plan will take place next year and that to date there is no pressure on any Settlement Centre. If there is a proposal for a good development for any Settlement Centre it will be assessed on its merits.

It was proposed by Cllr. T. Walsh and seconded by Cllr. McClearn that discussion on the boundaries of settlement centres be deferred. A vote was taken on Cllr. Walsh's proposal which resulted as follow: -

AR SON: Cllrs. S. Connaughton, J. Cuddy, P. Feeney, S. Gavin, M. Gormally, J.J. Mannion, J. McClearn, J. McDonagh, T. Walsh (9)

IN AGHAIDH: Cllrs. M. Connolly, M. Cunningham, F. Fahy, M. Hoade, M. Loughnane, M. Mullins, S. Quinn, T. Rabbitt, M. Regan (9)

GAN VOTÁIL: (0)

As the vote was inconclusive, the Mayor used his casting vote in favour of Cllr. Walsh's proposal and declared his proposal carried.

MANAGER'S BUSINESS

2434

Mr. Kavanagh informed the members that notification had been received from the Local Appointments Commission, recommending Mr. Pat Gallagher, Director of Services, Westmeath County Council for appointment as County Manager, Galway County Council. He said that he had just received the notification that day and would get in touch with Mr. Gallagher about a starting date and report back to the members.

Mr. Kavanagh also informed the members that notification had been received from the Local Appointments Commission, recommending Mr. Ger Mullarkey for the position of Head of Finance, Galway County Council. Mr. Mullarkey was already employed by the Council as Financial Accountant.

Western River Basin Project

Mr. Kavanagh said that approval had been received from the Department of Environment, Heritage and Local Government approving of an allocation of €7.8ml for the Western River Basin District Project. Mr. Kavanagh said that this was good news for the whole region, resulting in a Water Monitoring and Management system being established to comply with the Water Framework Directive 2000.

Water Services Investment Programme

A copy of the Water Services Investment Programme 2004 – 2006 received from Department of Environment, Heritage and Local Government with Circular letter dated 7th May, 2004, was circulated to each member.

Allocation for Piers and Harbours

... were circulated with report dated 11th May, 2004, concerning grants totalling €335,140 from the Department of Community, Rural Affairs for Piers and Harbours in Gaeltacht areas. The grant allocation contribution by the Council of €19,880, which Mr. Kavanagh said was included in the Council's 2004 Budget. The Council approved of the works

.....
... said that he would like to join in the tributes to the members going re-election. He thanked all the members for the significant input in the development of the county over the past five years. In excess of ten years during that period and a great deal of good work had been done. He thanked the members for their attendance at Council meetings, Area Committee meetings and said that the Minutes of those meetings would testify to the amount of work undertaken. He thanked the current Mayor and previous Mayors for their support and the manner in which they conducted their duties and represented the Council at home and abroad. Finally, he paid tribute to all those Councillors seeking re-election.

BUSINESS

2435

... thanked the Councillors for their co-operation, and specifically referred to the members who had sought re-election during his term as Mayor. He also thanked the Management Committee and the Council for their co-operation. He paid tribute to the four Members who had sought re-election on their work and service over the years.

BUSINESS

2436

... Cllr. Fahy, seconded by Cllr. McClearn, it was agreed that the following members be approved at the Conferences set out in the minutes of each Conference having been circulated to each Member:-

... Conference", Coach House Hotel, Ballymote, Co. Sligo.

...

...

PROPOSITIONS

PROPOSITION NO. 24 – CLLR. S. CONNAUGHTON – ROADS

2437

... was given:-
... plan to carry out any improvements at this junction. An investigation could be carried out to determine if the provision of signage or the upgrading of existing signage is warranted and if so this should be done immediately."

He said that a major review of the Development Plan will take place next year and that to date there is no pressure on any Settlement Centre. If there is a proposal for good development for any Settlement Centre it will be assessed on its merits.

It was proposed by Cllr. T. Walsh and seconded by Cllr. McClearn that discussion of the boundaries of settlement centres be deferred. A vote was taken on Cllr. Walsh's proposal which resulted as follow: -

AR SON: Cllrs. S. Connaughton, J. Cuddy, P. Feeney, S. Gavin, M. Gormally, J.J. Mannion, J. McClearn, J. McDonagh, T. Walsh (9)

IN AGHAIDH: Cllrs. M. Connolly, M. Cunningham, F. Fahy, M. Hoade, M. Loughnane, M. Mullins, S. Quinn, T. Rabbitt, M. Regan (0)

GAN VOTÁIL: (0)

As the vote was inconclusive, the Mayor used his casting vote in favour of Cllr. Walsh's proposal and declared his proposal carried.

MANAGER'S BUSINESS

2434

Mr. Kavanagh informed the members that notification had been received from the Local Appointments Commission, recommending Mr. Pat Gallagher, Director of Services, Westmeath County Council for appointment as County Manager, Galway County Council. He said that he had just received the notification that day and would get in touch with Mr. Gallagher about a starting date and report back to the members.

Mr. Kavanagh also informed the members that notification had been received from the Local Appointments Commission, recommending Mr. Ger Mullarkey for the position of Head of Finance, Galway County Council. Mr. Mullarkey was already employed by the Council as Financial Accountant.

Western River Basin Project

Mr. Kavanagh said that approval had been received from the Department of Environment, Heritage and Local Government approving of an allocation of EIR for the Western River Basin District Project. Mr. Kavanagh said that this was good news for the whole region, resulting in a Water Monitoring and Management system being established to comply with the Water Framework Directive 2000.

Water Services Investment Programme

A copy of the Water Services Investment Programme 2004 - 2006 received from the Department of Environment, Heritage and Local Government with Circular letter dated 7th May, 2004, was circulated to each member.

Allocation for Piers and Harbours

The members were circulated with report dated 11th May, 2004, concerning notification of grants totalling €335,140 from the Department of Community, Rural and Gaeltacht Affairs for Piers and Harbours in Gaeltacht areas. The grant allocation was subject to a contribution by the Council of €19,880, which Mr. Kavanagh said had been provided in the Council's 2004 Budget. The Council approved of the works as proposed.



The County Manager said that he would like to join in the tributes to the members who are not seeking re-election. He thanked all the members for the significant input they had in the development of the county over the past five years. In excess of €500ml had been spent during that period and a great deal of good work had been achieved. He thanked the members for their attendance at Council meetings, Area meetings and SPC meetings and said that the Minutes of those meetings would testify the large volume of work undertaken. He thanked the current Mayor and previous Mayors and Cathaoirleach for their support and the manner in which they conducted the Council's meetings and represented the Council at home and abroad. Finally, he offered good wishes to all those Councillors seeking re-election.

MAYOR'S BUSINESS

2435

The Mayor thanked the Councillors for their co-operation, and specifically referred to the past twelve months during his term as mayor. He also thanked the Management and Staff of the Council for their co-operation. He paid tribute to the four Members of the Council not seeking re-election on their work and service over the years.

CONFERENCES

2436

On the proposal of Cllr. Fahy, seconded by Cllr. McClearn, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:-

"The Ballymote Conference", Coach House Hotel, Ballymote, Co. Sligo. 28th/29th May, 2004

Cllr. M. Connolly

NOTICE OF MOTIONS

NOTICE OF MOTION NO. 24 - CLLR. S. CONNAUGHTON - ROADS

2437

The following reply was given:-
"There are no current plans to carry out any improvements at this junction. An evaluation at this junction could be carried out to determine if the provision of additional signage or the upgrading of existing signage is warranted and if so this could be arranged immediately."

NOTICE OF MOTION NO. 25 – CLLR. S. CONNAUGHTON – SEWERAGE

The following reply was given:- **2438**
“The Creggs Sewerage Scheme is included in the Assessment of Needs as a Sewerage Scheme for the period 2004 – 2006, which is with the Department of Environment, Heritage & Local Government, awaiting approval. The Council has appointed Consulting Engineers and work on preparing the Preliminary Report is ongoing”.

NOTICE OF MOTION NO. 26 – CLLR. J. CUDDY – PEDESTRIAN CROSSING **2439**

The following reply was given:-
“The proposed facility would be located on the N18 and therefore would require approval and funding from the National Roads Authority. The Council will consult with the National Roads Authority with a view to having a safety audit carried out to determine if a pedestrian crossing is justified at this location.”

NOTICE OF MOTION NO. 27 – CLLR. J. CUDDY – FOOTPATHS

The following reply was given:- **2440**
“The provision of a footpath at this location would have to be approved and funded by the National Roads Authority maintenance monies or Galway County Council funds. The activities in relation to drop off and pick up of children has to be addressed as part of the safety audit for any footpath extension. Staff car parking is also an issue and has to be addressed by the school authorities.”

NOTICE OF MOTION NO. 28 – CLLR. M. CUNNINGHAM – FOOTPATHS **2441**

The following reply was given:-
“The land at this location are not in the ownership of Galway County Council. No funding has been provided for the provision of such footpath as an existing footpath exists on the roadside at this location.”

NOTICE OF MOTION NO. 29 – CLLR. M. CUNNINGHAM – ROADS **2442**

The following reply was given:-
“Routine maintenance will be carried out on this road during 2004.”

NOTICE OF MOTION NO. 30 – CLLR. M. CUNNINGHAM – SPEED LIMIT

The following reply was given:- **2443**
“The approved speed limits though not yet adopted, or in place, do not extend beyond the existing ones at this location. As with all speed limit reviews the locations have to be considered by the Gardai and as this is a National Route consultation with the National Roads Authority is necessary.”

NOTICE OF MOTION NO. 31 – CLLR. M. FAHY – ROADS
The following reply was given:-
“The current Five Year Roadworks Programme is nearing completion and the programme is in preparation. A draft of the proposed programme is in preparation. A draft of the proposed programme will be brought before the Council later this year or early in 2005 for consideration prior to submission to the Department of the Environment, Heritage and Local Government.”

NOTICE OF MOTION NO. 32 – CLLR. M. FAHY – ROUNDABOUTS **2444**

The following reply was given:-
“The amount of land required for a Round About is large and same is required at the proposed location. The new N18 will reduce traffic volumes to a level that the Centre and the problem should largely disappear at this location.”

NOTICE OF MOTION NO. 33 – CLLR. M. FAHY – EIRCOM POLES **2445**

The following reply was given:-
“The installation of the said poles is the responsibility of Eircom and it is for them to move them.”

NOTICE OF MOTION NO. 34 – CLLR. J. JOYCE – UNDERGROUND **2446**

The following reply was given:-
“There is no funding available to do these works at present.”

NOTICE OF MOTION NO. 35 – CLLR. J. JOYCE – SPEED LIMITS **2447**

The following reply was given:-
“The proposal to extend the speed limit at Killure Road is not included in the current proposals.”

All other proposals will be examined with all other proposals under a review submission of the above approved proposals.”

NOTICE OF MOTION NO. 36 – CLLR. J. JOYCE – FLASHING LIGHTS **2448**

The following reply was given:-
“There is no funding available to provide flashing amber lights at this school. However, provided through Notice of Motion etc., these lights can be considered.”

CLL. S. CONNAUGHTON – SEWERAGE

2438

uded in the Assessment of Needs as a Sewerage
which is with the Department of Environment,
ig approval. The Council has appointed
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CLL. J. CUDDY – PEDESTRIAN

2439

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CLL. J. CUDDY – FOOTPATHS

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CLL. M. CUNNINGHAM – FOOTPATHS

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CLL. M. CUNNINGHAM – SPEED LIMIT

2443

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NOTICE OF MOTION NO. 31 – CLLR. M. FAHY – ROADS

The following reply was given:-

2444

“The current Five Year Roadworks Programme is nearing completion and a new roadworks programme is in preparation. A draft of the proposed new programme will be brought before the Council later this year or early in 2005 for the members approval prior to submission to the Department of the Environment, Heritage and Local Government.”

NOTICE OF MOTION NO. 32 – CLLR. M. FAHY – ROUNDABOUT

The following reply was given:-

2445

“The amount of land required for a Round About is large and same is not available at the suggested location. The new N18 will reduce traffic values to a very low level in Gort Town Centre and the problem should largely disappear at the time of such provision.”

NOTICE OF MOTION NO. 33 – CLLR. M. FAHY – EIRCOM POLES

The following reply was given:-

2446

“The relocation of the said poles is the responsibility of Eircom and they have been requested to move them.”

NOTICE OF MOTION NO. 34 – CLLR. J. JOYCE – UNDERGROUND WIRES

2447

The following reply was given:-

“There is no funding available to do these works at present.”

NOTICE OF MOTION NO. 35 – CLLR. J. JOYCE – SPEED LIMIT

2448

The following reply was given:-

“The proposal to extend the speed limit at Killure Road is not included in the present approved proposals.

This section will be examined with all other proposals under a review subsequent to the adoption of the above approved proposals.”

NOTICE OF MOTION NO. 36 – CLLR. J. JOYCE – FLASHING LIGHTS

The following reply was given:-

2449

“There is no funding available to provide flashing amber lights at this school. Should money be provided through Notice of Motion etc., these lights can be considered.”

NOTICE OF MOTION NO. 37- CLLR. J. MCDONAGH – ROADS

The following reply was given:- **2450**
“An assessment of this road will be carried out in the coming weeks.”

NOTICE OF MOTION NO. 38- CLLR. J. MCDONAGH – SIGNS

The following reply was given:- **2451**
“If the residents purchase the signs Galway County Council will erect them, on an existing pole.”

NOTICE OF MOTION NO. 39 – CLLR. J. MCDONAGH – ROADS

The following reply was given:- **2452**
“There are two Corbally Roads (South and North) off the N17. There is no accident record for the northern access since 1996. 3 minor accidents (in 1990, 1997 and 2002) have occurred at the southern junction.

The National Roads Authority pilot junction treatment on the N17 will include the above two junctions in 2004 and will involve changes to the stop lines and road markings.”

NOTICE OF MOTION NO. 40 – DEP. P. MCHUGH – PLAYGROUND

The following reply was given:- **2453**
“The matter will be investigated and consideration will be given to it in the context of available resources”.

NOTICE OF MOTION NO. 41 – DEP. P. MCHUGH – PLAYGROUND

The following reply was given:- **2454**
“Galway County Council have not made a provision for the development of a playground at Dublin Road Estate, Tuam in the 2004 Budget”.

NOTICE OF MOTION NO. 42 – DEP. P. MCHUGH – OFFICES

The following reply was given:- **2455**
“A property is being acquired for this and a design is being prepared”.

NOTICE OF MOTION NO. 43 – CLLR. P. O’SULLIVAN – ROADS

The following reply was given:- **2456**
“This will be considered for inclusion in the 2005 Roadworks Programme. There is no funding available for the works in the current year.”

NOTICE OF MOTION NO. 44 – CLLR. P. O’SULLIVAN – ROADS

The following reply was given:- **2457**
“There is no funding currently available for this work but should funds become available during the year the work will be considered.”

NOTICE OF MOTION NO. 45 – CLLR. P. O’SULLIVAN – ROADS

The following reply was given:- **2458**
“Works will be included in future roadworks programme’s as there is no funding available this year.”

NOTICE OF MOTION NO. 46 – CLLR. K. QUINN – LAND

The following reply was given:- **2459**
“The Council would be prepared to discuss any proposals they may have in the matter with representatives of the Club.”

NOTICE OF MOTION NO. 47 – CLLR. K. QUINN – H.R.

The following reply was given:- **2460**
“The Council is obliged to operate within approved staffing levels. Within this limit permanent vacancies will be filled as they arise”.

NOTICE OF MOTION NO. 48 – CLLR. K. QUINN – LAND

The following reply was given:- **2461**
“The Council will examine the use of the site will be examined by the Council having regard to the upgrading of the Regional Water Supply Scheme”.

CRIUCHAINAIGH AN CRUINNÍÚ ANSIN

Submitted, Approved & Signed

Lia Rollins

21/7/04
Date

NOTICE OF MOTION NO. 37 - CLLR. J. MCDONAGH - ROADS 2450

The following reply was given:-
"An assessment of this road will be carried out in the coming weeks."

NOTICE OF MOTION NO. 38 - CLLR. J. MCDONAGH - SIGNS 2451

The following reply was given:-
"If the residents purchase the signs Galway County Council will erect them on existing pole."

NOTICE OF MOTION NO. 39 - CLLR. J. MCDONAGH - ROADS 2452

The following reply was given:-
"There are two Corbally Roads (South and North) off the N17. There is no record for the northern access since 1996. 3 minor accidents (in 1991, 1992 & 2002) have occurred at the southern junction."

The National Roads Authority pilot junction treatment on the N17 will be above two junctions in 2004 and will involve changes to the stop line markings."

NOTICE OF MOTION NO. 40 - DEP. P. MCHUGH - PLAYGROUND 2453

The following reply was given:-
"The matter will be investigated and consideration will be given to it in the available resources"

NOTICE OF MOTION NO. 41 - DEP. P. MCHUGH - PLAYGROUND 2454

The following reply was given:-
"Galway County Council have not made a provision for the development of a playground at Dublin Road Estate, Tuam in the 2004 Budget"

NOTICE OF MOTION NO. 42 - DEP. P. MCHUGH - OFFICES 2455

The following reply was given:-
"A property is being acquired for this and a design is being prepared"

NOTICE OF MOTION NO. 43 - CLLR. P. O'SULLIVAN - ROADS 2456

The following reply was given:-
"This will be considered for inclusion in the 2005 Roadworks Programme if no funding available for the works in the current year."

NOTICE OF MOTION NO. 44 - CLLR. P. O'SULLIVAN - ROADS 2457

The following reply was given:-
"There is no funding currently available for this work but should funds be available during the year the work will be considered."

NOTICE OF MOTION NO. 45 - CLLR. P. O'SULLIVAN - ROADS 2458

The following reply was given:-
"These works will be included in future roadworks programme's as there is no funding available this year."

NOTICE OF MOTION NO. 46 - CLLR. K. QUINN - LAND 2459

The following reply was given:-
"The Council would be prepared to discuss any proposals they may have in the matter with the representatives of the Club."

NOTICE OF MOTION NO. 47 - CLLR. K. QUINN - H.R. 2460

The following reply was given:-
"The Council is obliged to operate within approved staffing levels. Within this requirement, permanent vacancies will be filled as they arise"

NOTICE OF MOTION NO. 48 - CLLR. K. QUINN - LAND 2461

The following reply was given:-
"I am to advise that the use of the site will be examined by the Council having regard to the future upgrading of the Regional Water Supply Scheme"

CRIOCHNAIGH AN CRUINNIÚ ANSIN

Submitted, Approved & Signed

L. Reilly

26/7/04
Date

RESOLUTIONS OF SYMPATHY
A Resolution of Sympathy was presented by the Mayor of Galway in connection with the death of Mrs. Thomas McQuinn, Northcote, Salsburgh, Co. Galway. The Mayor welcomed Mrs. McQuinn to the County and he pointed out that it had been attended by two Government Ministers. The Mayor also thanked the staff of the Council, in particular Mr. Morgan and Mr. Dawson for their assistance at the Conference. He also thanked the Council Members who attended. He said it had been an excellent conference offering information on alternative forms of transport and giving valuable guidance on same.

CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD IN ORANMORE LIBRARY, ORANMORE ON MONDAY 26TH
APRIL, 2004.

CATHAOIRLEACH: Mayor T. Rabbitt

ILATHAIR FREISIN:

Oifigigh:

Cllrs. S. Connaughton, J. Conneely, M. Connolly, M. Cunningham, J. Cuddy, M. Fahy, P. Feeney, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J.J. Mannion, T. Mannion, J. McClean, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, K. Quinn, S. Quinn, M. Regan, S. Walsh, T. Walsh.

Baill:

Mr. T. Kavanagh, County Manager, Messrs. P. Ridge, J. Cullen, F. Gilmore, J. Morgan, Director of Services, G. Mullarkey, Head of Finance, T. Murphy, D. Barrett, T. Connell, C. Wallace, Senior Executive Officers, M. Timmins, Senior Engineer, L. Gavin, Senior Executive Engineer, M. McGrath, E. Cannon, Senior Staff Officers, R. O'Boyle, Staff Officer.

Thosnaigh an cruinniú leis an paidir.

The Mayor welcomed everyone to the Council Meeting in Oranmore.

RESOLUTIONS OF SYMPATHY

2378

A Resolution of Sympathy was extended to the following: -

Mary O'Brien, Sliefinn, Corrandulla, Co. Galway.
Mr & Mrs Thomas McQuinn, Portacarron, Oughterard, Co. Galway.
Bridie & Muintir Uí Chualáin, An Cheathru Rua, Co. na Gaillimhe.
Mrs. Aine Tarpey & family, Ardahan, Co. Galway.
Fr. Richie Higgins, P.P., St. Mary's, Ardahan, Co. Galway.
Turley Family, Clontuskert, Co. Galway.

Cllr. James Joyce said he wished to thank the Mayor and Council Staff on a job well done in connection with the Iompair Conference which was held in the Clarinbridge Court Hotel on Friday, 23rd April, 2004. He said it was of enormous benefit to the County and he pointed out that it had been attended by two Government Ministers. The Mayor also thanked the staff of the Council, in particular Mr. Morgan and Mr. Dawson for their assistance at the Conference. He also thanked the Council Members who attended. He said it had been an excellent conference offering information on alternative forms of transport and giving valuable guidance on same.

MINUTES

2379

Minutes of the Monthly Meeting held on the 22nd March, 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Connolly, seconded by Cllr. K. Quinn.

REPORTS

2380

The Report of the Environmental & Conservation Services Strategic Policy Committee meeting held on the 25th February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Mullins, seconded by Cllr. Fahy.

The Report of the Housing Strategic Policy Committee meeting held on the 22nd March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Regan, seconded by Cllr. K. Quinn.

The Report of the Loughrea Area Committee Meeting held on the 17th February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Cunningham, seconded by Cllr. Feeney.

Referring to the Consultants report on the Derrybrien landslide, Cllr. Loughnane asked that the Council should ensure that the requirements set out in the report be implemented. Cllr. Mc Clearn said that ESBI and Hibernian Wind Power should make a significant monetary contribution to the local community to offset the difficulties caused in the area as a result of their works. Cllr. Regan said that the Council should ensure that there was no recurrence of this situation and he asked if any reply had been received from the Regional Fisheries Board in the relation to the fish kill which resulted from the landslide. The County Manager said the Council commissioned consultants to advise as to the causes of the landslide and also to review the report published by the developers. This resulted in the publication of a report by the Council. The developers have indicated that they propose to recommence works at Derrybrien. It is the responsibility of the developers to carry out any works having regard to the report published and in compliance with planning permissions granted. The Council continues to monitor the site from a planning and environmental point of view. He said that legal proceedings are being initiated in respect of the environmental damage caused as a result of the landslide.

The Report of the Loughrea Area Committee Meeting held on the 31st March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Regan, seconded by Cllr. Fahy.

The report of the Conamara Area Committee Meeting held on the 16th February, 2002 was considered. It was adopted by the Council on the proposal of An Comh. Ni Fhatharta, seconded by Cllr. Conneely.

The report of the Local Rural Water Monitoring Committee Meeting held on the 3rd December, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Connolly, seconded by Cllr. K. Quinn.

The Local Rural Water Monitoring Committee Meeting held on the 12th March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Cunningham, seconded by Cllr. Cunningham.

It was asked if a reply had been received to a letter that had been sent to the County Council regarding the cost of road restoration for Group Water Schemes. Cllr. Cunningham said the matter had also been raised at various meetings of the Local Rural Water Monitoring Committee and that they were to meet with the Water Services Board to resolve it. Cllr. Cuddy said he was not satisfied with the state of some roads after the construction of a group water scheme. He said there was a need to ensure that whoever is doing the scheme to restore the road as quickly as possible.

The County Manager said that there had been no response from the Department on the matter.

DECLARATION OF A ROAD TO BE A PUBLIC ROAD - SECTION 11 OF THE ROAD AND BRIDGE ACT, 1993
2381

On the proposal of Cllr. Cunningham and seconded by Cllr. Fahy, the Council declared the following road to be public road, the statutory requirements having been complied with:

Beginning at end of County Road L-85601 in the townland of Keamsella extending north for a distance of 50 metres in the townland of West - Loughrea Electoral Area.

The County Manager referred to roads improved under the Local Improvement Scheme and said that he had made numerous representations asking that such roads be taken in charge by the Council. He said that taking in charge of roads is a reserved function of the Council and that sufficient funds are not available to maintain the roads to the standard that the Council would like and if more roads are taken in charge it would strain the resources available to maintain them. Following further discussion proposed by the Mayor that this matter be dealt with at SPC level and agreed.

Cllr. Cunningham, Mr. Morgan said that there was insufficient work in the area to employ the total work force in that area employed and work was available in the area. He said the work at Carrmore Cross presented a variety of situations and it was more suitable to be carried out by direct labour than by contract.

Cllr. Cunningham said that some basic works in some areas were not taking place. He said that during the tourist season, the whole sign-posting situation needs to be exceptionally poor. He referred to instances of signs being turned in the wrong direction, obscured by trees or hedges and in other instances being dirty.

MINUTES

2379

Minutes of the Monthly Meeting held on the 22nd March, 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Connolly, seconded by Cllr. K. Quinn.

REPORTS

2380

The Report of the Environmental & Conservation Services Strategic Policy Committee meeting held on the 25th February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Mullins, seconded by Cllr. Fahy.

The Report of the Housing Strategic Policy Committee meeting held on the 2nd March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Regan, seconded by Cllr. K. Quinn.

The Report of the Loughrea Area Committee Meeting held on the 17th February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Cunningham, seconded by Cllr. Feeney.

Referring to the Consultants report on the Derrybrien landslide, Cllr. Loughnane asked that the Council should ensure that the requirements set out in the report be implemented. Cllr. Mc Cleam said that ESBI and Hibernian Wind Power should make a significant monetary contribution to the local community to offset the difficulties caused in the area as a result of their works. Cllr. Regan said that the Council should ensure that there was no recurrence of this situation and he asked if any reply had been received from the Regional Fisheries Board in the relation to the fish kill which resulted from the landslide. The County Manager said the Council commissioned consultants to advise as to the causes of the landslide and also to review the report published by the developers. This resulted in the publication of a report by the Council. The developers have indicated that they propose to recommence works at Derrybrien. It is the responsibility of the developers to carry out any works having regard to the report published and in compliance with planning permissions granted. The Council continues to monitor the site from a planning and environmental point of view. He said that legal proceedings are being initiated in respect of the environmental damage caused as a result of the landslide.

The Report of the Loughrea Area Committee Meeting held on the 31st March, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Regan, seconded by Cllr. Fahy.

The report of the Conamara Area Committee Meeting held on the 16th February, 2004 was considered. It was adopted by the Council on the proposal of An Comh. N. Fhatharta, seconded by Cllr. Conneely.

The report of the Local Rural Water Monitoring Committee Meeting held on the 9th December, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Connolly, seconded by Cllr. K. Quinn.

The report of the Local Rural Water Monitoring Committee Meeting held on the 12th January, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Connolly, seconded by Cllr. Cunningham.

Cllr. Joyce asked if a reply had been received to a letter that that had been sent to the DOEHLG regarding the cost of road restoration for Group Water Schemes. Cllr. Connolly said the matter had also been raised at various meetings of the Local Rural Water Monitoring Committee and that they were to meet with the Water Services Section to try to resolve it. Cllr. Cuddy said he was not satisfied with the state some roads were left in after the construction of a group water scheme. He said there should be an onus on whoever is doing the scheme to restore the road as quickly as possible thereafter.

The County Manager said that there had been no response from the Department on this issue.

DECLARATION OF A ROAD TO BE A PUBLIC ROAD – SECTION 11 OF ROADS ACT, 1993

2381

On the proposal of Cllr. Cunningham and seconded by Cllr. Fahy, the Council approved the declaration of the following road to be public road, the statutory procedure having been complied with:-

Road commencing at end of County Road L-85601 in the townland of Keamsella West and extending north for a distance of 50 metres in the townland of Keamsella West – Loughrea Electoral Area.

Cllr. Mc Hugh referred to roads improved under the Local Improvement Scheme and said that he had made numerous representations asking that such roads be taken in charge when they had been improved, but was told there was no money available for this. Mr Morgan said that taking in charge of roads is a reserved function of the Council and that sufficient funds are not available to maintain the roads to the standards that the Council would like and if more roads are taken in charge it would be a greater strain on the resources available to maintain them. Following further discussion it was proposed by the Mayor that this matter be dealt with at SPC level and this was agreed.

It reply to Cllr. Cunningham, Mr. Morgan said that there was insufficient work in the Gort area to keep the total work force in that area employed and work was available in the Oranmore Area. He said the work at Carnmore Cross presented a variety of difficulties and it was more suitable to be carried out by direct labour than by contract.

Cllr. Mullins said that some basic works in some areas were not taking place. He said that heading into the tourist season, the whole sign-posting situation needs to be looked at as it is exceptionally poor. He referred to instances of signs being turned in the wrong direction, obscured by trees or hedges and in other instances being dirty.

Monthly Meeting 26/04/2004

In reply to Cllr. Feeney, Mr. Morgan said that the Council has designed a footbridge for Athenry, in conjunction with C.I.E. but that the necessary funding was not available from the Department of Environment, Heritage and Local Government.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 – REPLACEMENT OF EXISTING FOOTWAYS AND ASSOCIATED WORKS ON BOTH SIDES OF THE CLOONMORE BRIDGE ON THE N17 IN COUNTY GALWAY. 2382

A Report regarding the above was already circulated to each member.

On the proposal of Cllr. K. Quinn, seconded by Cllr. T. McHugh, the proposed development of replacement of existing footways and associated works on both sides of the Cloonmore Bridge on the N17, was approved.

AGREEMENT IN ACCORDANCE WITH SECTION 85 OF LOCAL GOVERNMENT ACT 2001 BETWEEN GALWAY COUNTY COUNCIL AND GALWAY CITY COUNCIL IN CONNECTION WITH WORKS ON THE GALWAY CITY OUTER BYPASS AND THE N6 GALWAY TO BALLINASLOE MAJOR INTER URBAN ROUTE. 2383

A Report regarding the above was already circulated to each Member.

Mr. Morgan informed the Members that the purpose of the Section 85 Agreement with Galway City Council was to revise the existing agreement between Galway County Council and Galway City Council, as it is now intended that the section of dual carriageway from Doughiska to Glennascaul will now be part of the N6 Galway to East Ballinasloe Dual Carriageway, rather than part of the Galway City Outer Bypass, as was the case when the existing agreement was made. He recommended that the following agreement enabling Galway County Council to carry out the works be entered into with Galway City Council:

LOCAL GOVERNMENT ACT 2001

AN AGREEMENT made the _____ day of _____ 2004
BETWEEN GALWAY CITY COUNCIL having its principal offices at the City Hall, College Road, Galway (of the One Part and GALWAY COUNTY COUNCIL having its principal offices at Áras an Chontae, Prospect Hill, Galway of the Other Part.

WHEREAS

1. The Councils are desirous of constructing Road Schemes known as;
 - (a) the N6 Galway City Outer Bypass from An Baile Nua/ Cnoc na Greine in the County of Galway to Garraun North in the County of Galway for a distance of approximately 21 kilometres, and;

26/04/2004

the N6 Galway to East Ballinasloe Dual Carriageway from Doughiska in the City of Galway to Tulrush in the County of Roscommon, for a distance of approximately 56 kilometres

hereafter called "The Schemes".

the lands of The Schemes lie within the functional areas of Galway City Council and Galway County Council respectively.

such are the Roads Authorities in their respective functional areas.

Galway City Council are of the opinion that it would be more convenient that the function and duty of serving such notices, completing such contracts, carrying such negotiations, acquiring that part of the land and constructing that part of the Road Scheme located in the functional area of the Galway City Council may be exercised or performed by the Galway City Council, should be exercised or performed by the Galway County Council and the Galway County Council are willing so to exercise and perform the said power, function and duty.

AGREEMENT WITNESSETH AS FOLLOWS:

Galway City Council at a Council meeting on the 26th April 2004 resolved pursuant to section 85 of the Local Government Act 2001 that they would enter into an agreement with Galway County Council to authorise Galway County Council to exercise the powers and functions of Galway City Council relating to the carrying out of the Schemes.

Galway County Council at a Council meeting on the 26th of April 2004 resolved pursuant to section 85 of the Local Government Act 2001 that they would enter into an agreement with Galway City Council agreeing to perform the powers and functions of Galway City Council relating to the carrying out of the Schemes.

Galway County Council shall take all necessary steps to acquire the land in the functional area of the Galway City Council for the purpose of constructing the Schemes in the Galway City Council functional area and shall then construct the Schemes.

In reply to Cllr. Feeney, Mr. Morgan said that the Council has designed a footbridge for Athenry, in conjunction with C.I.E. but that the necessary funding was not available from the Department of Environment, Heritage and Local Government.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 - REPLACEMENT OF EXISTING FOOTWAYS AND ASSOCIATED WORKS ON BOTH SIDES OF THE CLOONMORE BRIDGE ON THE N17 IN COUNTY GALWAY. 2382

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Mr. Morgan informed the Members that the purpose of the Section 85 Agreement with Galway City Council was to revise the existing agreement between Galway County Council and Galway City Council, as it is now intended that the section of dual carriageway from Doughiska to Glennascaul will now be part of the N6 Galway to East Ballinasloe Dual Carriageway, rather than part of the Galway City Outer Bypass, as was the case when the existing agreement was made. He recommended that the following agreement enabling Galway County Council to carry out the works be entered into with Galway City Council:

LOCAL GOVERNMENT ACT 2001

AN AGREEMENT made the _____ day of _____ 2004
BETWEEN GALWAY CITY COUNCIL, having its principal offices at the City Hall, College Road, Galway (of the One Part and GALWAY COUNTY COUNCIL, having its principal offices at Áras an Chontae, Prospect Hill, Galway of the Other Part.

WHEREAS

1. The Councils are desirous of constructing Road Schemes known as;
 - (a) the N6 Galway City Outer Bypass from An Baile Nua/ Cnoc na Greine in the County of Galway to Garraun North in the County of Galway for a distance of approximately 21 kilometres, and;

- (b) the N6 Galway to East Ballinasloe Dual Carriageway from Doughiska in the City of Galway to Tulrush in the County of Roscommon, for a distance of approximately 56 kilometres

hereinafter called "The Schemes".

2. Part of the lands of The Schemes lie within the functional areas of Galway City Council and Galway County Council respectively.
3. The Councils are the Roads Authorities in their respective functional areas.
4. The Galway City Council are of the opinion that it would be more convenient that the power, function and duty of serving such notices, completing such contracts, pursuing such negotiations, acquiring that part of the land and constructing that part of the Road Scheme located in the functional area of the Galway City Council that may be exercised or performed by the Galway City Council, should be exercised or performed by the Galway County Council and the Galway County Council are able and willing so to exercise and perform the said power, function and duty.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. Galway City Council at a Council meeting on the 26th April 2004 resolved pursuant to Section 85 of the Local Government Act 2001 that they would enter into an agreement with Galway County Council to authorise Galway County Council to perform the powers and functions of Galway City Council relating to the carrying out of the Schemes.
2. Galway County Council at a Council meeting on the 26th of April 2004 resolved pursuant to section 85 of the Local Government Act 2001 that they would enter into an agreement with Galway City Council agreeing to perform the powers and functions of Galway City Council relating to the carrying out of the Schemes.
3. The Galway County Council shall take all necessary steps to acquire the land in the functional area of the Galway City Council for the purpose of constructing the Schemes in the Galway City Council functional area and shall then construct the said roadway.

4. The Galway County Council shall have and exercise all the powers, duties and functions of the Galway City Council in relation to that part of the Schemes in the functional area of the Galway City Council.
5. The Galway County Council shall serve such notices, complete such contracts and agreements, pursue such negotiations and, generally do and perform all such matters and things as are necessary to execute and complete the Schemes and in particular will acquire by agreement or compulsorily any land in the functional area of the Galway City Council that may be necessary for the execution and implementation of the Schemes.
6. The Galway County Council shall bear the entire costs of the execution and implementation of the Schemes.
7. The Galway County Council shall apply to the National Roads Authority for an allocation from the Road Grant Fund for the full cost of the Schemes and this Agreement is subject to funds being available to the Council to complete the Schemes.
8. On completion of the Schemes, the Galway County Council will procure a transfer to the Galway City Council of the lands on which the Schemes are situated and any ancillary lands acquired, in the functional area of the Galway City Council. Subject to the Schemes being completed to the satisfaction of the Galway City Council, the Galway City Council shall accept the same and take the same in charge and thereafter maintain the portion of the roadway in the functional area of the Galway City Council in their charge as Roads Authority.

IN WITNESS WHEREOF the parties hereto have hereunto set their seals the day and year first herein written.

PRESENT when the seal of

**THE COUNTY COUNCIL OF
THE COUNTY OF GALWAY**

Was affixed hereto:

Mayor or Nominated Employee for the purpose of authenticating the seal

Employee for the purpose of authenticating the seal

all work on the N6 would be carried out in conjunction with the
plans. Mr. Morgan said that funding had not yet been finalised
and the projects would follow one after the other.

Cllr Joyce, seconded by Cllr. Cunningham and agreed that
and into the Section E1 Agreement as above and that the

REPORT UNDER SECTION 211 OF THE PLANNING &
EACT 2000 ON THE DISPOSAL OF 0.0294 HECTARES AT
BRINN ATHENRY, CO. GALWAY TO MS. MARGARET
TOWN ORANMORE 2384

March had already been circulated to each member.

Cllr. Loughman, seconded by Cllr. Regan, it was agreed to
with Margaret Lane as outlined in the report.

ANNUAL STATEMENT OF ACCOUNT OF THE BORDER,
MIDLAND & WESTERN REGIONAL ASSEMBLY, FOR YEAR ENDED 31ST
MARCH 2385

March had already been circulated to each member.

Cllr. K. Quin, seconded by Cllr. Ni Fhatharta, the Annual
Statement of the Border Midland & Western Regional Assembly was

ANNUAL FINANCIAL STATEMENT FOR YEAR ENDED
31ST MARCH 2386

Statement be deferred to the next meeting of the Council.

AGREEMENT ON THE ISSUE OF POLLING CARDS 2387

PRESENT when seal of

**THE CITY COUNCIL OF
THE CITY OF GALWAY**

was affixed hereto:

Mayor or Nominated Employee for the purpose of authenticating the seal

Cllr. Cuddy asked if work on the N6 would be carried out in conjunction with the Galway City Outer Bypass. Mr. Morgan said that funding had not yet been finalised by the NRA and that the projects would follow one after the other.

It was proposed by Cllr. Joyce, seconded by Cllr. Cunningham and agreed that Galway County Council enter into the Section 85 Agreement as above and that the

**TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING &
DEVELOPMENT ACT, 2000 ON THE DISPOSAL OF 0.0294 HECTARES AT
SITE NO. 15 AOIBHINN, ATHENRY, CO. GALWAY TO MS. MARGARET
LANE, PALMERSTOWN, ORANMORE** 2384

Report dated the 22nd March had already been circulated to each member.

On the proposal of Cllr. Loughnane, seconded by Cllr. Regan, it was agreed to dispose of the site to Ms. Margaret Lane as outlined in the report.

**TO NOTE ANNUAL STATEMENT OF ACCOUNT OF THE BORDER,
MIDLAND & WESTERN REGIONAL ASSEMBLY, FOR YEAR ENDED 31ST
DECEMBER, 2003** 2385

A copy of the Statement had already been circulated to each member.

On the proposal of Cllr. K. Quinn, seconded by Cllr. Ni Fhatharta, the Annual Statement of Account of the Border Midland & Western Regional Assembly was noted.

**TO CONSIDER ANNUAL FINANCIAL STATEMENT FOR YEAR ENDED
31ST DECEMBER, 2003** 2386

It was agreed that this item be deferred to the next meeting of the Council.

LOCAL ELECTIONS – ISSUE OF POLLING CARDS. 2387

Report dated the 20th April, 2004 had already been circulated to each member.

On the proposal of Cllr. Hoade, seconded by Cllr. Mannion it was agreed that Polling Cards be issued to "L" Voters.

PLANNING

2388

Cllr. Cunningham referred to the six topics introduced at the Council meeting held on 28th October, 2003 and proposed that items 1, 2, 3, 4, 5 and 6 be accepted.

Item No. 1

That the application of the Enurement Clause should be limited to Class 4 and Class 5 as outlined in the landscape sensitivity map and to within 15km zone and also on the restricted routes.

Mr. Ridge agreed to produce maps showing boundaries around the high pressure areas for the members. A progress report on these would be available for the next meeting.

Item No 2

In cases where outline planning permission or full planning permission was granted under previous development plans, no enurement clause should be applied on permission consequently granted.

It was stated that the application of enurement clauses is an operational matter and applies to all permissions granted within the restricted areas. The question of enurement clauses was raised in relation to approvals and permissions outside the 15km zone. Mr. Ridge stated that the first time occupier's enurement clause assists in reducing costs to genuine local people

Planning permissions for change of house plans where a reduced fee has been paid will be granted without an enurement clause but the withering date will relate to the expiry date on the original planning permission.

Item No. 3

That Galway County Council appoint independent consultants to review the landscape sensitivity ratings and a report be brought back to the Council within a specific time limit.

The Mayor stated that item no. 3 be deferred to the next meeting and again invited the members to make submissions and observations in relation to this item.

Item No. 4

That the County Council reviews the list of protected structures as a matter of urgency with a view to making changes to the list.

commence the process of reviewing the record of protected structures as proposed by Cllr. Connolly and seconded by Cllr. McHugh.

County Council Development Plan regarding numbers of projected jobs increased to accommodate the demand in the various areas of

settlement centre boundaries 500m - 300m. Mr. Ridge explained that the proposal and the results indicated where a 500m or 300m radius would be in accordance with good planning principles and that it was important to maintain a balance of development so that the County would benefit from development as well as those in the City. Mr. Ridge further stated that if any beneficial proposal close to a settlement centre that would be sustainable, it should be encouraged by the planning authority. It was pointed out by the Mayor that settlement centres had large areas of land which could not be developed by land owners who were not interested in development. Mr. Ridge stated that the Council should keep the Settlement Strategy of the County in place and should actively encourage and welcome more housing groups / co-op housing schemes with small housing groups of up to 10 units in settlement centres - this would bring housing prices down.

Mr. Ridge stated that the County Development Plan was quite liberal and should be given some chance to develop before any change is made. He added that after many hours of debate there is still disagreement on the County Development Plan. This is leading to uncertainty, holding back the advancement of the overall aims of the plan. If the plan is not accepted then the County Development Plan will have to be replaced by way of variation under section 13 of the Planning and Development Act 2000. This will involve stated reasons which must comply with the requirements of the plan and sustainable development, national policy and all other relevant factors. He agreed to defer this item to the next meeting.

It was agreed to be identified as the parish or neighbouring parish of the

definition of a "local" person, Mr. Ridge stated that within one mile of the applicant is needed, but outside one mile the applicant must show that they are connected to their locality i.e., a member of local club. The 7 can be taken into account in defining a local area very much in accordance with the Planning Guidelines. He added that the local issue applies to the lands in the 15km zone and the 15km zone around the city.

It was agreed to commence the process of reviewing the record of protected structures. This was proposed by Cllr. Connolly and seconded by Cllr. McHugh.

Item No. 5

That Galway County Council Development Plan regarding numbers of projected residential units be increased to accommodate the demand in the various areas of the County.

As regards the settlement centre boundaries 500m – 300m, Mr. Ridge explained that each centre was surveyed and the results indicated where a 500m or 300m radius should be applied and that this was in accordance with good planning principles and also in accordance with the proper planning and sustainable development of the County. He added that it was important to maintain a balance of development so that the outer regions of the County would benefit from development as well as those areas close to Galway City. Mr. Ridge further stated that if any beneficial development was proposed close to a settlement centre that would be sustainable, it would be viewed on its merits by the planning authority. It was pointed out by the members that some settlement centres had large areas of land which could not be developed or owned by land owners who were not interested in development. Mr. Ridge stressed that the Council should keep the Settlement Strategy of the County Development Plan in place and should actively encourage and welcome more voluntary housing groups / co-op housing schemes with small housing groups of up to 10 or 15 into the settlement centres - this would bring housing prices down.

The County Manager stated that the County Development Plan was quite liberal and that the policies should be given some chance to develop before any change is proposed. Mr. Ridge added that after many hours of debate there is still disagreement on the interpretation of the County Development Plan. This is leading to uncertainty, confusion and is holding back the advancement of the overall aims of the plan. If the present interpretation is not accepted then the County Development Plan will have to be formally altered by way of variation under section 13 of the Planning and Development Act 2000. This will involve stated reasons which must comply with the principles of proper planning and sustainable development, national policy and all relevant issues. It was agreed to defer this item to the next meeting.

Item No. 6

The term "local area" to be identified as the parish or neighbouring parish of the applicant.

In relation to definition of a "local" person, Mr. Ridge stated that within one mile of the family home no proof is needed, but outside one mile the applicant must show that he or she is connected or attached to their locality i.e., a member of local club. The 7 items that are taken into account in defining a local are very much in accordance with the Draft Rural Housing Guidelines. He added that the local issue applies to the lands sensitivity classes 3, 4 and 5 and the 15km zone around the city.

Monthly Meeting 26/04/2004

The frequency and the follow on from the planning clinics was questioned but Mr. Ridge explained that 20% of the Planning Department's resources were being used to facilitate the clinics and no further resources were available.

The Mayor requested that there should be a better system in place in relation to pre-planning meetings for the public representatives. Mr. Ridge stated that he was examining a new pre-planning report procedure where there may be a nominal fee charged.

It was agreed that the Director should forward the prepared submission on the Draft Regional Guidelines to the Regional Authority.

MANAGERS BUSINESS

2389

The Manager informed the Members of the following::

Letter received from an Bord Pleanala approving of the Compulsory Purchase Order for Loughrea By-Pass.

Notification of Grant in the amount €829,189 from the DOEHLG being the Council's Grant Allocation for Local Improvement Schemes for 2004.

Notification of Grant in the amount of €1,777,550 from the Department of Community, Rural & Gaeltacht Affairs for road improvement works in Gaeltacht Areas.

MAYORS BUSINESS.

2390

The Mayor thanked the Staff of the Oranmore Library for their help in making arrangements for the Council Meeting.

CONFERENCES

2391

On the proposal of Cllr. Mc Clearn, seconded by Cllr. Fahy, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:-

**"Iompair Conference", Clarinbridge Court Hotel, Clarinbridge, Co. Galway.
23rd April, 2004**

Cllr. M. Gormally

**"General Council of County Council's Annual Conference 2004", Newpark Hotel, Kilkenny.
11th/12th March, 2004**

MOTIONS

MOTION NO. 12 - CLLR. S. CONNAUGHTON - ROADS

2392

copy was given:-
Council plans to carry out any improvements at this junction. An evaluation at could be carried out to determine if the provision of additional signage or the existing signage is warranted and if so this could be arranged immediately."

MOTION NO. 13 - CLLR. S. CONNAUGHTON - ROADS

2393

copy was given:-
budget provided for this road in this year's Roadworks Programme. A budget of provided last year and a section was re-surfaced, if additional funding becomes or work on this road will be considered."

MOTION NO. 14 - CLLR. S. CONNAUGHTON - CEMETERY

2394

copy was given:-
in continuing their efforts to acquire land for an extension to the Burial

MOTION NO. 15 - CLLR. J. CUDDY - HOUSING ESTATE

2395

copy was given:-
stage of each estate involves a procedure which includes (a) a request to be (b) an inspection and (c) investigation and examination of planning issues of this case, it is suggested that contact be made with the Enforcement Planning Department in order that the issues can be investigated and reported being implementations of taking the estate in charge be examined".

MOTION NO. 16 - CLLR. J. CUDDY - WATER

2396

copy was given:-
land being currently available for the take over of group water schemes and in position to take this scheme in charge".

MOTION NO. 17 - CLLR. J. CUDDY - SEWERAGE

2397

copy was given:-
report has been approved by the Department of the Environment, Heritage ment. The Council are in the process of seeking to appoint Consulting need to the next stage of planning which is the preparation of Contract

MOTION NO. 18 - CLLR. M. CUNNINGHAM - ROADS

The frequency and the follow on from the planning clinics was questioned but Mr. Ridge explained that 20% of the Planning Department's resources were being used to facilitate the clinics and no further resources were available.

The Mayor requested that there should be a better system in place in relation to planning meetings for the public representatives. Mr. Ridge stated that he was examining a new pre-planning report procedure where there may be a nominal fee charged.

It was agreed that the Director should forward the prepared submission on the Draft Regional Guidelines to the Regional Authority.

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2391

On the proposal of Cllr. Mc Clearn, seconded by Cllr. Fahy, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:

**"Iompair Conference", Clarinbridge Court Hotel, Clarinbridge, Co. Galway
23rd April, 2004**

Cllr. M. Gormally

**"General Council of County Council's Annual Conference 2004", Newport Hotel, Kilkenny.
11th/12th March, 2004**

Cllr. K. Quinn

NOTICE OF MOTIONS

NOTICE OF MOTION NO. 12 – CLLR. S. CONNAUGHTON – ROADS

The following reply was given:-

2392

"There are no current plans to carry out any improvements at this junction. An evaluation at this junction could be carried out to determine if the provision of additional signage or the upgrading of existing signage is warranted and if so this could be arranged immediately."

NOTICE OF MOTION NO. 13 – CLLR. S. CONNAUGHTON – ROADS

The following reply was given:-

2393

"There is no budget provided for this road in this year's Roadworks Programme. A budget of €54,100 was provided last year and a section was re-surfaced, if additional funding becomes available further work on this road will be considered."

NOTICE OF MOTION NO. 14 – CLLR. S. CONNAUGHTON – CEMETERY

The following reply was given:-

2394

"The Council are continuing their efforts to acquire land for an extension to the Burial Ground in Dunmore"

NOTICE OF MOTION NO. 15 – CLLR. J. CUDDY – HOUSING ESTATE

The following reply was given:-

2395

"The taking in charge of each estate involves a procedure which includes (a) a request to be taken in charge, (b) site inspection and (c) investigation and examination of planning issues such as the bond. In this case, it is suggested that contact be made with the Enforcement Section of the Planning Department in order that the issues can be investigated and reported on and that the funding implementations of taking the estate in charge be examined"

NOTICE OF MOTION NO. 16 – CLLR. J. CUDDY – WATER

The following reply was given:-

2396

"The Council has no funding currently available for the take over of group water schemes and is therefore not in a position to take this scheme in charge"

NOTICE OF MOTION NO. 17 – CLLR. J. CUDDY – SEWERAGE

The following reply was given:-

2397

"The Preliminary Report has been approved by the Department of the Environment, Heritage & Local Government. The Council are in the process of seeking to appoint Consulting Engineers to proceed to the next stage of planning which is the preparation of Contract Documents"

NOTICE OF MOTION NO. 18 – CLLR. M. CUNNINGHAM – ROADS

Monthly Meeting 26/04/2004

The following reply was given:- 2398

"Works will be carried out to prevent whatever water, if any, flowing from the road into Josephine Hughes' yard. Standing water in the driveway is a matter for the property owner. The request to remove material will be examined."

NOTICE OF MOTION NO. 19 – CLLR. M. CUNNINGHAM – IMPROVEMENT WORKS

The following reply was given:- 2399

"There is no funding from the National Roads Authority in the current year to undertake this work. This road will be assessed for future funding."

NOTICE OF MOTION NO. 20 – CLLR. M. CUNNINGHAM/CLLR. M. FAHY – TRAFFIC LIGHTS

The following reply was given:- 2400

"The traffic light proposal at this junction would require adequate stacking lanes. These lanes are not available for the Southern Approach from Ennis. Stacking immediately around the existing Right Angle Corners could create a major traffic hazard.

It is not proposed to provide Traffic Lights at this location."

NOTICE OF MOTION NO. 21 – CLLR. M. FAHY – PEDESTRIAN LIGHTS

The following reply was given:- 2401

"These facilities are pedestrian facilities (as directed by the National Roads Authority) and no lights are proposed for these locations."

NOTICE OF MOTION NO. 22 – CLLR. M. FAHY – ROADS

The following reply was given:- 2402

"Works will be carried out to prevent whatever water, if any, is flowing in the driveway. Standing water in the driveway is a matter for the property owner."

NOTICE OF MOTION NO. 23 – CLLR. J. MCDONAGH – SEWERAGE

The following reply was given:- 2403

"Lackagh Sewerage Scheme is included in the Assessment of Needs as a Sewerage Scheme for the period 2004 – 2006, which is with the Department of the Environment, Heritage and Local Government, awaiting approval".

NOTICE OF MOTION NO. 24 – CLLR. J. MCDONAGH – ROADS

The following reply was given:- 2404

"The alterations proposed for the N17/N18 junction with the inclusion of traffic lights will allow the relative time requirements for traffic exiting from the River Oaks Area. Galway County Council have no other proposals for any measures in relation to the said development and estate."

26/04/2004

NOTICE OF MOTION NO. 25 – DEP. P. MCHUGH – DANGEROUS BEND

living reply was given:- 2405

"In a planning application submitted for a development at this junction a condition is to provide an access lane to service this development. These works will provide a lane at this junction and the area office will liaise with the applicant/developer as it is proposed to start these works."

NOTICE OF MOTION NO. 26 – COMIL. C. NI FHATHARTA – ROADS

living reply was given:- 2406

"Iar ce leamach, táimid i mbun próiseas faoi léithair chun a thuilleadh talún a tháirgeadh ar an bóthar a leanann idir an chéile agus an mbaile agus a thabharfas a dtús píreola."

NOTICE OF MOTION NO. 27 – COMIL. C. NI FHATHARTA – ROADS

living reply was given:- 2407

"Táimid um Fhíadúir (Leasú), 2000 is coir atá ann fairs, fál nó díog a serios idir an t-áras an 31 Lúna. Is féidir mahearnh a dhéanamh áfach, ar oibreacha a chuir i gclárach sonracha ar chéilearna sláinte agus sábháilteachta poiblí."

NOTICE OF MOTION NO. 28 – COMIL. C. NI FHATHARTA – BARCELONA

living reply was given:- 2408

"Comhairle Chontae ag déanamh staidéar ar an abhar seo."

NOTICE OF MOTION NO. 29 – CLLR. P. O'SULLIVAN – ROADS

living reply was given:- 2409

"In question is a third class road and does not appear to have been resurfaced in 2004, however the surface is still to an acceptable standard. There is no grant allocated to this road in 2004, therefore it cannot be reconstructed.

"The Council will continue to carry out routine maintenance on this road and it can be considered for reconstruction should the Third Class road grant be made available in Autumn 2004."

NOTICE OF MOTION NO. 30 – CLLR. P. O'SULLIVAN – ROADS

living reply was given:- 2410

"The County Council will cut back roadside verges later this year. Roadworks have just completed in this area in the last few weeks."

NOTICE OF MOTION NO. 31 – CLLR. P. O'SULLIVAN – KERBING

living reply was given:- 2411

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ll be carried out to prevent whatever water, if any, flowing from the road into
Hughes' yard. Standing water in the driveway is a matter for the property owner,
t to remove material will be examined."

NOTICE OF MOTION NO. 19 – CLLR. M. CUNNINGHAM – IMPROVEMENT

ng reply was given:- 2399

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road will be assessed for future funding."

NOTICE OF MOTION NO. 20 – CLLR. M. CUNNINGHAM/CLLR. M. FAHY – LIGHTS

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existing Right Angle Corners could create a major traffic hazard.

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NOTICE OF MOTION NO. 24 – CLLR. J. MCDONAGH – ROADS

reply was given:- 2404

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re time requirements for traffic exiting from the River Oaks Area. Galway
have no other proposals for any measures in relation to the said development

NOTICE OF MOTION NO. 25 – DEP. P. MCHUGH – DANGEROUS BEND

The following reply was given:- 2405

"As part of a planning application submitted for a development at this junction a condition
was included to provide an access lane to service this development. These works will provide
improved sightlines at this junction and the area office will liaise with the applicant/developer
to see when it is proposed to start these works."

NOTICE OF MOTION NO. 26 – COMH. C. NI FHATHARTA – ROADS

The following reply was given:- 2406

"Tá an obair seo leanúnach, táimid i mbun próiseas faoi láthair chun a thuilleadh talún a fháil
inár seilbh i gcomhair an bóthar a leathnú idir an chéibh agus an mbaile agus a thabharfas a
thuilleadh spás páirceála."

NOTICE OF MOTION NO. 27 – COMH. C. NI FHATHARTA – ROADS

The following reply was given:- 2407

"De réir an tAcht um Fhiadhúlra (Leasú), 2000 is coir atá ann fásra, fál nó díog a scrios idir
an 1 Márta agus an 31 Lúnasa. Is féidir machnamh a dhéanamh áfach, ar oibreacha a chuir i
gcrích ag láithreacha sonracha ar chúiseanna sláinte agus sábháilteachta poiblí."

NOTICE OF MOTION NO. 28 – COMH. C. NI FHATHARTA – BARCELONA DECLARATION

The following reply was given:-

"Tá an Comhairle Chontae ag deanamh staidéar ar an abhar seo."

NOTICE OF MOTION NO. 29 – CLLR. P. O'SULLIVAN – ROADS

The following reply was given:- 2409

"The road in question is a third class road and does not appear to have been resurfaced in
recent times, however the surface is still to an acceptable standard. There is no grant
specifically allocated to this road in 2004, therefore it cannot be reconstructed.

The Council will continue to carry out routine maintenance on this road and it can be
considered for reconstruction should the Third Class road grant be made available in Autumn
2004".

NOTICE OF MOTION NO. 30 – CLLR. P. O'SULLIVAN – ROADS

The following reply was given:- 2410

"Galway County Council will cut back roadside verges later this year. Roadworks have just
been completed in this area in the last few weeks."

NOTICE OF MOTION NO. 31 – CLLR. P. O'SULLIVAN – KERBING

The following reply was given:- 2411

"Galway County Council will provide some kerbing across his entrance to improve safety at his residence."

CRIOCHNAIGH AN CRUINIÚ ANSIN

Submitted, Approved & Signed

T. H. H. H.

24/5/04
Date

COMHAIRLE CHONTAE NA GAILLIMHE

**MEETING OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL
AT ÁRAS AN CHONTAE, PROSPECT HILL ON TUESDAY 13TH**

Cllr. M. Hoade
Cllr. T. Rabbitt

AGAIR FREISIN:

Dep. P. McHugh, Cllrs. M. Connolly, M. Cunningham, J. Cuddy, M. Fahy, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn, S. Walsh, T. Walsh.

Mr. T. Kavanagh, County Manager, Messrs. P. Ridge, J. Cullen, F. Gilmore, J. Morgan, Director of Services, Mr. L. Gavin, Senior Engineer, Messrs. A. Comer, C. Wallace, T. Murphy, Senior Executive Officers, M. McGrath, Senior Staff Officers.

agair cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2373

Resolution of Sympathy was extended to the following:-

- Mr. G. G. G. G., 23 St. Grellan's Tce., Ballinasloe, Co. Galway.
- Mr. Quine, Ardagh, Glinsk, Co. Galway.
- Mr. Ryan & family, College Road, Galway.
- Mr. Coleran, Truskey East, Barna, Co. Galway.

The Council extended their sympathy to the O'Baoill family on the death of Thomas O'Baoill, former Town Councillor Ballinasloe Town Council and former member of the Planning & General Strategic Policy Committee. The County Manager, on behalf of the Council, wished to be associated with the Resolutions of Sympathy to the O'Baoill family.

Cllr. Ni Fhatharta referred to a protest which had taken place at Pearse's Cottage on the 12th April 2004 regarding doubts being cast on the provision of an alternative centre at that location. Comh. Ni Fhatharta said that the provision of an

COMHAIRLE CHONTAE NA GAILLIMHE

**MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON TUESDAY 13TH
APRIL, 2004.**

MAYOR: Cllr. M. Hoade
Cllr. T. Rabbitt

ILATHAIR FREISIN:

Baill: Dep. P. McHugh, Cllrs. M. Connolly, M. Cunningham, J. Cuddy, M. Fahy, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn, S. Walsh, T. Walsh.

Oifigigh: Mr. T. Kavanagh, County Manager, Messrs. P. Ridge, J. Cullen, F. Gilmore, J. Morgan, Director of Services, Mr. L. Gavin, Senior Engineer, Messrs. A. Comer, C. Wallace, T. Murphy, Senior Executive Officers, M. McGrath, Senior Staff Officers.

Thosnaigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2373

A resolution of Sympathy was extended to the following:-

Mr. George Greham, 23 St. Grellan's Tce., Ballinasloe, Co. Galway.
Ms. Teresa Quine, Ardagh, Glinsk, Co. Galway.
Mrs. Breda Ryan & family, College Road, Galway.
Mrs. Ann Colleran, Truskey East, Barna, Co. Galway.

The members extended their sympathy to the O'Baoill family on the death of Thomas O'Baoill former Town Councillor Ballinasloe Town Council and former member of the Cultural & General Strategic Policy Committee. The County Manager, on behalf of the Staff, wished to be associated with the Resolutions of Sympathy to the O'Baoill family.

Comh. Ni Fhatharta referred to a protest which had taken place at Pearse's Cottage Rosmuc, on the 12th April 2004 regarding doubts being cast on the provision of an interpretative centre at that location. Comh. Ni Fhatharta said that the provision of an

interpretative centre in Rosmuc was included in the National Development Plan and she proposed that the Council write to the Department of Environment, Heritage and Local Government requesting that the project be proceeded with. This proposal was seconded by Cllr. O'Malley and agreed.

MINUTES OF PLANNING AND ECONOMIC DEVELOPMENT STRATEGIC POLICY COMMITTEE MEETING. 2374

It was proposed by Comh. Ni Fhatharta seconded by Cllr. Cunningham and agreed that the minutes of Planning and Economic Development Strategic Policy Committee meeting on the 9th March 2004 be noted.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001- CARRAROE HOUSING. 2375

Report dated 6th April 2004 was already circulated to each Member

The works as proposed were approved on the proposal Cllr. O' Malley, seconded by Cllr. Connolly.

PLANNING – 2376

- (a) PRESENTATION ON DERIVATION OF THE LANDSCAPE DESIGNATIONS.
- (b) COUNTY DEVELOPMENT PLAN – MATTERS ARISING FROM COUNCIL MEETING HELD ON 28TH OCTOBER 2003
- (c) TO CONSIDER DRAFT RURAL HOUSING GUIDELINES
- (d) CONSIDERATION OF REGIONAL PLANNING GUIDELINES

Bernadette O'Connell of Atkins & Co. Consultants gave a presentation on the Landscape Character Assessment. The presentation comprised of:

1. General review of original study methodology, leading to classification types (study carried out in 2001).
2. Detailed review of the environment between Kinvara and Gort (south east of Galway Bay).
3. Reasons for classifications of landscape in the Kinvara area.

Referring to the draft Rural Housing Guidelines Mr. Ridge said that the Council had the right to make a submission and they will have to decide the nature of that submission. In relation to the proposals by the Fianna Fail Councillors at the meeting held on the 28th October 2003, Mr. Ridge said that the Enurement Clause protects locals and also the Irish Language. In relation to the other proposals he said that they could be reviewed later in the year.

Cllr. Gavin said that the County Development Plan appears to be very much in accordance with the Draft Guidelines. He asked if the same criteria was used in devising the Sensitivity Map for south Galway as for Connemara even though the areas concerned are significantly different. Dept. Mc Hugh and other Councillors did not agree with the definition of "local" and the criteria used to determine a "local". They also disagreed with the application of Enurements on permission granted under

the previous County Development Plan. Cllr. Cunningham enquired as to the amount of local research/ground work that was done in the South Galway area in the preparation of the landscape sensitivity map. He referred to the anomaly whereby opposite sides of the Peterswell to Gort road had different ratings. Cllr. Hynes said that the Draft Guidelines did not relax the stringent conditions or restrictions being imposed by Planning Authorities despite the perception and expectation of the public that this was the case. He was also dissatisfied that planning applications were being refused in the "urban fringe". Cllr. Joyce questioned the whole area of Settlement Centres and the lack of sewerage schemes within those areas. He said that it was not necessary to employ consultants for each town and village where a sewerage scheme was being provided.

Cllr. S. Walsh requested clarification on the types of houses permitted in the various landscape sensitivity areas. He also asked that less than half acre sites should be permitted in the Connemara area where there are proper treatment plants included and where there is a genuine housing need. Cllr. T. Mannion said that Landscape Sensitivity Maps for the whole county should be examined. He also said that the projected residential units for Settlement Centres should be re-examined. Cllr. Mc Clearn stated that the Draft Guidelines seemed to be catered for in the County Development Plan and that they are of little benefit. He said that progress can be made in relation to operational issues by the Councillors and the planning officials working together using the experience of both. Cllr. Mc Donagh said that Mr. Ridge's report of 13th April 2004 had clarified matters in relation to the Draft Guidelines and had distilled the illusion and false hope that these guidelines had created. Cllr. Connolly said that the 500m circle being applied to Settlement Centres was not adequate as many of the towns and villages had now outgrown that boundary. He said that town plans were needed in such cases. Cllr. Loughnane said that there should be a closer examination of the ratings applied to the south Galway area and he disagreed with the class 3 blanket treatment of this area. He requested that the Draft Guidelines be debated to determine their compliance with the County Development Plan. He referred to the fact that planning permission had been granted for wind turbines in Derrybrien which was a very sensitive area and development isn't allowed in other areas of south Galway. He said that the County Development Plan should permit housing for local people but this was not happening. Comh. Ni Fhatharta said that the 500m boundary around the Settlement Centres was not enough and needs to be reviewed. Cllr. Cunningham requested that this boundary be 500m in all cases as had already been agreed at a Planning and Economic Development Strategic Policy Committee Meeting.

Mr. Ridge suggested waiting until the Rural Housing Guidelines had been finalised before dealing with any variations to the County Development Plan. He said it was fortunate that the provisions of the County Development Plan largely match the Draft Guidelines and making a variation to the Plan may not comply with the Guidelines. He said it was the first time that planning policy had placed emphasis on making Ireland's development sustainable and that each area must be looked at to see how many houses could be accommodated taking account of the capacity of local roads, septic tanks, amenities etc. He said that 40% of the total population of the country lived in rural areas but in Galway this figure was up to nearly 70%. The inclusion of the Housing Strategy, Settlement Centre Strategy, Landscape designations and the Environment and Transport sections of the County Development Plan mean that the

Council has included all five objectives listed on Page 14 of the Draft Guidelines. Referring to the definition of "Local" Mr. Ridge said that the one mile from family home rule was only one of seven criteria's used to determine if an applicant is local which in turn supports rural communities and prevents the creation of dormitory towns. He said that the "urban fringe" must be protected to enable towns to grow properly. With regard to the application of the Enurement Clause it has been agreed that first time occupiers Enurement Clause will apply and this has been accepted as a reasonable compromise by most applicants. Mr. Ridge said that the absence of sewerage schemes did not mean that development cannot proceed as technology has improved and waste water treatment plants creates substantially less environmental impact than the individual septic tanks. He said that there are very specific guidelines in relation to traffic safety along public roads, but that the Council implement these guidelines as liberally as possible. In relation to national primary roads, the Council is bound by National policy as dictated by the NRA.

In relation to the Landscape Sensitivity Ratings he said that there are a number of different layers involved to achieve the final sensitivity ratings of a particular area. He said that it was not all based on scenery but on the ability of the land to accept development. Mr. Ridge said that the Council had been working on Design Guidelines for Rural Housing to determine a design suitable to particular Landscape Characteristics. In reply to Cllr. O'Malley, Mr. Ridge said that the Consultants had made a presentation on the process for determining the Landscape Sensitivities and it was not possible to do it for each area and give an explanation for each designation. Cllrs. Loughnane and Cunningham again asked for an explanation as to why the area west of the Loughrea/Gort road is class 3 designation and the area to the east side of it is not. It was agreed that Councillors would make submissions with accompanying maps to the Planning Authority in order that each area could be re-examined. Following discussion it was agreed to defer this matter to the next monthly meeting of the Council on the 26th April 2004 and that meeting would begin at 2.00pm. The Mayor said that the meeting of the 26th April 2004 would be held in Oranmore Library.

CONFERENCES

2377

On the proposal of Cllr. Fahy, seconded by Cllr. Mc Clearn, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:-

"L.A.M.A.", West County Hotel, Conference & Leisure Centre, Ennis, Co. Clare.
15th/16th April, 2004

Cllrs. M. Gormally, P. O'Sullivan, T. Rabbitt

"The National Tourism Conference", Seven Oaks Hotel, Athy Road, Carlow
26th/27th February, 2004

Cllr. K. Quinn

Special Meeting 13/04/2004

"The Dunhallow Conference", Dunhallow Park Hotel, Killarney Road, Co. Cork
18th - 21st March, 2004

Dep. P. McHugh

"Kerry 13th Annual Environmental Conference", Golf Hotel, Ballybunion, Co. Kerry
3rd - 6th March, 2004

Cllr. J. Cuddy

"Annual Housing Conference", Knockranny House Hotel, Westport, Co. Mayo
11th/12th March, 2004

Cllr. J. Cuddy

"N.A.S.C.", Shannon Oaks Hotel, Portuma, Co. Galway

Cllr. J. Cuddy

CRIOCHNAIGH AN CRUINNIÚ ANSIN

Submitted, Approved & Signed

T. Mullins

24/5/04

Date

CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON MONDAY 22nd
MARCH, 2004.

MEARA:

Cllr. T. Rabbitt

ILATHAIR FREISIN:

Baill:

Dep. P. Mc Hugh, Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Cunningham, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, J. Joyce, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, P. O'Foighil, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn S. Quinn, M. Regan, S. Walsh, T. Walsh.

Oifigigh:

Mr. D. O'Donoghue, County Manager, Messrs. T. Kavanagh, J. Cullen, P. Ridge, J. Morgan, F. Gilmore, Directors Of Services; E. Lusby, Head of Finance; T. Murphy, D. Barrett, A. Comer, Senior Executive Officers; M. McGrath, Senior Staff Officer, G. Healy, Staff Officer.

Thosnaigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2338

The members extended their sympathy to Cllr. Hynes of the death of his mother Mrs. Molly Hynes. The County Manager, on behalf on the Staff, wished to be associated with the Resolutions of Sympathy to Cllr. Hynes.

Cllr. McClearn then proposed that the meeting be adjourned for five minutes as a mark of respect to Mrs. Hynes, R.I.P., and this was seconded by Cllr. Mullins and agreed.

The members congratulated Cllr. Mannion and the Caltra Senior Football Team on winning the All-Ireland Club Football final on St. Patrick's Day. Cllr. Mannion, thanked the Councillors for their words of congratulations and he also thanked the local communities for their support and assistance to the team.

MINUTES

2339

Minutes of the Monthly Meeting held on the 23rd February, 2004 were approved by the Council and signed by the Mayor on the proposal of Comh. Ní Fhatharta, seconded by Cllr. Cunningham.

Minutes of the adjourned Monthly Meeting held on the 27th February, 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Mullins, seconded by Comh. Ní Fhatharta

REPORTS

2340

The Report of the Oranmore Area Committee Meeting held on 17th February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. McDonagh, seconded by Cllr. Rabbitte.

The Report of the Ballinasloe Area Committee Meeting held on 23rd February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. K. Quinn, seconded by Cllr. Mullins.

The Report of the Planning & Economic Development Strategic Policy Committee Meeting held on 9th March, 2004 was considered. Cllr. Fahy said that before adopting this report he needed clarification on the proposed changes to the current County Development Plan in view of the recently published Draft Rural Housing Guidelines. He feared that by adopting this report it may have a bearing on future decisions in relation to this matter. Following discussion it was proposed by Cllr. Fahy, seconded by Cllr. Cunningham and agreed to defer the adoption of this report.

DECLARATION OF A ROAD TO BE A PUBLIC ROAD – SECTION 11 OF THE ROADS ACT, 1993 -

2341

Report dated 16th March, 2004 was circulated to each Member.

Mr. Morgan said that as a result of an objection received there was an adjustment to be made to the length of the road to be made public i.e. from 400 metres to 390 metres.

On the proposal of Cllr. McHugh, seconded by Cllr. Connolly, the Council approved the declaration of the following road to be a public road, the statutory procedures having been complied with:-

Road commencing at junction with Regional Road R347 and extending west for a distance of 390 metres in the Townland of Ballinderry – Tuam.

TO CONSIDER REPORT UNDER SECTION 183 OF THE LOCAL GOVERNMENT ACT 2001 ON THE DISPOSAL OF LANDS COMPRISING OF

HECTARES APPROX. IN THE TOWNLAND OF TOWNPARKS (2ND DIVISION) AND KNOWN AS ABBEY TRINITY, TUAM.

2342

Report dated 11th March, 2004 was already circulated to each Member.

Proposal of Deputy McHugh, seconded by Cllr. McHugh, it was agreed that the Number 776 Sale of Land at Abbey Trinity, Tuam passed at the Council on the 23rd October, 2000 be rescinded.

Proposal of Cllr. McHugh, seconded by Deputy McHugh, the Council approved the disposal of lands comprising of 0.9641 hectares approx. in the townland of Townparks (2nd Division) and known as Abbey Trinity, Tuam.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 – INSTALLATION OF AN AUTOMATIC, WHEELCHAIR ACCESSIBLE, PUBLIC CONVENIENCE AT VICAR STREET, (CARPARK), TUAM.

2343

Report dated 11th March, 2004 was already circulated to each member.

Proposal of Cllr. Connolly, seconded by Cllr. McHugh, the installation of an automatic wheelchair accessible public convenience at Vicar Street (Carpark) Tuam, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 – PROPOSED DEVELOPMENT OF 8 ADDITIONAL DWELLINGS AT MYLES PARK, COROFIN.

2344

Report dated 19th February, 2004 was already circulated to each member.

Proposal of Cllr. Connolly, seconded by Cllr. K. Quinn, the proposed development of 8 no. additional dwellings at Myles Park, Corofin, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 – NOMINATION OF 6 MEMBERS TO THE JOINT CITY & COUNTY REPRESENTATIVE COMMITTEE ON CITY AND ENVIRONS

2345

Report dated 16th March, 2004 was circulated to each Member.

City Manager said it was necessary to establish a Galway City and County Representative Committee to advise on the preparation of a framework strategy to integrate transport in the Galway Transportation and Planning Study and the National Spatial Strategy in recognition of the role of Galway city as a regional "Gateway". He said the Corporate Policy Group had recommended that the Councils representation on the Committee be four Councillors from the Oranmore Electoral Area, and one each from the Ballinasloe and Loughrea Electoral Areas.

MINUTES

Minutes of the Monthly Meeting held on the 23rd February, 2004 were approved by the Council and signed by the Mayor on the proposal of Comh. Ní Fhatharta, seconded by Cllr. Cunningham.

Minutes of the adjourned Monthly Meeting held on the 27th February, 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Mullins, seconded by Comh. Ní Fhatharta

REPORTS

The Report of the Oranmore Area Committee Meeting held on 17th February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. McDonagh, seconded by Cllr. Rabbitte.

The Report of the Ballinasloe Area Committee Meeting held on 23rd February, 2004 was considered. It was adopted by the Council on the proposal of Cllr. K. Quinn, seconded by Cllr. Mullins.

The Report of the Planning & Economic Development Strategic Policy Committee Meeting held on 9th March, 2004 was considered. Cllr. Fahy said that before he could sign this report he needed clarification on the proposed changes to the current Development Plan in view of the recently published Draft Rural Housing Guidelines. He feared that by adopting this report it may have a bearing on future decisions in relation to this matter. Following discussion it was proposed by Cllr. Fahy, seconded by Cllr. Cunningham and agreed to defer the adoption of this report.

DECLARATION OF A ROAD TO BE A PUBLIC ROAD - SECTION 11 OF THE ROADS ACT, 1993 -

Report dated 16th March, 2004 was circulated to each Member.

Mr. Morgan said that as a result of an objection received there was an adjustment made to the length of the road to be made public i.e. from 400 metres to 390 metres.

On the proposal of Cllr. McHugh, seconded by Cllr. Connolly, the Council approved the declaration of the following road to be a public road, the statutory procedures having been complied with:-

Road commencing at junction with Regional Road R347 and extending west to a distance of 390 metres in the Townland of Ballinderry - Tuam.

TO CONSIDER REPORT UNDER SECTION 183 OF THE LOCAL GOVERNMENT ACT 2001 ON THE DISPOSAL OF LANDS COMPRISING

0.9641 HECTARES APPROX. IN THE TOWNLAND OF TOWNPARKS (2ND DIVISION) AND KNOWN AS ABBEY TRINITY, TUAM. 2342

Report dated 11th March, 2004 was already circulated to each Member.

On the proposal of Deputy McHugh, seconded by Cllr. McHugh, it was agreed that Resolution Number 776 Sale of Land at Abbey Trinity, Tuam passed at the Council Meeting of the 23rd October, 2000 be rescinded.

On the proposal of Cllr. McHugh, seconded by Deputy McHugh, the Council approved the disposal of lands comprising of 0.9641 hectares approx. in the townland of Townparks (2nd Division) and known as Abbey Trinity, Tuam.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 - INSTALLATION OF AN AUTOMATIC, WHEELCHAIR ACCESSIBLE, PUBLIC CONVENIENCE AT VICAR STREET, (CARPARK), TUAM. 2343

Report dated 11th March, 2004 was already circulated to each member.

On the proposal of Cllr. Connolly, seconded by Cllr. McHugh, the installation of an automatic, wheelchair accessible public convenience at Vicar Street (Carpark) Tuam, was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 - PROPOSED DEVELOPMENT OF 8 NO. ADDITIONAL DWELLINGS AT MYLES PARK, COROFIN. 2344

Report dated 19th February, 2004 was already circulated to each member.

On the proposal of Cllr. Connolly, seconded by Cllr. K. Quinn, the proposed development of 8 no. additional dwellings at Myles Park, Corofin, was approved.

NOMINATION OF 6 MEMBERS TO THE JOINT CITY & COUNTY CONSULTATIVE COMMITTEE ON CITY AND ENVIRONS 2345

Report dated 16th March, 2004 was circulated to each Member.

The County Manager said it was necessary to establish a Galway City and County Consultative Committee to advise on the preparation of a framework strategy to integrate the proposals in the Galway Transportation and Planning Study and the National Spatial Strategy, and in recognition of the role of Galway city as a regional "Gateway". He said that the Corporate Policy Group had recommended that the Councils representation would be four Councillors from the Oranmore Electoral Area, and one each from the Conamara and Loughrea Electoral Areas.

Cllr. Fahy proposed that Cllrs. T. Mannion, O'Malley, Hoade, Rabbitte, K. Quinn, Fahy and Cuddy be nominated to the Committee. This was seconded by Cllr. Cunningham and agreed.

Cllr. McClearn proposed that Cllrs. Feeney, McDonagh, McHugh and Mullins be nominated to the Committee. This was seconded by Cllr. McHugh and agreed.

DRAFT GALWAY COUNTY COUNCIL ANNUAL REPORT 2003. 2346

Draft Annual Report 2003 was circulated to each Member.

On the proposal of Cllr. Sullivan, seconded by Cllr. K. Quinn, the Report was approved.

MANAGERS BUSINESS 2347

Mr. Lusby stated that the Annual Financial Statement would be available at the April Meeting. He stated that during 2003 the Council spent a total of €170m, €105 of which was revenue expenditure and €65 was capital expenditure. He also stated that the Council was in a sound financial state.

Mr. Lusby also referred to Risk Management in the Council stating that the Department of the Environment, Heritage and Local Government had nominated Galway County Council as a pilot area where a Risk Management Assessment would be carried out. He stated that massive changes were brought about by Better Local Government such as Corporate Planning, Strategic Management Initiatives etc., and it became necessary to come up with a structured set of techniques to guard against risks which could hinder the achievement of targets and goals of local authorities. He stated that the Risk Management Assessment was a partnership project between the Department of the Environment, Heritage and Local Government, the Irish Public Bodies Mutual Insurance Company and Galway County Council and involved the process of identifying and eliminating risks. He stated that the Risk Management Plan would be completed shortly and would be used as a template by other local authorities. The County Manager said that the Minister for the Environment, Heritage and Local Government was interested in launching the Risk Management Plan

MAYORS BUSINESS 2348

Draft Rural Housing Guidelines

Cllr. Cunningham wanted to know when the meeting between the Council and the Consultants regarding the landscape sensitivity maps would take place. Dep. Mc Hugh asked that a report be prepared on the Draft Guidelines with particular reference to any areas where the Draft Guidelines would have the effect of necessitating a variation of the County Development Plan. Mr Ridge said that the Draft Guidelines required careful consideration and they seemed to indicate that the Council's County Development Plan did not need to be reviewed. He said he hoped that the Council would be forwarding a

...ion indicating that the County Development Plan already incorporated the matter to be in the Draft Guidelines. Mr. Ridge said that planning officials would examine the Draft Guidelines and highlight any difficulties therein. He said this examination would take up to four or five weeks to conclude. Cllr. Cunningham said that he was going to have a meeting to discuss the Draft Guidelines and other planning matters at a later date and following discussion it was proposed by Cllr. Cunningham, seconded by Mr. Mc Clearn and agreed that a special meeting of the Council be held on Tuesday 22nd April 2004, commencing at 11.00am. It was also agreed that the consultants involved in drawing up the landscape sensitivity maps would attend the beginning of the meeting in order to explaining the classifications.

Retirement of County Manager

Mayor stated that this meeting of the Council was the last meeting to be attended by the County Manager, Donal O'Donoghue and the Head of Finance, Ernie Lusby as both were retiring shortly.

Mayor stated that Mr. O'Donoghue was a man of vision who was always conscious of forward planning and a consequence of this was the IDA's decision to develop a large Science and Technology Park between Athenry and Oranmore. He stated that he had always been very approachable and available to the Councillors.

If the Members present paid tribute to Mr. O'Donoghue and references were made to his leadership qualities and the fact that he was a man of great vision who had overseen progress in the County during his 10 years as County Manager. He was also remembered as a very caring man who showed great courage and tenacity in his commitment to the development and betterment of the county.

On behalf of the press Ms. Bernie Ni Fhlatharta paid tribute to Mr. O'Donoghue for his kindness, courtesy and efficiency in dealing with the members of the press and she wished him and his family all the best in his retirement.

Members also paid tribute to Mr. Lusby stating that he was an excellent Head of Finance and had left the Council in a sound financial state and would be sadly missed.

Mayor wished Mr. O'Donoghue and Mr. Lusby the very best of health and luck in their retirement and he then made a presentation to each of them on behalf of the Councillors.

Mr. Lusby thanked the Members for their kind words and for their gift to him. He thanked the members for their courtesy and co-operation with him in the managing of the Council's finances. He referred to the important representational role of the Councillor and made reference to the many Councillors who were no longer members and some of whom were now deceased.

Cllr. Fahy proposed that Cllrs. T. Mannion, O'Malley, Hoade, Rabbittie, K. O'Connell and Cuddy be nominated to the Committee. This was seconded by Cllr. Cuddy and agreed.

Cllr. McClearn proposed that Cllrs. Feeney, McDonagh, McHugh and Mullins be nominated to the Committee. This was seconded by Cllr. McHugh and agreed.

DRAFT GALWAY COUNTY COUNCIL ANNUAL REPORT 2003.

Draft Annual Report 2003 was circulated to each Member.

On the proposal of Cllr. Sullivan, seconded by Cllr. K. Quinn, the Report was

MANAGERS BUSINESS

Mr. Lusby stated that the Annual Financial Statement would be available at the Meeting. He stated that during 2003 the Council spent a total of €170m, €10m was revenue expenditure and €65 was capital expenditure. He also stated that the Council was in a sound financial state.

Mr. Lusby also referred to Risk Management in the Council stating that the Department of the Environment, Heritage and Local Government had nominated Galway City Council as a pilot area where a Risk Management Assessment would be carried out. He stated that massive changes were brought about by Better Local Government, Corporate Planning, Strategic Management Initiatives etc., and it became necessary to come up with a structured set of techniques to guard against risks which could impede the achievement of targets and goals of local authorities. He stated that the Risk Management Assessment was a partnership project between the Department of the Environment, Heritage and Local Government, the Irish Public Bodies Mutual Company and Galway County Council and involved the process of identifying and eliminating risks. He stated that the Risk Management Plan would be completed and would be used as a template by other local authorities. The County Manager stated that the Minister for the Environment, Heritage and Local Government was launching the Risk Management Plan.

MAYORS BUSINESS

Draft Rural Housing Guidelines

Cllr. Cunningham wanted to know when the meeting between the Council and consultants regarding the landscape sensitivity maps would take place. He asked that a report be prepared on the Draft Guidelines with particular reference to areas where the Draft Guidelines would have the effect of necessitating a variation to the County Development Plan. Mr Ridge said that the Draft Guidelines required further consideration and they seemed to indicate that the Council's County Development Plan did not need to be reviewed. He said he hoped that the Council would be fine

submission indicating that the County Development Plan already incorporated the matters referred to in the Draft Guidelines. Mr. Ridge said that planning officials would examine the Draft Guidelines and highlight any difficulties therein. He said this examination would take up to four or five weeks to conclude. Cllr. Cunningham said that he was anxious to have a meeting to discuss the Draft Guidelines and other planning matters at an earlier date and following discussion it was proposed by Cllr. Cunningham, seconded by Cllr. McClearn and agreed that a special meeting of the Council be held on Tuesday 13th April 2004, commencing at 11.00am. It was also agreed that the consultants involved in drawing up the landscape sensitivity maps would attend the beginning of this meeting in order to explaining the classifications.

Retirement of County Manager

The Mayor stated that this meeting of the Council was the last meeting to be attended by the County Manager, Donal O'Donoghue and the Head of Finance, Ernie Lusby as both were retiring shortly.

The Mayor stated that Mr. O'Donoghue was a man of vision who was always conscious of forward planning and a consequence of this was the IDA's decision to develop a large new Science and Technology Park between Athenry and Oranmore. He stated that he had always been very approachable and available to the Councillors.

All of the Members present paid tribute to Mr. O'Donoghue and references were made to his leadership qualities and the fact that he was a man of great vision who had overseen great progress in the County during his 10 years as County Manager. He was also described as a very caring man who showed great courage and tenacity in his commitment to the development and betterment of the county.

Speaking on behalf of the press Ms. Bernie Ni Fhlatharta paid tribute to Mr. O'Donoghue for his kindness, courtesy and efficiency in dealing with the members of the press and she wished him and his family all the best in his retirement.

The Members also paid tribute to Mr. Lusby stating that he was an excellent Head of Finance and had left the Council in a sound financial state and would be sadly missed.

The Mayor wished Mr. O'Donoghue and Mr. Lusby the very best of health and luck in their retirement and he then made a presentation to each of them on behalf of the Councillors.

Mr. Lusby thanked the Members for their kind words and for their gift to him. He thanked the members for their courtesy and co-operation with him in the managing of the Council's finances. He referred to the important representational role of the Councillor and made reference to the many Councillors who were no longer members and some of whom were now deceased.

The Manager also thanked the Members for their kind words and for the gift they had presented to him. He stated that his apprenticeship in local government began in 1962 with Tralee Urban District Council and over the next 30 years he worked in local government in Limerick, Tralee, Roscommon and Galway before being appointed as Meath County Manager in 1993 and returning to Galway as County Manager in 1994. He paid tribute to his father who had given him a sense of integrity and to his wife Ann who had supported him throughout his career. He also paid tribute to the staff of Galway County Council and to Mr. Lusby on managing the finances of the Council so efficiently. He stated that he felt privileged to have interacted with such a large number of organisations such as the Department of the Environment & Local Government, Departments of State, development groups, voluntary bodies and community organisations. He wished to remember deceased Members and staff of the Council and those who had retired. He wished the Council all the best in its future endeavours.

OTHER BUSINESS

2349

Cllr. Cunningham requested that the Council employees from the Gort area, who are currently working at Carnmore Cross should be withdrawn immediately as work needs to be done in the Gort area. Mr. Morgan stated that the employees concerned would be returned to the Gort area as soon as possible.

Comh. Ni Fhatharta referred to the proposal by the Bank of Ireland to withdraw the travelling bank service from the Cois Fharraige area.

She asked the Council to write to the Bank expressing the Council's dissatisfaction with the proposal and asking that the service be extended rather than curtailed. Comh Ni Fhatharta also requested that a letter be sent to An Post to express the Council's dissatisfaction with the Postal service at present and asking that the dispute be brought to a speedy conclusion.

Dep. Mc Hugh referred to the proposal, not to accept domestic waste at Tuam Civic Amenity Site and he asked that this matter be discussed again by the Environment and Conservation S.P.C and that a report from that committee be presented to the Tuam Area Committee for consideration. This proposal was seconded by Cllr. Mc Hugh and agreed.

CONFERENCES

2350

On the proposal of Cllr. Mc Cleary, seconded by Cllr. Fahy, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:-

**“Local Government 1999 – 2004”, Clonea Strand Hotel, Dungarvan, Co. Wexford.
7th/8th May, 2004**

Cllrs. S. Connaughton, M. Mullins

Waterworld – Partnership – The Possibilities
Kilkee, Co. Clare.

1st March, 2004

Mullins, S. Quinn, T. Walsh

“Council of County Councils”, Newpark Hotel

1st March, 2004

Feeney, J. McClearn

“Environmental Conference”, Golf Hotel, Bally

1st March, 2004

Feeney, J. McClearn, T. Walsh

“Dunhallow Conference”, Dunhallow Park Hotel, Killa

1st March, 2004

Feeney, J. McClearn, T. Walsh

“Newtownmountkennedy Conference”, Wickl

January, 2004

Walsh

“European Councillors Conference”, I

1st March, 2004

Cunningham, M. Fahy, P. Hynes

“One Day Conference”, The Shannon Oaks Hot

1st March, 2004

Caddy

“Services in Ireland – Current Issues”, Bridge Ho

1st March, 2004

Ni Fhatharata

“Stress & Promoting Positive Mental Health in

1st March, 2004
Park Hotel, Mullingar, Co. Westmeath.

**"Kilkee Waterworld – Partnership – The Possibilities & the Perils", Kilkee Bay Hotel, Kilkee, Co. Clare.
25th/26th March, 2004**

Cllrs. M. Mullins, S. Quinn, T. Walsh

**"General Council of County Councils", Newpark Hotel, Kilkenny.
11th/12th March, 2004**

Cllrs. P. Feeney, J. McClearn

**"Kerry Environmental Conference", Golf Hotel, Ballybunion, Co. Kerry.
3rd – 6th March, 2004**

Cllrs. P. Feeney, J. McClearn, T. Walsh

**"Dunhallow Conference", Dunhallow Park Hotel, Killarney Road, Kanturk, Co. Cork.
18th – 21st March, 2004**

Cllr. P. Feeney, J. McClearn, T. Walsh

**"Tourism Conference" Newtownmountkennedy, Wicklow.
22nd January, 2004**

Cllr. T. Walsh

**"Confederation of European Councillors Conference", Hillgrove Hotel, Monaghan.
18th/19th March, 2004**

Cllrs. M. Cunningham, M. Fahy, P. Hynes

**"NASC – One Day Conference", The Shannon Oaks Hotel, Portumna, Co. Galway.
25th March, 2004**

Cllr. J. Cuddy

**"Health Services in Ireland – Current Issues", Bridge House Hotel, Tullamore, Co. Offaly.
26th/27th March, 2004**

Comh. C. Ni Fhatharata

"Managing Stress & Promoting Positive Mental Health in the Workplace", Mullingar Park Hotel, Mullingar, Co. Westmeath.

29th March, 2004.

Cllrs. M. Cunningham, M. Fahy, J. Joyce, S. Quinn

“The Clonmel Conference”, Slievenamon Golf Club & Fairways Restaurant,
Lisronagh, Clonmel, Co. Tipperary.
2nd/3rd April, 2004

Cllr. S. Quinn

“L.A.M.A. – 21st Annual Conference”, West County Hotel, Conference & Leisure
Centre, Ennis, Co. Clare.
15th/16th April 2004

Cllrs. M. Hoade, J. Joyce, Comh. C. Ni Fhatharta, Cllrs. P. O’Sullivan, S. Quinn

“Mayo County Council – Europeade Conference 2004”, Hotel Westport, Westport,
Co. Mayo.
22nd/23rd April, 2004

Cllrs. M. Mullins, S. Quinn

NOTICE OF MOTIONS

**NOTICE OF MOTION NO.11 - CLLR. S. CONNAUGHTON – SWIMMING
POOLS**

2351

The following reply was given: -

“Galway County Council is obliged by law to advertise for operators for the new swimming pool and leisure facility at Tuam. This will be done by public procurement and the employment of the present staff will be a decision for the successful tenderer. When the operator is appointed the Council will enter into an agreement with the operator of the facility.”

NOTICE OF MOTION NO.12 - CLLR. J. CUDDY – WATER

2352

The following reply was given: -

“The Council has approved the preparation of tender documentation in respect of Grange No. 2 Group Water Scheme and is awaiting receipt of this documentation from the Group Scheme’s Consulting Engineer for approval to proceed to tender.”

NOTICE OF MOTION NO. 13 – CLLR. J. CUDDY– FOOTPATHS

2353

The following reply was given: -

funding for footpaths in Oranmore has been
The matter of additional work, if requi
comes available under the Development Co

NOTICE OF MOTION NO. 14 - CLLR. J.

The following reply was given: -

The Council are awaiting the Contract Docum
to have to be examined and submitted to the
Local Government for approval. It is not pos
will go to construction but the matter is

NOTICE OF MOTION NO. 15 - CLLR. M. C

The following reply was given: -

There is no funding available in this year’s prog
this road. Routine maintenance will be carri

NOTICE OF MOTION NO. 16 - CLLR. M. C

The following reply was given: -

An estimate of the cost for the provision of publ
road. There is no funding available in the cu
the provision of this light. However, funding
Councillors Notice of Motion Public lighting fund

NOTICE OF MOTION NO. 17 - CLLR. M. FA

The following reply was given: -

Contract Documents for the Loughrea RWSS
with the Council. Once examined these c
Department of the Environment, Heritage & Local
to indicate at this time when the scheme w
pursued in the normal manner.

regard to the Craughwell Sewerage Scheme, th
by the Department. The Council are in the
Planning Engineers to proceed to the next stage of
Contract Documents”.

NOTICE OF MOTION NO. 18 - CLLR. M. FAH

The following reply was given: -

Council currently has a Preliminary Report with
Department, Heritage & Local Government awaiting

"Funding for footpaths in Oranmore has been provided in the Roads Programme for 2004. The matter of additional work, if required, will be considered when funding becomes available under the Development Contributions Scheme."

NOTICE OF MOTION NO. 14 - CLLR. J. CUDDY – WATER

2354

The following reply was given: -

"The Council are awaiting the Contract Documents from the Consulting Engineers which will have to be examined and submitted to the Department of the Environment, Heritage & Local Government for approval. It is not possible to indicate at this time when the scheme will go to construction but the matter is being pursued in the normal manner".

NOTICE OF MOTION NO. 15 - CLLR. M. CUNNINGHAM – ROADS

2355

The following reply was given: -

"There is no funding available in this year's programme for reconstruction or resurfacing of this road. Routine maintenance will be carried out until funding becomes available."

NOTICE OF MOTION NO. 16 - CLLR. M. CUNNINGHAM – LIGHTING

2356

The following reply was given: -

"An estimate of the cost for the provision of public lighting at this location will be prepared. There is no funding available in the current year's Public Lighting Programme for the provision of this light. However, funding could be allocated through the Councillors Notice of Motion Public lighting funds."

NOTICE OF MOTION NO. 17 - CLLR. M. FAHY – WATER

2357

The following reply was given: -

"The Contract Documents for the Loughrea RWSS - Extension to Craughwell scheme are currently with the Council. Once examined these documents will be submitted to the Department of the Environment, Heritage & Local Government, for approval. It is not possible to indicate at this time when the scheme will go to construction but the matter is being pursued in the normal manner.

With regard to the Craughwell Sewerage Scheme, the Preliminary Report has been approved by the Department. The Council are in the process of seeking to appoint Consulting Engineers to proceed to the next stage of planning which is the preparation of Contract Documents".

NOTICE OF MOTION NO. 18 - CLLR. M. FAHY – SEWERAGE

2358

The following reply was given: -

"The Council currently has a Preliminary Report with the Department of the Environment, Heritage & Local Government awaiting their approval in relation to the

Kinvara Sewerage Scheme. Once approval is received, the Council can then proceed to the next stage of planning which is the preparation of Contract Documents. It is not possible to indicate at this time when the scheme will go to construction but the matter is being pursued in the normal manner”.

NOTICE OF MOTION NO. 19 - CLLR. M. FAHY – ROADS 2359

The following reply was given: -

“There are currently no funds available to carry out these works. However, an estimate of the cost will be prepared and forwarded.”

NOTICE OF MOTION NO. 20 - CLLR. J. JOYCE – BRIDGES 2360

The following reply was given: -

“These bridges will be examined and included in our future programme if considered a priority.”

NOTICE OF MOTION NO. 21 - CLLR. J. JOYCE – CONSERVATION 2361

The following reply was given: -

“In accordance with objective 63, i.e. Carry out a Tree Survey of the County and an accompanying Tree Preservation Order list, the Forward Planning section, within the Planning and Economic Development Section, have commenced examining this objective. We are currently preparing a brief for a specialist consultant to advise us on the best way forward on preparing a list of appropriate trees within the county and whether or which trees are worthy of preservation. We have contacted the Tree Council of Ireland and they are advising us. This work is specialist type work and will take some time to complete. An update on our progress can be advised to council within 6 months.”

NOTICE OF MOTION NO. 22 - CLLR. J. JOYCE – ROADS 2362

The following reply was given: -

“This road will be considered for inclusion in the next submission for E.U. Co-Financed funding for strategic regional roads. A full survey of the road, is not practicable at this point in time.”

NOTICE OF MOTION NO. 23 - CLLR. J. MCCLEARN– WATER 2363

The following reply was given: -

“Galway County Council has allocated funding in the current year under the Small Schemes Programme to carry out improvement works to the Woodford Public Water Supply”.

NOTICE OF MOTION NO. 24 - CLLR. J. MC DONAGH – SPEED LIMIT 2364

Following reply was given: -

...ation to the speed limit on this road would have to get the
...Roads Authority as it is a National Route. We will contact
...”

NOTICE OF MOTION NO. 25 - CLLR. J. MCDONAGH– ILL 2365

Following reply was given: -

...advise that waste has been illegally dumped at a section of
...to the stream at Frenchfort, Oranmore. The Council will
...as part of the Spring Clean Campaign. A Warning Sign in
...ing will be erected at the site. The Community Warden has
...this area on a regular basis”.

NOTICE OF MOTION NO. 26 - CLLR. J. MCDONAGH – B 2366

Following reply was given: -

...approval for a by-pass scheme for Claregalway has been made
...Roads Authority. The National Roads Authority’s propo
...in place by 2010.”

NOTICE OF MOTION NO. 27 – DEP. P. MCHUGH – TRAFF 2367

Following reply was given: -

...County Council will be preparing a traffic management pl
...This location will be examined in that analysis.”

NOTICE OF MOTION NO. 28 – DEP. P. MCHUGH – SEWER 2368

Following reply was given: -

...scheme is being procured by way of Design Build Operate al
...Sewerage Schemes. In relation to the DBO Contract, the t
...rised by the Consulting Engineers and are to be submitted t
...few weeks, for submission to the Department for approval.
...gements will be issued to the selected tenderers, to prepare
...”

...ped to the Civil Contract, the Consulting Engineers are curr
...ceived and hope to make a recommendation to the Council
...”

...aged that the Dunmore Sewerage Scheme will go to constr
...”

Once approval is received, the Council can then proceed which is the preparation of Contract Documents. It is not clear when the scheme will go to construction but in the same manner”.

19 - CLLR. M. FAHY – ROADS

n: -
available to carry out these works. However, an estimate has not yet been prepared and forwarded.”

20 - CLLR. J. JOYCE – BRIDGES

n: -
and included in our future programme if considered.

21 - CLLR. J. JOYCE – CONSERVATION

n: -
63, i.e. Carry out a Tree Survey of the County and add to the Conservation Order list, the Forward Planning section, within the Development Section, have commenced examining this matter by preparing a brief for a specialist consultant to advise on the selection of a list of appropriate trees within the county and within the National Park reservation. We have contacted the Tree Council of Ireland and they have advised that this work is specialist type work and will take some time to complete. Progress can be advised to council within 6 months.”

22 - CLLR. J. JOYCE – ROADS

n: -
for inclusion in the next submission for E.U. Co-Funding for roads. A full survey of the road, is not practicable at this time.”

23 - CLLR. J. MCCLEARN – WATER

n: -
allocated funding in the current year under the Small Grants Scheme for improvement works to the Woodford Public Water Treatment Plant.”

24 - CLLR. J. MC DONAGH – SPEED LIMIT

The following reply was given: -

“An alteration to the speed limit on this road would have to get the prior approval of the National Roads Authority as it is a National Route. We will contact them regarding this proposal.”

NOTICE OF MOTION NO. 25 - CLLR. J. MCDONAGH – ILLEGAL LANDFILL

The following reply was given: -

2365

“I am to advise that waste has been illegally dumped at a section of waste ground adjacent to the stream at Frenchfort, Oranmore. The Council will organise a clean up of this area as part of the Spring Clean Campaign. A Warning Sign in regard to Illegal Dumping will be erected at the site. The Community Warden has been requested to patrol this area on a regular basis”.

NOTICE OF MOTION NO. 26 - CLLR. J. MCDONAGH – BY-PASS

2366

The following reply was given: -

“No approval for a by-pass scheme for Claregalway has been made to-date by the National Roads Authority. The National Roads Authority’s proposals for a new N17 should be in place by 2010.”

NOTICE OF MOTION NO. 27 – DEP. P. MCHUGH – TRAFFIC

2367

The following reply was given: -

“Galway County Council will be preparing a traffic management plan for Dunmore in 2004. This location will be examined in that analysis.”

NOTICE OF MOTION NO. 28 – DEP. P. MCHUGH – SEWERAGE

2368

The following reply was given: -

“This scheme is being procured by way of Design Build Operate along with Kilkerrin and Leenane Sewerage Schemes. In relation to the DBO Contract, the tender documents are being revised by the Consulting Engineers and are to be submitted to the Council within the next few weeks, for submission to the Department for approval. Once approved, the DBO documents will be issued to the selected tenderers, to prepare detailed design documents.

With regard to the Civil Contract, the Consulting Engineers are currently examining the tenders received and hope to make a recommendation to the Council within the next two weeks.

It is envisaged that the Dunmore Sewerage Scheme will go to construction before the end of the year”.

NOTICE OF MOTION NO. 29 – DEP. P. MCHUGH – HOUSING

2369

The following reply was given: -

“A plebiscite will be arranged before the end of April, 04. A polling station will be held in Parkmore to facilitate same. You will be informed of date, time and venue within the next week”.

NOTICE OF MOTION NO. 30 – COMH. C. NI FHATHARTA– SCHOOL LIGHTS

2370

The following reply was given: -

“Tá na soilse scoile ag obair ag Scoil Gort Mór. Tá muid ag fanacht ar an BSL le na soilse ag Scoil Charna a cheangailt. Níl na soilse cuirthe isteach ag Tir an Fhia go fóill ach tá súil go gcuirfear iad ar fáil i mbliana.”

NOTICE OF MOTION NO. 31 – CLLR. M. REGAN – BRIDGES

2371

The following reply was given: -

“This matter will be investigated and a reply will be available for the next meeting.”

NOTICE OF MOTION NO. 32 - CLLR. M. REGAN – LITTER BINS

2372

The following reply was given: -

“The Council has received a report from the Area Engineers in regard to this matter. The barrels are constantly filled with waste due to the fact that people maintaining individual plots are using them to dispose of discarded wreaths, flowers, clay, grass, chippings etc. They are also being used for the disposal of domestic waste. Due to the fact that there is a limited budget for maintenance, the Council will undertake the following:

- Remove all waste generated on site as a result of maintenance work undertaken by its own staff.
- Provide a litter bin at the entrance to the cemetery for general waste only.
- Erect a sign within the cemetery advising people to remove their own waste which is generated as a result of individual plot maintenance.

The situation will be monitored by the Council and will be reviewed within the next few months”.

CHRIOCHNAIGH AN CRUINNIU ANSIN

Submitted, Approved & Signed

C. Pollitt

26/4/04

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CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON WEDNESDAY 23rd FEBRUARY 2004.

CHOMHAIRLEACH:

Mayor T Rabbitt

CHOMHAIR FREISIN:

Dep. P. Mc Hugh Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Cunningham, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J.J. Mannion, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, P. O’Foighil, Cllrs. P. O’Malley, P. O’Sullivan, K. Quinn S. Quinn, M. Regan, S. Walsh, T. Walsh.

Messrs. D. O’Donoghue, Co. Manager, E. Lusby, Head of Finance, T. Kavanagh, J. Cullen, J. Morgan, F. Gilmore, P. Ridge, F. Dawson, Directors Of Services; T. Murphy, D. Barrett, A. Comer, Senior Executive Officers, L. Kavanagh, M. Lavelle, Senior Engineers, James O’Donnell, Executive Planner, Ms. Maura McGrath, Senior Staff Officer, M. Barnicle, Staff Officer and Theresa Donohue, Assistant Staff Officer

naigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2309

Resolution of sympathy was extended to the following:

Barre Bn. Ui Loinsigh, Beal an Daingean, Co na Gaillimhe.

Bary Bn. Ui Bhreathnach, Tulach, Baile na hAbhann, Co. na Gaillimhe.

The Mayor and Members congratulated St. Killian’s Vocational School, New Inn on their success in the All-Ireland Vocational Schools final and also Caltra on their achievement in reaching the All-Ireland Club final in senior football.

CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON MONDAY 23rd FEBRUARY 2004.

CATHAOIRLEACH: Mayor T Rabbitt

ILATHAIR FREISIN:

Baill:

Dep. P. Mc Hugh Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Cunningham, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J.J. Mannion, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, P. O'Foighil, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn S. Quinn, M. Regan, S. Walsh, T. Walsh.

Oifigigh:

Messrs. D. O'Donoghue, Co. Manager, E. Lusby, Head of Finance, T. Kavanagh, J. Cullen, J. Morgan, F. Gilmore, P. Ridge, F. Dawson, Directors Of Services; T. Murphy, D Barrett, A. Comer, Senior Executive Officers, L Kavanagh, M Lavelle, Senior Engineers, James O'Donnell, Executive Planner, Ms. Maura McGrath, Senior Staff Officer, M. Barnicle, Staff Officer and Theresa Donohue, Assistant Staff Officer

Thosnagh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2309

A resolution of sympathy was extended to the following:

Bairbre Bn. Uí Loinsigh, Beal an Daingean, Co na Gaillimhe.
Mary Bn. Uí Bhreathnach, Tulach, Baile na hAbhann, Co. na Gaillimhe.

The Mayor and Members congratulated St. Killian's Vocational School, New Inn on their success in the All-Ireland Vocational Schools final and also Caltra on their achievement in reaching the All-Ireland Club final in senior football.

P. MCHUGH – HOUSING

end of April, 04. A polling station will be
be informed of date, time and venue within

IH. C. NI FHATHARTA– SCHOOL

1 Mór. Tá muid ag fanacht ar an BSL le
ya soilse cuirthe isteach ag Tír an Fhain go
ia.”

R. M. REGAN – BRIDGES

ply will be available for the next meeting

L. M. REGAN – LITTER BINS

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of domestic waste. Due to the fact that the
ncil will undertake the following:

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o the cemetery for general waste only,
advising people to remove their own
lividual plot maintenance.

ncil and will be reviewed within the next

AN CRUINNIU ANSIN

proved & Signed
S. Rabbitt

26/11/04
12 of 12

MINUTES

2310

The minutes of the Budget Meeting held on 9th January 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Mullins, seconded by Cllr. Connolly

The minutes of the Monthly Meeting held on 26th January 2004 were approved by the Council and signed by the Mayor on the proposal of Cllr. Cunningham, seconded by Cllr. McClearn.

REPORTS

2311

The report of the Conamara Area Committee Meeting held on 6th February, 2004 was considered. It was adopted by the Council on the proposal of Comh Ní Fhatharta, seconded by Cllr. Conneely.

In reply to Cllr. Gavin, the County Manager suggested deferring the establishment of an Islands Committee until after the Local Elections in June 2004 and this was agreed.

The report of the Loughrea Area Committee Meeting held on 8th January, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Cunningham, seconded by Cllr. McClearn.

Arising from the minutes, Cllr. Hynes requested an update on the proposed redevelopment of Loughrea Town Hall. Mr. Cullen stated that it had been agreed to advertise for expressions of interests for the purchase and redevelopment of the Town Hall. One submission had been received and was being considered. He added that a report would be prepared in the coming weeks on the future of the Town Hall and this would be discussed at the next Loughrea Area Committee meeting.

The report of the Oranmore Area Committee Meeting held on 21st January, 2004 was considered. It was adopted by the Council on the proposal of Cllr. McDonagh, seconded by Cllr. Hoade.

The report of the Ballinasloe Area Committee Meeting held on 28th January, 2004 was considered. It was adopted by the Council on the proposal of Cllr. Gormally, seconded by Cllr. Joyce.

Cllr. Joyce referred to the issue of road damage caused by car Rallies in the county. He said that many roads suffered damage as a result of these Rallies and that the event organisers should meet the cost of repairing them. Cllr. McClearn and Cllr. Mullins also referred to this issue and asked that the Council introduce a policy to pursue the organisers for any road restoration costs. Mr. Morgan said that roads are usually inspected before and after these Rallies and it was a policy of the Council to recoup any costs from the event organisers. It was agreed that

events such as these are good for the local economy but they should not take place at a cost to the Council.

The report of the Tuam Area Committee Meeting held on 23rd January, 2004 was considered. It was adopted by the Council on the proposal of Cllr. T Walsh, seconded by Cllr. S. Quinn.

OUGHTERARD TRAFFIC MANAGEMENT PLAN 2312

Report dated the 16th February 2004 was circulated to each member.

Mr. Morgan said that a Draft Traffic Management Plan had been prepared for the town of Oughterard and agreed at the Conamara Electoral Area Meeting held on the 6th February 2004.

On the proposal of Cllr. O'Malley, seconded by Cllr S Walsh it was agreed to adopt the Plan as set out.

CLAREGALWAY DRAFT DEVELOPMENT PLAN 2313

Mr. O'Donnell presented the Report on Submissions received on the Pre-Draft Claregalway Document October, 2003.

SUBMISSION 1

Submitted by:
Noel Grealish T.D.,
Dail Éireann,
Baile Átha Cliath, 2

Issue:

Zoning proposal and amendment to plan boundary

Summary:

- Extend Plan boundary to line of proposed by-pass
- Zone 7 hectares of land residential

Response:

There are adequate undeveloped residential lands to meet the forecast population increase for the period of the plan. It shall be borne in mind that the line of the proposed by pass is indicative only and may be subject to alteration in the future. Therefore, any proposed rezoning may also be subject to amendment once the exact route has been finalised.

Approximately 2ha (5 acres) of these lands are developed.

Taking into account the location of the proposed bypass and that this land will become landlocked it is considered appropriate to extend the boundary at this location and include provision for the residential zoning of these lands.

Recommendation:

- Extend part of the plan boundary to the edge of the proposed by-pass as indicated on submissions map.

- Include provision for the future residential zoning of these lands.

Area Committee Decision:

The Committee supported this recommendation.

It was proposed by Cllr. McDonagh, seconded by Cllr. Cuddy and agreed to accept the recommendation of the Oranmore Electoral Area Committee.

SUBMISSION 2

Submitted by:

Martin Fleming,
On behalf of;
Cregboy/Claregalway
Residents.

Issue:

By-Pass

Summary:

1. Bypass will not alleviate traffic problems,
2. (a) Is too close to residences,
(b) Will fragment some farms and render them unviable,
(c) It does not accommodate the residents of Cregboy road coming onto the N17,
3. It will only serve to move current traffic jams from Claregalway to Two-mile ditch and Galway City.

Two No. Proposals made, for consideration,

- Former western route corridor for by pass linking to the Headford
- A park and ride facility to the north of Claregalway

Response:

1. *Traffic alleviation.* The proposed by pass will alleviate congestion at the village centre, creating a safer living environment and will free up traffic along existing N17 & N18 routes.
2. (a) *Proximity to residences.* Under the zonings recommended in the pre-draft, the nearest existing residence is located approx. 195m from the nearest edge of the indicative by pass route. Furthermore, following the recommended zoning to residential of the lands cited in Submission No. 1 & 4, residences will be allowed out to a proposed new town boundary set by the by pass. After the new N17 is constructed the by pass will act as a strategic town road for Claregalway itself and will facilitate future development.

(b) *Fragmentation of land:* In the event that a fragmentation of farm /landholding occurs, NRA have a nationally agreed methodology to deal with these situations and a tried and tested Compensation procedure. Every effort is made to reduce the local impact of the by-pass.

(c) The access for the Cregboy road will be on the section of the N17 being by passed and in the short and long term will be facilitated by a dramatic decrease in traffic junction at the residents junction to the N17. Their access will be much safer than heretofore.
3. *Downstream traffic congestion:* The benefits to the village arising from the creation of the by-pass include reduced traffic congestion and improved living environment. Furthermore, the new N17 route is at an advanced stage and would remove any

likelihood of downstream traffic congestion to Two-Mile Ditch and Galway City, this infrastructural project was agreed by the Council during 2002-2003.

Residents proposals:

Consideration of former Western Route Corridor for by-pass

- No proposal currently exists either in DoEHLG, NRA or Galway County Council. This former proposal has been effectively replaced by the proposed route for the new N17 to Tuam road which will pass to the east of Claregalway at Doughiska.

Park and Ride

- Development of public services and park and ride services should be examined by the Council in the context of a separate project for the overall area, notably the G.T.P.S. (Galway Transportation and Planning Study).
- Policies to improve public transport can be amended to consider park and ride as an option as part of an integrated transport system.

Recommendation:

- No change to by-pass route.
- Amend policy to support development of an Integrated Transport System in section 3.3 (roads infrastructure) of the Plan.
- Include policy to support objectives of the G.T.P.S.

Area Committee Decision:

The Committee supported this recommendation.

It was proposed by Cllr. McDonagh, seconded by Cllr. Rabbitt and agreed to accept the recommendation of the Oranmore Electoral Area Committee.

SUBMISSION 3

Submitted by:

Cunnane Straton Reynolds,
Planning Consultants,
On behalf of;
GAA,
Croke Park,
Dublin.

Issue:

Adequate provision and future development of quality sporting and GAA facilities.

Summary:

The provision of sport and GAA facilities should keep pace with residential growth. The benefits of such activities are many and some issues can be dealt with through planning policies and objectives. The GAA normally opposes the loss of playing facilities unless replaced with new facilities of equivalent or better quality and accessibility.

GAA supports policies in section 3.5 (Recreation and Amenity) and requests inclusion of the following additional policies;

- (1) "The loss of existing public or private recreational open space will normally be resisted by the Planning Authority unless alternative recreational facilities are provided in

a suitable location, or it can be demonstrated that there is no longer sufficient demand to sustain the facility.

(2) The Council will investigate ways of improving the quality and capacity of existing sporting and recreational facilities through initiatives in both the public and private sector. Sources of funding will be investigated to achieve this at government level through the lottery, with the governing bodies of the sports and through private development proposals.

(3) Insert objective that the Council will use its powers under Section 48 of the Planning and Development Act 2000 to impose development levies on residential proposals where the development is likely to generate a requirement for new or enhanced sporting facilities. A levy should also be considered where there is a loss of an existing facility to another land use in order to facilitate the possible replacement of the facility."

(4) Developers will be required to make provision for sport and recreational infrastructure adequate to the needs of the development as an integral element of their proposals, if not, a development levy should be acceptable to enable an alternative provision.

Response:

- The planning officials agree in principle with proposal no.1. This will be considered in the drafting of the Claregalway plan.
- In relation to proposal no. 2, these concerns are partially addressed under the fourth policy of section 3.5 of the plan (p21). This policy can be amended to include sporting facilities.
- This section of the Plan must also be updated to include the relevant policy stipulated in the County Development Plan. Policy 219 of the County Plan states that the County Council shall 'Co-operate with all agencies in promoting and developing the recreational potential of the county and carry out development as and when resources permit.'
- In relation to proposal no's 3 & 4, this will be addressed under the implementation of the Development Contributions Scheme (once adopted). This scheme which must be adopted by March 2004 allows for the allocation of funds towards the purchase of lands and the development of recreational and community facilities. Certain policies and development standards in the plan will have to be updated to take on board the Development Contribution Scheme.

Recommendation:

- Include the following objective in Section 3.5 (Recreation and Amenity) '*The loss of existing public or private recreational open space will normally be resisted by the Planning Authority unless alternative recreational facilities are provided in a suitable location, or it can be demonstrated that there is no longer sufficient demand to sustain the facility.*'
- Update Section 3.5 (Recreation and Amenity) shall be amended to include provision for the development of sporting facilities and the section shall be updated to be consistent with Policy No. 219 of the County Development plan.
- Update Development standards to be consistent with the Development Contributions Scheme (once adopted).

Area Committee Decision:

The Committee supported this recommendation.

It was proposed by Cllr. Rabbitt, seconded by Cllr. Cuddy and agreed to accept the recommendation of the Oranmore Electoral Area Committee.

Submitted by:
Susan Byrne and
Cllr. Cuddy
Chairman of
R.G.O.A.
(The Retail Grocery, Dairy
and Allied Trades
Association)

SUBMISSION 4

Submitted by:
Tommy Moran
Lakeview,
Claregalway.

Issue:

Zoning proposal and amendment to plan boundary

Summary:

- Extend Plan boundary to line of proposed by-pass
- Zone land residential.

Response:

This submission refers to 2 no. land parcels. The larger one of these is contained within lands identified under submission 1. This submission also refers to an additional smaller parcel is located directly to the north. It has been previously stated that there are adequate undeveloped residential lands to meet the forecast population increase for the period of the plan.

Taking into account the location of the proposed bypass and that this land will become landlocked it is considered appropriate to extend the boundary at this location and include provision for the residential zoning of these lands.

If these lands are to be zoned as recommended, it will leave a landlocked portion of land bounded by the small portion of lands referred to above, the river Clare and the indicative by pass route/ proposed new Plan boundary (Lands denoted A on map). It is therefore recommended by the Planning Officials that this remaining parcel of land be zoned Recreation and Amenity in order to allow continuity with the pre-draft riverside amenity zoning.

Recommendation:

- Extend part of the Plan boundary to the edge proposed by-pass as indicated on submissions map.
- Zone lands referred to in submission, residential.
- Extend Recreation and Amenity zoning and part of the Plan boundary to the edge of the by-pass as indicated on submissions map (Lands denoted A).

Area Committee Decision:

The Committee supported this recommendation.

It was proposed by Cllr. McDonagh, seconded by Cllr. Cuddy and agreed to accept the recommendation of the Oranmore Electoral Area Committee.

SUBMISSION 5

Submitted by:
Auveen Byrne and
Associates,
Planning Consultants. On
behalf of;
R.G.D.A.T.A,
(The Retail Grocery, Dairy
and Allied Trades
Association).

Issue:

Retail Development

Summary:

R.G.D.A.T.A represents the interests of the independent grocery sector nationwide. The organisation has been involved in the preparation of the DoELG Retail Planning Guidelines, and wishes to participate in policy making with regards retail development in the Claregalway Plan and other Local Area Plans in County Galway.

The submission mainly relates to the review of the Tuam town and Environs Development Plan but a number of comments are relevant for the case of Claregalway.

- (a) The local Area Plan should refer to and be prepared in accordance with timescales and legislative parameters set down by the 2000 Planning Act these should be adhered to.
- (b) The recommendations of the Retail Planning Guidelines should be incorporated into the plan. Objectives should be included for the assessment of planning applications for large scale retail developments in accordance with the retail guidelines.
- (c) Development plan should incorporate a retail strategy and a cap on convenient retail floorspace should be introduced.
- (d) Zoning should ensure that sufficient land is zoned to accommodate any identified demand for additional retail floorspace.

Response:

- (a) The County Council will ensure that the Claregalway plan will have reference to and will be prepared in accordance with the provisions of the 2000 Planning Act.
- (b) The fourth policy of section 3.6 (Village Centre, p22) is 'to examine all retail development in the context of the Retail Planning Guidelines by the DoELG as the primary basis for future retail development'.
- (c) This policy on Retail Guidelines will be augmented by the adoption of the Retail Strategy which is a separate process to the preparation of the Local area / Development Plan for Claregalway. The plan will be amended to meet the recommendations of the Retail Strategy once adopted.
- (d) Sufficient lands have been zoned commercial in the pre-draft plan. Section 3.6 (Village Centre p22) proposes to focus new commercial / retail development towards the centre of the village in order to reinforce the commercial core and economic vitality in that area. The spatial focus for the location of this type of development was addressed more specifically by the 'Claregalway Design Study'. This study shall be updated as part of the preparation of the draft plan.

Recommendation:

- Update Claregalway Design Study shall be updated as part of the preparation of the Claregalway Plan and incorporate into the draft.
- Incorporate an objective in the plan to include the recommendations of the Retail Strategy (once adopted).

Area Committee Decision:

The Committee supported this recommendation.

It was proposed by Cllr. Cuddy, seconded by Cllr. Rabbitt and agreed to accept the recommendation of the Oranmore Electoral Area Committee.

SUBMISSION 6

Submitted by:
Údarás Na
Gaeltachta,
Na Forbacha.

Issue:

Claregalways location in the County Galway Gaeltacht area

Summary:

Suggested aims;

Údarás state that the Aim of the plan should be;

- to encourage developments that would provide both short and long term benefits to the area.
- to protect the unique cultural, physical and environmental heritage of the area from intense development.
- To ensure that Claregalways Gaeltacht status is seen as an economic advantage to the area.

Proposed amendments;

- (a) Control of development should have a sustainable community approach. Sufficient local housing should be available without serious detriment to the local heritage and environment.
- (b) Údarás' suggested list of infrastructural needs should be reflected in the plan.
- (c) Signposting should be, at the very least, bilingual, with Irish as the first language for all developments (industrial, residential, commercial and public). Policy on signage should be included to ensure relevant signage forms part of the preparation / assessment of planning applications in the area.
- (d) Provision for a local and community development policy in the gaeltacht.
- (e) Reinforce the recognition in the Plan of the separate identity of the Gaeltacht. County Council should espouse a multi-agency co-operation in the promotion of the Irish Language in the Plan.
- (f) Údarás and other Gaeltacht development agencies to be given opportunity for greater consultation on those planning applications which could affect the Gaeltacht.

Specific Amendments to text;

Introduction

Should be amended as follows,

Insert on page 4

Relevant text and references to the duties and responsibilities of the Planning Authority to a Gaeltacht area within a County as outlined in the Planning and Development Act 2000, should be stated in the plan.

Part One – Context

Part 1.15

Should be amended as follows,

The Gaeltacht should be mentioned earlier in the text. Also there needs to be more emphasis put on the Act.

Part 2.9 – The Gaeltacht

Should be amended as follows,

1. *The description of the Gaeltacht should be stronger with recognition that the town/community has difficulties with conserving and encouraging Irish. Wish to insert an extract in this section as part of the description.*

Part 3 Policy

Part 3.2 – Community Facilities

Should be amended as follows, extra policy to be inserted here.

'To actively co-operate with Údarás na Gaeltachta and the local community in the provision of facilities for naionraí and naionaine' (Gaelic Nurseries, playschools, & Crèches).'

Part 3.7- Urban Design and Heritage

Should be amended as follows,

All signage within the Gaeltacht should be at least bilingual (and that Irish would be more prominent) if they weren't completely in Irish.

Part 3.9 – Industry and Employment

Should be amended as follows,

As well as Bord Failte, insert Údarás na Gaeltachta and Gaelsaoire here.

Part 3.10 - Language

Should be amended as follows,

Put in an extra aim/objective

'To actively co-operate with Údarás na Gaeltachta and the local community in the provision of facilities for naionraí and naionaine' (Gaelic Nurseries, playschools, & Crèches).'

Response:

Section 10 of the current County Development plan contains policies and objectives relating to the County Galway Gaeltacht. These guiding policies shall be considered in the preparation of the draft Claregalway Plan vis-à-vis the suggested alterations made by Údarás na Gaeltachta.

Recommendation:

The proposals / amendments of Údarás Na Gaeltachta shall be taken on board in the preparation of the Draft Local Area Plan.

Area Committee Decision:

The Committee supported this recommendation.

It was proposed by Cllr. McDonagh, seconded by Cllr. Cuddy and agreed to accept the recommendation of the Oranmore Electoral Area Committee.

ROADS PROGRAMME 2004

2314

Report dated the 23rd February, 2004 was circulated to each member.

Mr. Morgan said that the National Roads allocation for county Galway was €28,181,800, an increase of over 61% on the 2003 figure.

He said the main portion of the increase was due to the additional money being provided to advance the National Primary Major Programme mainly the Loughrea By-Pass and the N6 Ballinasloe/Galway road.

He said that there was also an increase of approximately €1,200,000 on National Primary Improvements Programme to €2,350,000 and an increase of €855,000 on the National Secondary Improvements Programme to €3,252,900 but said that the Maintenance Programme had been reduced by €160,000 to €3,252,900.

He said that the total allocation under the Non-National Roads Programme was €23,906,229, a reduction on the 2002 & 2003 allocations but he added that the sum did not include funding yet to be notified under the Local Improvements Scheme and the CLAR Programme and that the Council were providing funding from their own resources of €6,019,550.

Mr. Morgan said that the 2004 Roads Programme had already been approved by all five Electoral Area Committees and that it was vital that the programme be adopted by the full Council so that work could commence immediately on the various programmes.

Cllr. T. Walsh enquired if a percentage of Roads Notice of Motion money could be spent on school flashing lights in the event that there were absolutely necessary from a safety point of view. Mr. Morgan said that Roads money should normally be spent on roads but that he would have this matter discussed by the Roads & Transportation SPC. In reply to Cllr. Hoade, Mr. Morgan said that the cost of providing school flashing lights was of the order of €9,000 to €10,000. Cllr. McClearn said that he was disappointed with the amount being provided for town maintenance, especially in Portumna and that Tynagh and Abbey were not been included in the list of towns and villages which were being serviced by town sweeper. Cllr. McClearn said he was also disappointed that no funds were been made available for the realignment of the N65. Cllr. O'Foighil referred to the fact that no money had been provided for roads on Inis Meain or Inis Oirr and that no road had been taken in charge on either of these islands, despite promises to the contrary. Mr. Morgan said that if the Council take more roads in charge, there will be extra expenditure in maintaining them.

In reply to Cllr. Cunningham regarding improvements to the N18 Gort/Crusheen road at Laghtyshaughnessy, Mr. Morgan said he would take up this matter with the N.R.A. Cllr. Gavin referred to the allocation of €10,000 for the design work on the Moycullen By-Pass and said that the people in the area wanted to know if the By-Pass is going ahead. Mr. Morgan indicated that he was not in a position to give a target date for the provision of Moycullen By-Pass.

Cllr. Loughnane said he could not understand why the Dunsandle junction was not included under the EU Co-Financed grants, as land was being made available at an agreed figure. Mr. Morgan said that he would take up this matter once more

with the DoEHLG. In reply to Cllr. Joyce, Mr. Morgan said that there was no further information in relation to completion of the Aughrim/Cappataggle road.

Cllr. Cuddy noted that the signposting allocation had been reduced by €300,000 and asked Mr. Morgan if the new metrication of road signs would have to be funded by the Council's own resources. In reply, Mr. Morgan said that he expected DoEHLG would announce funding for this later in the year.

It was proposed by Cllr. Joyce, seconded by Cllr. Cunningham and agreed that the Roads Programme 2004 be adopted.

Mr. Morgan said the Council had won the National Irish Road Safety Endeavour Award for animated film on the theme of road safety, aimed at National School children. The Mayor and Members congratulated Mr. Morgan on winning this award.

At 5.00p.m., it was agreed to take a tea break before continuing with the remainder of the Agenda. However, the meeting did not recommence until 5.30p.m. and the Mayor apologised for this delay. It was proposed by Cllr. T. Mannion, seconded by Comh. Ni Fhatharta and agreed that the meeting be adjourned until 2.30p.m. on Friday 27th February, 2004.

Friday 27th February, 2004

RESOLUTIONS OF SYMPATHY

2315

A resolution of sympathy was extended to the following:

Ms. Emer Gohery, Cloughbrack Estate, Eyrecourt, Co. Galway.
Mr. Jodie Mc Evoy, Ballinakill, Eyrecourt, Co. Galway.

DRAFT DEVELOPMENT CONTRIBUTIONS SCHEME

2316

Report dated the 16th February, 2004 was circulated to each member.

Cllr. Cunningham presented the following revised Development Contribution Scheme, which he said had been prepared by the Finna Fail and Progressive Democrats members of the Council.

"1. Amend Sub Area 1 Residential Units as follows:

Remove Oughterard from this sub area and include it in Sub Area 2.

1c Absorb the €500 house levy into item 1©, recreation and amenity €2,500.

Delete item 1(d) Roads €1,000

Sub Area 2

2© Recreation and amenity
Absorb the €500 house levy into this item to give a rate of €1400

Delete item 2(d) Roads 1,000

Sub Area 3

3(a) Sewerage
Reduce the charge from €1500 to €300

3© Recreation & Amenity
Absorb the €500 charge into this section and reduce to €500

Delete item 3(d) Roads 1,000

2. Remove the levy from all houses as it is now being incorporated into the recreation and amenity provision in each area.

Industrial Commercial and other development

Replace the published scheme in its entirety with the following:

Developments contained in the following table will be subject to a development contribution based on area at the rate specified in the table. The rate will vary for each of three subareas identified in the earlier portion of the scheme. Namely Sub Area 1 Tuam, Athenry, Loughrea, Gort and other towns, villages and rural areas within the 15km zone and the urban fringes of Tuam, Athenry, Loughrea and Gort.

Sub Area 2 within the boundaries of all other towns, villages and settlement centres and sub area 3 all other areas.

	Industrial/Commercial and Other Development	Charge per m2		
		Sub-Area 1	Sub-Area 2	Sub-Area 3
Group 1	Abattoir, Concrete Asphalt Plant, Industry General, Refuse Transfer Station, Cash and Carry Wholesale Outlet, Dancehall/Discotheque, Hospital, Retirement Home, Residential Institution, Hotel/Motel, Offices over 1,000 m2, Petrol Station/Service Garage, Public House/Restaurant, Shops – Major Sales Outlet	€30	€25	€20
Group 2	Household Fuel Depot, Industry-light, Industry-special, Science & Technology Based Enterprise, Scrap Yard, Recycling, Warehousing-Retail	€20	€17	€14
Group 3	Warehousing, Offices less than 100m2, Offices 100-1,000 m2, Shop Local Neighbourhood, Doctor, Dentist, Veterinary Surgery, Betting Office/Funeral Home, Creche/Education, Boarding Kennels, Enterprise Centre, Guest House\ B and B, Garden Centre, Heavy Vehicle Park/Transport Depot, Home Based Economic Activities, Motor Sales Outlet, Recreational Buildings Commercial, Recreational Facility/Sports Club, Rural Industry – Cottage\Food	€16	€13	€10

All development not listed in the above table will be considered to be included in Group 2 above and will be subject to charges set down above namely, €20 per metre square in Sub area 1, €17 per metre sq. in Sub Area 2, €14 per metre square in Sub Area 3. This provision does not include the following industry which will be charged under the Special Contribution Provision contained in Section 48(ii)©.

Refuse land fill

Special contributions for refuse/land fill to be based on the following criteria:

- (i) The scale of the proposed development i.e. the volume of material that it is proposed to deposit at the site.
- (ii) The condition of the road serving the development.

- (iii) The length of the road or roads from the development to the nearest Class I local roads which is in good condition.
- (iv) The cost of bringing the road or roads up to a standard necessary to facilitate the development and not cause an adverse impact on other road users.
- (v) The cost of traffic control measures.
- (vi) Buildings Providers/Refuse Landfill development will be subject to the provisions of the general contribution scheme for applicable development.
- (vii) Refuse landfills will also be subject to a €3 per tone deposited development contribution.

Quarries and gravel pits

Special contributions for quarries and gravel pits shall be based on the following criteria:

- (i) The scale of the proposed development i.e. the volume of years it is proposed to supply from and deliver to the site
- (ii) The condition of the road serving the development.
- (iii) The length of the road or roads when the development is near Class I local road which is in good condition.
- (iv) The cost of bringing the road or roads up to a standard necessary to facilitate the development and not pose an adverse impact on other road users.
- (v) The cost of traffic control measures.
- (vi) Builders Providers as part of a quarry or gravel pit development will be subject to the provisions of the general contribution scheme for applicable development.

Wind Farms

A charge of €8,000 per turbine shall apply.

Telecommunication Masts

A once of charge of €8,000 shall apply for the first permission issued. Repeat applications for the same mast will not be subject to this provision.

Golf Courses and other Leisure facilities which incorporate premises

Special contributions for these types of developments shall be based on the following criteria:

- (i) the demand that developer will place on water services
- (ii) the traffic likely to be generated by the development
- (iii) the condition of the road serving the development

- (iv) the length of road or roads from the development or near Class I local road which is in good condition
- (v) The cost of bringing the road or roads up to a standard necessary to facilitate the development and not cause any adverse impact on other road users
- (vi) The cost of traffic control measures
- (vii) Buildings as provided as part of a golf course or other leisure facilities development will be subject to the provisions of the general contribution scheme for applicable development

Under the heading exemptions for the purposes of clarity the following shall be added:

Where a planning application consists of or comprises development which, in the opinion of the Planning Authority, is development proposed to be carried out by or on behalf of voluntary organisations, and which in the opinion of the Planning Authority

- (a) is designed or intended to be used for social, recreational, educational or religious purposes by the inhabitants of a locality, or by people of a particular group or religious denomination, and is not to be used mainly for profit or gain,
- (b) it is designed or intended to be used as a workshop, training facility, hostel or other accommodation for persons with disabilities and is not to be used mainly for profit or gain, or
- (c) is ancillary to development referred to in paragraph (a) or (b)

A development contribution shall not be payable by such development.

- (viii) Where a planning application consists of or comprises the provision of houses, or development ancillary to such provision, which is proposed to be carried out by or on behalf of a body approved for the propose of section 6 of the Housing (Miscellaneous Provisions) Act, 1992 (no. 18 of 1992) and is not to be used mainly for profit or gain, a development contribution shall not be payable in respect of any such development.

Agricultural development shall be exempt from development contributions.

For the propose of this provision agriculture shall be defined to include horticulture, fruit growing, sea growing, dairy farming, the breeding and keeping of livestock (including any creature kept for the production of food, wool, skins or furs, or for the purpose of its use in the farming of land), the training of horses and the rearing of bloodstock the use of land as grazing land, meadow land, osier land, market gardens and nursery grounds.

All buildings and premises included in the record of protected structures shall be subject to a 50% reduction in the development contribution due.

Distribution of development contributions

A minimum of 50% of the contributions collected in each of the three sub areas will be spent in that area, measured over the period of the development contribution scheme”.

Cllr. Joyce said that the overriding theme of the proposals was that there would be no increases on charges from the development levies already in existence and he proposed an amendment to the document as follows: -

“That the recreation and amenity charge be reduced by €200 in all three sub-areas, where the floor area of the dwelling is less than 125m². This proposal was seconded by Cllr. Connolly and agreed. Cllr. Cuddy welcomed the report and referred in particular to the fact that there was no increase in the charges for one-off rural houses. He recommended ring-fencing the development charges as the Oranmore Electoral Area, being the greatest contributor to the development charges, should benefit the most from them. Cllr. T. Mannion said that if the development charges are ring-fenced, it will lead to further isolation of other areas of the Council. Cllr. S. Walsh recommended “that all agricultural development included under Rural agricultural structures classes 6-14 inclusive of the Planning & Development Regulations 2001, be exempted from Development Contributions” and this was agreed.

Cllr. J.J. Mannion referred to the €3,500 charge been levied on young couples in Sub Area 3 and said this in conjunction with the abolition of the First Time Buyers Grant is placing too heavy of a burden on young persons wishing to provide their own homes but he recommended that the charge being levied on second time buyers and holiday home owners should be increased.

Mr. Ridge outlined the Development Contribution Scheme process to date. In relation to ring-fencing, he said it was a reserved function and it was up to the members as to how these monies are spent. He said that monies collected must reflect the way it was collected, i.e. money collected for water must be spent on water schemes. The County Manager said that he had reservations with regard to ring-fencing and he urged the Council to give the matter serious consideration, as there are parts of the county in much need of improved services. Mayor Rabbitt said that 50% of monies collected should be spent within that electoral area. Cllr. McClearn said that the charges were an extra form of taxation and that the charges had been increasing steadily over the past number of years. Cllr. J.J. Mannion said that the document that was presented was anti-social and referred to the fact that it didn't exclude creches and said that it should be public policy to provide such facilities for families.

It was proposed by Cllr. Cunningham, seconded by Cllr. Hoade that the document as presented be accepted by the Council. A vote was taken on this proposal, which resulted as follows:

- AR SON:** Cllrs. M. Connolly, J. Conneely, J. Cuddy, M. Cunningham, M. Fahy, M. Gormally, M. Hoade, J. Joyce, T. Mannion, J. McDonagh, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, P. O'Sullivan, S. Quinn, K. Quinn, T. Rabbitt, M. Regan, S. Walsh (18)
- IN AGHAIDH:** Cllrs. S. Connaughton, P. Feeney, P. Hynes, J.J. Mannion, J. McClearn, T. McHugh, M. Mullins, Comh. P. O'Foghill, Cllr. T. Walsh (9)
- GAN VOTÁIL:** (0)

The Mayor declared the motion carried.

The following amendments were then proposed to the document presented.

1. It was proposed by Cllr. Connolly, seconded by Cllr. K. Quinn and agreed that the following sentence be added to page 4 under the heading "Agricultural Developments should be exempt from Development Contributions" –
"Exemptions for the purposes of upgrading for pollution control and good farm practice will also apply".
2. It was proposed by Cllr. Connolly, seconded by Cllr. Cunningham and agreed that the final paragraph of page 4 be amended to read as follows: -
"A minimum of 50% of the contributions collected in each electoral area will be spent in that area, measured over the period of the development contribution scheme. Monies collected for industrial and commercial activity shall be distributed over the Water, Waste Water, Recreation/Amenity headings in the following proportions respectively 25%, 40% and 35%".
3. It was proposed by Comh. Ni Fhatharta, seconded by Cllr. S. Walsh and agreed that *"Aquaculture be included within the exempt development"*.
4. It was proposed by Cllr. J.J. Mannion, seconded by Cllr. Connaughton *"that applicants for one-off houses, which are to be first time owner occupied should be exempt from the charges"*. A vote was taken on this proposal which resulted as follows:

AR SON: Cllrs. S. Connaughton, P. Feeney, P. Hynes, J.J. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. P. O'Foighil, Cllrs. S. Walsh, T. Walsh. (11)

IN AGHAIDH: Cllrs. M. Connolly, J. Conneely, J. Cuddy, M. Cunningham, M. Fahy, M. Gormally, M. Hoade, J. Joyce, T. Mannion, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, P. O'Sullivan, S. Quinn, K. Quinn, T. Rabbitt, M. Regan (16)

GAN VOTÁIL: (0)

The Mayor declared the motion lost.

It was proposed by Cllr. Cunningham, seconded by Cllr. Fahy that the Scheme, as amended, be adopted. It was proposed by Cllr. McClearn, seconded by Cllr. Mullins that the Scheme, as amended, not be adopted. A vote was taken on Cllr. Cunningham's proposal, which resulted as follows:

AR SON: Cllrs. M. Connolly, J. Conneely, J. Cuddy, M. Cunningham, M. Fahy, M. Gormally, M. Hoade, J. Joyce, T. Mannion, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, P. O'Sullivan, S. Quinn, K. Quinn, T. Rabbitt, M. Regan (16)

IN AGHAIDH: Cllrs. S. Connaughton, P. Feeney, P. Hynes, J. J. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. P. O'Foighil, Cllrs. S. Walsh, T. Walsh (11)

GAN VOTÁIL: (0)

The Mayor declared the motion carried.

Mr. Ridge said that the Development Contribution Scheme, as adopted by the Council would come into operation with effect from 8th March, 2004.

CONFERENCES

2317

**"National Tourism Conference" Seven Oaks Hotel, Athy Road, Carlow.
26th & 27th February 2004**

Cllr. M. Gormally, P. Mc Hugh.

**“Northern Tourism Conference” The Dunadry Hotel & Country Club,
Muckamore, Dunadry, Co. Antrim.
27th -29th February 2004.**

Cllr. P. Mc Hugh.

**“Colmcille Winter School”, Colmcille Heritage Centre, Gratan, Churchill,
Letterkenny.
27th -29th February 2004**

Cllr. J. Conneely M. Cunningham, M. Fahy, J. Joyce.
T. Mannion, P. O’Malley, S. Walsh,

**“Annual Kerry Environmental Conference”, Golf Hotel, Ballybunion, Co.
Kerry.
3rd -6th March 2004.**

Cllr. M. Cunningham, M. Connolly, M. Fahy, M. Gormally, P. Hynes, P.
O’Malley, K. Quinn, M. Regan.

**“Regional Assembly Conference” Corrib Great Southern Hotel, Galway.
4th March 2004.**

Cllr. M. Cunningham, M. Loughnane, C. Ni Fhatharta.

**“GCCC Annual Conference 2004” Newpark Hotel, Kilkenny,
11th -13th March, 2004.**

Cllr. M. Cunningham, M. Fahy, M. Gormally, M. Hoade, P. Hynes, P. O’Malley,
S. Quinn, M. Regan,

**“Confederation of European – Rural Communities & their Future Needs”,
Hillgrove Hotel, Monaghan.
18th & 19th March 2004.**

Cllr. M. Fahy.

**“The Duhallow Conference” Duhallow Park Hotel, Killarney Road,
Kanturk, Co. Cork.
18th -21st March 2004.**

Cllr. J. Mc Donagh, P. O’Malley, S. Connaughton

**“NASC – One Day Conference” The Shannon Oaks Hotel, Portumna, Co.
Galway.**

**"Northern Tourism Conference" The Dunadry Hotel & Country Club,
Muckamore, Dunadry, Co. Antrim.
27th -29th February 2004.**

Cllr. P. Mc Hugh.

**"Colmcille Winter School", Colmcille Heritage Centre, Gratan, Churchill,
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Cllr. J. Conneely M. Cunningham, M. Fahy, J. Joyce.
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S. Quinn, M. Regan,

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Cllr. M. Fahy.

**"The Duhallow Conference" Duhallow Park Hotel, Killarney Road,
Kanturk, Co. Cork.
18th -21st March 2004.**

Cllr. J. Mc Donagh, P. O'Malley, S. Connaughton

**"NASC – One Day Conference" The Shannon Oaks Hotel, Portumna, Co.
Galway.**

25th March 2004.

Cllr. C. Ni Fhatharta.

“Partnership – The Possibilities & the Perils” Kilkee Bay Hotel, Kilkee, Co. Clare.

25&26th March 2004.

Cllr. J. Mc Donagh

“Health Services in Ireland” – Current Issues, Bridge House Hotel, Tullamore.

26th -27th March, 2004.

Comh. C. Ni Fhatharta, S. Gavin.

“L.A.M.A. – 21st Annual Conference” West County Hotel Conference & Leisure Centre, Ennis, Co. Clare.

15th & 16th April, 2004.

Cllr. S. Gavin, M. Hoade, J. Mc Donagh, C. Ni Fhatharta

“Europeade Conference 2004”Hotel Westport, Westport, Co. Mayo.
22nd -23rd April 2004.

Cllr. J. Mc Donagh, M. Mullins.

“National Media Conference” Fiesta Avenue, Dublin.

6th & 8th February 2004.

Cllr. M. Hoade.

“BMW Regional Assembly Conference” Corrib Great Southern, Galway.
4th March 2004.

Cllr. M. Mullins, C. Ni Fhatharta, K. Quinn.

The “Clonmel Conference” Slievenamon Golf Club & Fairways Restaurant, Lisronagh, Clonmel.

2nd & 3rd April 2004.

Cllr. M. Fahy, M. Mullins,

“Local Government 1999-2004” Clonea Strand Hotel, Dungarvan, Co. Waterford.

7th & 8th May 2004.

Cllr. M. Mullins.

NOTICE OF MOTIONS

NOTICE OF MOTION NO.9 - CLLR. S. CONNAUGHTON – ROADS

The following reply was given: -

2318

“This road has been inspected and with the exception of a small number of potholes, which will be repaired, is in good condition. This road was only resurfaced a few years ago.”

NOTICE OF MOTION NO.10 - CLLR. S. CONNAUGHTON – ROADS

The following reply was given: -

2319

“There is currently no funding available for works on this road but it will be considered for inclusion in future funding proposals.”

NOTICE OF MOTION NO.11 - CLLR. S. CONNAUGHTON – ROADS

The following reply was given: -

2320

“There is no provision for this work in the current roadworks programme but it will be considered for inclusion in future programmes.”

NOTICE OF MOTION NO.12 - CLLR. M. CUNNINGHAM – ROADS

The following reply was given: -

2321

“The nature and extent of improvement works to National Roads is specified by the National Roads Authority and the Council can only carry out such works as are approved by the Authority. The funds allocated for the N18 south of Kilcolgan in the 2004 programme do not provide for the construction of hard shoulders.”

NOTICE OF MOTION NO. 13 – CLLR. M. FAHY – ROADS

The following reply was given: -

2322

“Road restoration works will be carried out on the R347 Kinvara to Craughwell in the 2004 programme but there is no funding available for the construction of hard shoulders.”

NOTICE OF MOTION NO. 14 - CLLR. M. FAHY – LIGHTS

The following reply was given: -

2323

“Flashing lights have been installed and are operational at Killeeneen National School.”

NOTICE OF MOTION NO. 15 - CLLR. M. FAHY – LIGHTS

The following reply was given: -

2324

“Flashing lights at Doorus are not proposed in the 2004 school lights programme. Submissions can be made for 2005.”

NOTICE OF MOTION NO. 16 - CLLR. J. MCDONAGH – PLANNING

The following reply was given: -

2325

“Planning clinics will be held both in the Lackagh Office and Aras an Chontae on Wednesday mornings, beginning on 5th May, 2004”.

NOTICE OF MOTION NO. 17 - CLLR. J. MCDONAGH – ROAD MARKINGS

The following reply was given: -

2326

“No change in white lining is considered necessary in this instance but traffic movements at the location will be monitored.

The provision of space for cars to pull in may be suitable work for a Community Involvement Scheme and the local community might consider making a proposal under this scheme when it is advertised in September.”

NOTICE OF MOTION NO. 18 - CLLR. J. MCDONAGH – ROAD SAFETY

The following reply was given: -

2327

“There is no funding available to carry out these works in the current year. These works may be suitable for a Community Involvement Scheme and the community might consider making a proposal under this scheme when it is advertised in September.”

NOTICE OF MOTION NO. 19 – DEP. P. MCHUGH – SEWERAGE

The following reply was given: -

2328

(a) The tender documents are currently being prepared by the Consultant Engineers.

(b) It is hoped to have a contractor on site in August.

(c) All existing houses that wish to be connected and are feasible to connect will be facilitated.

(d) The cost, if any, to be imposed on existing houses is unknown.”

NOTICE OF MOTION NO. 20 – DEP. P. MCHUGH – SPEED LIMITS

The following reply was given: -

2329

“The extension of the 40 m.p.h. speed limit to the Palm Tree Pub was not included in the last speed limit review, but may be included in future reviews.”

NOTICE OF MOTION NO. 21 – COMH. C. NI FHATHARTA – ROADS
The following reply was given: - **2330**

“Déanfar gnáth deisiucháin ar an mbothar seo i mbliana.”

NOTICE OF MOTION NO. 22 – COMH. C. NI FHATHARTA – ROADS
The following reply was given: - **2331**

“Féicfar an bhféadfaí talamh a fhail anseo le leath-taobh a chuir ar fáil ach níl aon airgead ann faoi láthair chun an obair a dhéanamh.”

NOTICE OF MOTION NO. 23 – COMH. C. NI FHATHARTA – SCHOOL LIGHTS **2332**

The following reply was given: -

“Tá an Comhairle Chontae ag fanacht ar an Bord Solas Leictreas ceangailt a dhéanamh sular bhféadfaí na soilse a chuir ar fáil.”

NOTICE OF MOTION NO.24 - CLLR. K. QUINN – PARKING **2333**

The following reply was given: -

“The improvement works can be considered on completion of the Dunmore Sewerage Scheme.”

NOTICE OF MOTION NO.25 - CLLR. K. QUINN – ROADS **2334**

The following reply was given: -

“L.S. 6113 (Ballymote/Aughlora) is included under Road Reconstruction in the 2004 Road Works Programme.”

NOTICE OF MOTION NO.26 - CLLR. K. QUINN – LIGHTING **2335**

The following reply was given: -

“No public lights for Dunmore have been included in the 2004 Roadworks Programme but should additional funding become available these works can be considered.”

NOTICE OF MOTION NO.27 - CLLR. P. FEENEY – FOOTPATHS **2336**

The following reply was given: -

“There is no funding available for these works in 2004. We will however look to establish the extent of Galway Co. Co. land holdings at the location to ensure

Monthly Meeting 23/02/2004

works can proceed if finance does become available either later in 2004 or in 2005."

NOTICE OF MOTION NO.28 - CLLR. P. FEENEY – FOOTBRIDGE

The following reply was given: -

2337

"We are currently seeking approval from Iarnród Eireann for a footbridge design for the R347 over the Railway."

CHRIOCHNAIGH AN CRUINNIU ANSIN

Submitted, Approved + Signed

P. Kelly

22/3/04

Date

CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON MONDAY 26TH
JANUARY 2004.

CATHAOIRLEACH: Mayor T Rabbitt

ILATHAIR FREISIN:

Baill: Deps. P. Mc Hugh Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Cunningham, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, P. O'Foighil, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn S. Quinn, M. Regan, S. Walsh, T. Walsh.

Oifigigh: Messrs. D. O'Donoghue, County Manager, T. Kavanagh, J. Cullen, P. Ridge, F. Gilmore, F. Dawson, Directors Of Services, E. Lusby, Head of Finance, L. Gavin, M. Dolly, J. Eising, Senior Engineers, , T. Murphy, A. Comer, D. Barrett, Senior Executive Officers, R. O'Boyle, Staff Officers, T. Donoghue, Clerical Officer.

Also: Emmanuel Dowdall, Area Director West & Mid - West, Dermott Clohessy, Head of Regional Development Property, IDA, Conor Skeeahan, CASS.

Thosnaigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2274

A resolution of sympathy was extended to the following:

Mr. Gabriel Collins, Waterview, Turloughmore, Co. Galway.
Charlie, Nan & Martina Coen, Currandrum, Claregalway, Co. Galway.
Mr. Billy Ward, Derrymullen, Ballinasloe, Co. Galway.

MINUTES

2275

The Minutes of the Monthly Meeting held on the 19th December, 2003 were approved by the Council and signed by the Mayor on the proposal of Cllr. Mullins, seconded by Cllr. Cunningham.

Arising from the Minutes Cllr. Fahy asked when would the amendments agreed at that meeting in relation to the County Development Plan come into force. Cllr. Mc Clearn proposed that a special meeting be held to discuss planning matters. Cllr. Cunningham said that such a meeting should not take place until guidelines had received from the Minister for the Environment, Heritage & Local Government. The County Manager also advised that the members should wait for the Guidelines and he said that a detailed report would be prepared at that stage on the points raised by the members. In reply to Cllr. Fahy, Mr. Ridge referred to an undertaking given regarding the re-designation of landscape sensitivity maps. He said that the Council had been in touch with the Consultants and they will review the maps as soon as they are aware of the Council's requirements. Mr. Ridge informed the members that a variation to the Council Development Plan can only be made in accordance with the Planning & Development Act 2000 and the procedure would take at least sixteen weeks.

In reply to Cllr. Fahy, Mr. Ridge said that the procedure in relation to the Record of Protected Structures had been discussed on a number of occasions and it had been agreed at the Council meeting held on the 19th December 2003 that members who wish to do so should submit a list of structures they felt should or should not be included on the Record of Protected Structures. He said that no such submissions had been made and that members still had the option of making such submission. Cllr. Cunningham said that Councillors wished to have an opportunity to discuss the landscapes sensitivity maps at a Council meeting as soon as possible.

In reply to Cllr. Loughnane the County Manager said that a report on the Derrybrien Landslide situation would be first submitted to the Loughrea Area Committee before going to the full Council.

Reports

2276

The report of the Corporate Policy Group Meeting held on the 11th December, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Fahy, seconded by Cllr. Hynes.

Arising from the Report, Cllr. Hynes referred to the Digital Mapping System and enquired when the Discovery /Ordnance Maps facility would be available to Members as this would be a very beneficial service to them. Cllr. Hoade referred to the Council's Website and said it had been brought to her notice that the names and addresses of the Councillors were not available on it. Cllr. Joyce said that attachments sent with emails cannot be opened. Mr. Cullen said he would have the I.T. Section look into the above matters as soon as possible.

Cllr. McClearn said that the amount of information available on the Internet regarding Planning Applications was minimal, and asked could this be improved for

representatives. Mr. Ridge said that there are proposals for improving the 2004 and that the information requirements of Councillors would be met in a practical. He said he wanted the planning system as transparent as

of the Environmental & Conservation Services Strategic Policy Committee held on the 8th December, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta seconded by Cllr. K. Quinn.

of the Housing Services Strategic Policy Committee Meeting held on the 11th December, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta, seconded by Cllr. Cunningham.

of the Roads and Transportation Strategic Policy Committee Meeting held on the 11th December, 2004 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta, seconded by Cllr. T. Mannion.

from the Report, Cllr. Joyce referred to the cost of Road Restoration for Water Schemes. These schemes are funded by grant aid from the Department of Environment and Local Government, and by members who wish to join the scheme. He said the cost of road restoration is making the schemes totally uneconomic, approximately €1,000 per house, which is a major financial drain on the Council. He said the Roads and Transportation Strategic Policy Committee should agree a policy that is fair to people on these schemes, taking into account that people have a right to a proper supply of potable water.

Cllr. Hoade referred to the prioritizing of road projects. He asked if it were possible to get definite information from the N.R.A. on when certain projects will go ahead. He specifically referred to the Moycullen By-Pass as traffic levels have increased considerably in that area.

Cllr. Hoade said there was a very urgent need for a By-Pass at Claregalway as 25,000 cars pass through this village everyday. The side roads are getting very busy as people are using them in order to avoid major delays in Claregalway. He referred to the large green and white bollards that are placed at the entrance to the village and said they were very useful, and he asked if they could be put on other county roads also.

of the Ballinasloe Area Committee Meeting held on the 4th December, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Mullins, seconded by Cllr. T. Mannion.

DECLARATION OF ROAD TO BE A PUBLIC ROAD

2277

proposal of Cllr. Rabbitte, seconded by Cllr. Hoade the Council approved the resolution of the following road to be a public road, the statutory procedure having been complied with:-

commencing at junction with Local Road 71106 and extending east for a distance of 200m in the townland of Carnmore West - Oranmore.

public representatives. Mr. Ridge said that there are proposals for improving the service in 2004 and that the information requirements of Councillors would be met in so far as is practical. He said he wanted the planning system as transparent as possible

The report of the Environmental & Conservation Services Strategic Policy Committee Meeting held on the 8th December, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta seconded by Cllr. K. Quinn.

The report of the Housing Services Strategic Policy Committee Meeting held on the 11th December, 2003 was considered. It was adopted by the Council on the proposal of Cllr. McHugh, seconded by Cllr. Cunningham.

The report of the Roads and Transportation Strategic Policy Committee Meeting held on the 8th December, 2004 was considered. It was adopted by the Council on the proposal of Comh. NiFhatharta, seconded by Cllr. T. Mannion.

Arising from the Report, Cllr. Joyce referred to the cost of Road Restoration for Group Water Schemes. These schemes are funded by grant aid from the Department of the Environment and Local Government, and by members who wish to join the scheme. He said the cost of road restoration is making the schemes totally uneconomic, approximately €1,000 per house, which is a major financial drain on the schemes. He said the Roads and Transportation Strategic Policy Committee should come up with a policy that is fair to people on these schemes, taking into account that people have a right to a proper supply of potable water.

Cllr. Gavin referred to the prioritizing of road projects. He asked if it were possible to get any definite information from the N.R.A. on when certain projects will go ahead. He specifically referred to the Moycullen By-Pass as traffic levels have increased considerably in that area.

Cllr. Cuddy said there was a very urgent need for a By-Pass at Claregalway as 25,000 vehicles pass through this village everyday. The side roads are getting very dangerous as people are using them in order to avoid major delays in Claregalway. He also referred to the large green and white bollards that are placed at the entrance to primary roads and said they were very useful, and he asked if they could be put on regional and county roads also.

The report of the Ballinasloe Area Committee Meeting held on the 4th December, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Mullins, seconded by Cllr. T. Mannion.

DECLARATION OF ROAD TO BE A PUBLIC ROAD

2277

On the proposal of Cllr. Rabbitte, seconded by Cllr, Hoade the Council approved the declaration of the following road to be a public road, the statutory procedure having been complied with:-

Road commencing at junction with Local Road 71106 and extending east for a distance of 262m in the townland of Carnmore West – Oranmore.

Cllr. T. McHugh asked that a discussion in relation to "Taking in Charge of Non-Public Roads" be put on the Agenda for the next Monthly Meeting. It was agreed that the matter be discussed by the Roads and Transportation Strategic Policy Committee instead.

Cllr. Fahy referred to the delays being encountered with the Public Lighting Programme over the past two years. He said that Councillors had allocated their Notice of Motion monies and that the E.S.B are not putting the lights in place.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – REPLACEMENT OF DERRYRUSH BRIDGE, CARNA AND REALIGNMENT OF THE APPROACH ROADS 2278

Report dated 20th January 2004 was already circulated to each Member

The works as proposed were approved on the proposal of Cllr. Ni Fhatharta, seconded by Cllr. Gavin.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS 2001 – PROPOSED DEVELOPMENT OF 5 No. DWELLINGS AT EYRECOURT. 2279

Report dated the 15th January, 2004 was already circulated to each Member

The works as proposed were approved on the proposal of Cllr. Joyce, seconded by Cllr. Mullins.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 – PROPOSED DEVELOPMENT OF 32 AFFORDABLE HOUSES AT AN TUAIRIN, TUAM. 2280

Report dated the 5th January, 2004 was already circulated to each Member.

The works as proposed were approved on the proposal of Cllr. K. Quinn, seconded by Cllr. McHugh.

PRESENTATION BY I.D.A. IRELAND 2281

The Mayor welcomed Emmanuel Dowdall, Area Director West and Mid West and Dermott Clohessy, Head of Regional Development Property, from the IDA Ireland who made a presentation in relation to proposed developments at Oranmore and Athenry. The presentation covered five main areas;

1. The changing environment and opportunities in foreign direct investment.
2. The IDA's property plans, their progress to date and their future plans.
3. The need for strong partnerships.
4. The benefits of delivering on the plans.
5. Concluding comments

The IDA said Ireland continues to attract investment and sectoral interest is in services software, medical technology. Challenges ahead in this area were the knowledge economy and global development, organise resources in other strong regions elsewhere and a place to meet the needs of client

The IDA's property plans and their significantly in Galway on property Enterprise Ireland clients (b) a new place in Ballinalsoe, Tuam, Park working with the private sector to parks. On future property plans the and technology networks. They will the needs of foreign direct decision in particular ICT and lifesciences from international competition. In are twin locations solution for Gal at eighty acre site in the Oranmore Oranmore towards Athenry. The technology with the likely inclusion development will incorporate the and development, parking and eff The agenda is to have a functional turnkey solution by the end of 200 infrastructure of this site with any line for the Athenry site is indicated

The IDA have indicated that these have strongly indicated that the ti partnerships with (a) the Regional providers (c) estate agencies (d) 1 research institutes (f) Government

The benefits of delivering on their region including (a) a boost to economic (c) significant contribution in terms multiplier effect in that any jobs industries for the Tuam, Ballinal

They concluded that for Galway becoming a global leader in industry going down the route of proper p will act as an economical, social that a partnership approach in the solutions is the proper way forward

1. The IDA said Ireland continues to enjoy a high market share for foreign direct investment and sectoral interest is the key to future success in international services software, medical technology, ICT and biopharmaceuticals. The challenges ahead in this area were the need for more advanced investments in the knowledge economy and global competition, better regional balance in development, organise resources regionally not locally to compete against other strong regions elsewhere and ensure that we have the regional solutions in place to meet the needs of client companies.
2. The IDA's property plans and their progress to date included (a) investing significantly in Galway on property solutions to meet investor needs including Enterprise Ireland clients (b) a network of business and technology parks are in place in Ballinalsoe, Tuam, Parkmore, Gort and Loughrea and (c) they are working with the private sector to provide building solutions on IDA business parks. On future property plans the IDA will continue to invest in business and technology networks. They will complement with site solutions to meet the needs of foreign direct decisions that have large scale utility requirements, in particular ICT and lifesciences including biotechnology and match offerings from international competition. Included in the IDA's future property plans are twin locations solution for Galway and the west region. This will include an eighty acre site in the Oranmore area and a three hundred acre site east of Oranmore towards Athenry. The Oranmore site will include for science and technology with the likely inclusion of biopharmaceutical type industries. The development will incorporate the science and technology buildings, research and development, parking and effluent treatment and proper access to the site. The agenda is to have a functioning site to present to potential investors as a turnkey solution by the end of 2006. It is intended to integrate the infrastructure of this site with any future site in the Athenry area. The time line for the Athenry site is indicated as later this decade.
3. The IDA have indicated that these proposals will take time to deliver and they have strongly indicated that the time for delivery is dependent on strong partnerships with (a) the Regional and local authorities (b) the service providers (c) estate agencies (d) local communities (e) educational and research institutes (f) Government Departments.
4. The benefits of delivering on these plans will have a major impact on the region including (a) a boost to economic activity (b) high quality employment (c) significant contribution in terms of taxation and local monies (d) a multiplier effect in that any jobs provided will have an off-shoot to other industries for the Tuam, Ballinalsoe, Loughrea and Gort areas.
5. They concluded that for Galway and the West Region the emphasis is on becoming a global leader in industry niches. They have also indicated that by going down the route of proper planning we can create the critical mass which will act as an economical, social counter balance to the East coast. They said that a partnership approach in the development of the necessary infrastructures solutions is the proper way forward.

This presentation was followed by a presentation given by Mr. Conor Skeeahan of CAAS, who said that this was a very important day for County Galway and the region. He indicated that there was an opportunity here and we should take this opportunity and plan for it properly into the future. He said that the proposals and plans outlined by the IDA were of major regional value within the context of the BMW region. Mr. Skeeahan outlined a framework plan for the corridor from the edge of Galway City to Athenry and also the corridor from Tuam down to Gort. He stressed the importance for proper planning in order that these corridors may be planned and presented in such a manner that we can take advantage of any proposals that may come from the IDA or other major industrial users.

The Mayor and the members thanked the IDA officials for their presentation and in the course of the discussion that followed the following points were made:

- The County Manger and his staff were complemented on their input into the project
- It was felt that Oranmore and Athenry, as a consequence of this development may merge into the City with consequent traffic problems .
- Smaller industries are sometimes more beneficial to an area.
- Udaras na Gaeltachta may have difficulties attracting industry to their area as a result of this proposal.
- The benefit of the proposal to the east of the County was questioned.
- The project presents opportunities which should be taken.
- It was felt that the Council should focus on balanced development and this development does not necessarily achieve that.
- The National Spatial Strategy identified Galway City and Tuam as development centres, but this proposal does not take that into account.
- Disappointment was expressed that Ballinasloe was not likely to benefit from this development
- The transport system including the rail network must be upgraded.
- It was felt that greater efforts should be made to provide industries for Ballinasloe, Loughrea and Tuam.
- The point was made that in the case of north east Galway it would easier to get to a place of employment in Oranmore or Athenry than going to the city.
- The source of funding towards the provision of the necessary infrastructure was questioned.

In reply Mr. Dowdall said he welcomed the debate which had taken place and he stressed the importance of the site selection from the point of view of infrastructure, transport, power and gas. He said that the impact on towns such as Ballinasloe and Tuam would be substantial and need not be to their detriment. He said the purpose was to create an environment for foreign direct investment.

Mr. Clohessy said that the cost would be borne by the ultimate occupier of the site and that the IDA would be paying for the initial infrastructural cost. He said it was not possible to have multiple sites and that the project had a site requirement of up to ninety acres.

The County Manager welcomed the announcement and said that there were only a handful of such projects in the world and that a small number of sites had been

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identified in Ireland. He said that high quality jobs would be created. He said that member's wishes in relation to other parts of the county were noted and were also of importance, but that this is a bigger project and are being competed for by countries all over the world. He stressed the importance of adopting the GTPS by the City and Council in delivering this project. It was proposed by Cllr. Mc Hugh seconded by Cllr. Fahy and agreed that the proposed project be approved.

GALWAY COUNTY ELECTORAL AREA PROGRAMME OF ACTION – UPDATE. 2282

Report dated the 20th January 2004, was already circulated to each member.

Mr. Dawson informed the Meeting that the preparation of the plan was going ahead in accordance with the time table as outlined in his report. He said that the draft report would be considered further by the steering group, before the final report is submitted for approval to the Council in March 2004

URBAN AND VILLAGE RENEWAL PROGRAMME 2004 2283

Report dated the 20th January, 2004 was already circulated to each Member.

Mr. Gavin said that urban and village renewal type projects in the Oranmore Electoral Area only would be considered in 2004. He said that of the five submissions received four were considered suitable as follows.

- (a) Clarinbride Community Association
- (b) Headford District Association
- (c) Claregalway Amentiy Group
- (d) Oranmore Tidy Town Committee

He said that the groups concerned would be advised of their suitability in the near future and that an architectural service would be made available to them to assist them in design and supervision of their projects. It was proposed by Cllr. Hoade and seconded by Cllr. Cunningham and agreed to proceed to design and tendering of the schemes, so that the Councillors can be in a position to commence construction as soon as possible.

MANAGER'S BUSINESS

2284

The County Manager informed the Members that the Department of Arts, Sport and Tourism has approved the tender for the New Swimming Pool and Leisure Centre in Tuam. He said Contracts would be signed within the next few weeks.

He also informed the Members that Motor Tax has now gone on-line and he encouraged the use of this service, which was welcomed by the members.

The County Manager said that the Council had received confirmation that an amount of €23.9m had been allocated for Non-National Roads. He said further information on this would be circulated when it comes to hand. Cllr. Cunningham asked if the Councillors would have a say in the distribution of money, and said that there should be a balanced distribution of the funding throughout the County. Cllr. Joyce said he

was not satisfied with the condition the roads are left in after Car Rallies. He said the Council should take a serious look at Car Rallies in the future and the damage that is caused to County Roads during them.

MAYOR'S BUSINESS

2285

The Mayor granted permission to An Comh. O'Foighil to talk on the issue of the Irish Language becoming a recognized language in the EU.

Mhol an Comhairleoir Pól Ó Foighil go dtabharfaidh tacaíocht don bhfeachtas a bhí ar siúl faoi láthair maidir le teanga oifigiúil den AE a dhéanamh don Ghaeilge agus go ndéanfadh an Comhairle achainí ar an Rialtas a leithéidí a iarraidh agus a chuir i gcrích.

Deir sé go mbeadh suas le 20 teanga oifigiúil ag an Aontas tar éis méadú na Bealtaine agus go mbeadh an Mhailtis ar cheann de na teangacha a bheadh san áireamh. Dúirt Comh. Ó Foighil go raibh tuairim an méid céanna cainteoirí ag an Mailtis agus a bhí ag an nGaeilge. Mar thoradh ar an nGaeilge a bheidh mar theanga oifigiúil de chuid an AE deir sé go rabhthar ag tuar go gcruthófaí suas le 150 nó 200 post láithreach in earnáil na Gaeilge agus an Aistriúcháin agus go mbeadh sé mar bhuntáiste ag aos óg na tíre seo agus iad ag lorg poist san Eoraip.

Chuidigh an Comh. Ní Fhlatharta go láidir leis an rún agus dúirt go raibh sé in am gur cheart Teanga Oifigiúil na tíre seo a bheith mar theanga oifigiúil san Aontas Eorpach.

Chuidigh Cllr. Joyce leis an rún freisin ag rá gur mór an cheangal a bhí ag an nGaeilge leis an Eoraip cheanna féin leis na hionadaithe Éireannacha a bhí mar bhaill do Pharlaimint na hEorpa.

Glacadh leis an moladh d'aon ghuth.

Cllr. Rabbitt informed the Meeting that he had received an Invitation to go to Sydney for St Patrick's Day. This was approved by the Council on the proposal of Cllr. Fahy, seconded by Cllr. Gormally.

Cllr. Hoade referred to a proposal which would downgrade the Office of Public Works in Headford. She said she was totally opposed to this, and proposed that the Council write to the Minister in this regard. This proposal was seconded by Cllr. Fahy.

Cllr. Fahy again raised the matter of Public Lighting and delays by the E.S.B. in installing them. The County Manager said this matter would be investigated.

Mr. Dolly, in reply to Dep. McHugh, said that the Council are working to criteria laid down by the Council in the matter of erection of public lights and there is consistency throughout the County. He said that all Area Engineers are aware of these criteria.

Cllr. Mullins referred to the Junction at Creagh, he said it was in a very dangerous condition. Mr. Dolly said he would investigate this matter and report on it to the Area Committee.

On the proposal of Cllr. Hoade, seconded by Cllr. Mullins, it was agreed that the Council support the resolution passed at the December Meeting of Laois County Council " *That Laois County Council fully supports the Association of Health Boards in Ireland recognising the important role that Local Authority Members have played in the delivery of our health service. To this end, we inform the Minister for the Environment of our concern at the lack of Local Authority input into the Government's Health Service Reform Programme and request that he intervene with the Minister for Health & Children and his cabinet colleagues in ensuring that local democratic representation be part and parcel of any Health Service Reform Package. Also that we as a Local Authority with a proven track record of our members contribution to the health services enlist the support of all other local authorities to support this objective.* "

Mr. Murphy reminded Members of the deadline for receipt of forms in relation to Declaration of Interest which should be returned before the end of February.

CONFERENCES

2286

**"UCC Business Conference 2004" Jurys Hotel, Cork.
15th January 2004**

Cllr. P. Hynes.

**"IPA: The Mid-Term Evaluation of the National Development Plan:
Implications for Local Authorities" Tullamore Court Hotel, Tullamore.
20th January 2004.**

Cllr. P. Hynes

**"Wicklow Tourism Conference", Marriott Hotel, Druids Glen,
Newtownmountkennedy, Co. Wicklow.
22nd January, 2004**

Cllrs. P. Hynes, J. Mc Clearn, T. Walsh.

**"Mid-West Regional Authority - 10th Annual Conference" Abbey Court Hotel,
Nenagh, Co. Tipperary.
29th-30th January, 2004**

Cllrs. M. Hoade, K. Quinn

**"Arts & Culture - The Role of the Local Authorities", Carnegie Court Hotel,
Swords, Co. Dublin.
29th January - 1st February 2004**

Cllr. P. Mc Hugh, M. Mullins

**“Cumann Merriman Winter School”, Fitzpatrick’s Hotel, Bunratty, Co. Clare.
30th January – 1st February 2004.**

Cllr. M. Fahy, J. McDonagh.

**“Renewable Energy National Conference” Riverbank House Hotel, The Bridge,
Wexford.
4th-6th February 2004.**

Cllr. M. Cunningham, M. Fahy, P. Hynes, P. Mc Hugh, M. Mullins.

**“Association of Municipal Authorities of Ireland” – Annual Spring Seminar –
Holiday Inn, Letterkenny, Co. Donegal.
13&14th February 2004**

Cllr. S. Connaughton, J. Cuddy, M. Cunningham, M. Fahy, M. Hoade, P. Hynes, J.
Mc Donagh, P. Mc Hugh, M. Mullin, P. O’Fhoighil, K. Quinn.

**“Society of Archivists, Ireland – Legislation & Litigation in Recordkeeping”
Ormonde Hotel, Kilkenny.
19th & 20th February 2004**

Cllr. P. Mc Hugh.

**“National Tourism Conference” Seven Oaks Hotel, Athy Road, Carlow.
26th & 27th February 2004.**

Cllr. P. Mc Hugh

**“Colmcille Winter School Conference” Colmcille Heritage Centre, Gartan,
Churchill, Letterkenny.
27th-29th February 2004**

Cllr. J. Cuddy, M. Cunningham, M. Fahy, M. Hoade, P. Hynes, J. Joyce.

**“Annual Environmental Conference” Golf Hotel, Ballybunion, Co. Kerry.
3rd -6th March 2004.**

Cllr. M. Cunningham, M. Fahy.

**“The Duhallow Conference” Duhallow Park Hotel, Killarney Road, Kanturk,
Co. Cork
5th-8th March 2004.**

Cllr. S. Connaughton, J. Mc Donagh

**CCC Annual Conference 2004
12-13th March 2004**

Cllr. P. Mc Hugh, M. Mullins.

**“Clonmel Conference” Slieve
Donagh, Clonmel.
1 & 3rd April 2004.**

Cllr. P. Mc Hugh.

NOTICE OF MOTIONS

NOTICE OF MOTION NO.12 - CL
following reply was given: -

resurfacing of this road will be cons
programme.”

NOTICE OF MOTION NO. 13 – CL
following reply was given: -

estimate is currently being prepare
provision of public lighting for the
considered for inclusion in the Road

NOTICE OF MOTION NO. 14 - CLI
following reply was given: -

the provision of extra lighting at this l
tic lighting programme is being prep

NOTICE OF MOTION NO. 15 - CLL
following reply was given: -

estimate is currently being prepared
me. Funding will be considered und
tion allocation could also be made thr
Councillors.”

NOTICE OF MOTION NO. 16 - CLLR
following reply was given: -

level of the land surrounding the Pos
tion and no provision has been made o

**"GCCC Annual Conference 2004" Newpark Hotel, Kilkenny.
11th-13th March 2004**

Cllr. P. Mc Hugh, M. Mullins.

**The "Clonmel Conference" Slievenamon Golf Club & Fairways Restaurant,
Lisronagh, Clonmel.
2nd & 3rd April 2004.**

Cllr. P. Mc Hugh.

NOTICE OF MOTIONS

NOTICE OF MOTION NO.12 - CLLR. S. CONNAUGHTON – ROADS

The following reply was given: -

2287

"Resurfacing of this road will be considered for inclusion in the 2004 Roadworks Programme."

NOTICE OF MOTION NO. 13 – CLLR. M. CUNNINGHAM – FOOTPATH

The following reply was given: -

2288

"An estimate is currently being prepared for this work. The estimate also includes the provision of public lighting for the village. When the estimate is prepared it will be considered for inclusion in the Roadworks Programme."

NOTICE OF MOTION NO. 14 - CLLR. M. CUNNINGHAM – LIGHTS

The following reply was given: -

2289

"The provision of extra lighting at this location will be considered when the 2004 public lighting programme is being prepared."

NOTICE OF MOTION NO. 15 - CLLR. M. CUNNINGHAM – LIGHTS

The following reply was given: -

2290

"An estimate is currently being prepared for the improvement of street lighting in Labane. Funding will be considered under the Roadworks Programme. A Notice of Motion allocation could also be made through the public lighting funds available to the Councillors."

NOTICE OF MOTION NO. 16 - CLLR. M. FAHY – FLOODING

The following reply was given: -

2291

"The level of the land surrounding the Post Office is lower than the road level at this location and no provision has been made on the site to cater for surface water flows

from the road onto the driveway. It is a matter for the landowner to make the necessary provision.”

NOTICE OF MOTION NO. 17 - CLLR. M. FAHY – ROADS

The following reply was given: - **2292**

“All works and crossings, which were damaged by the gas line works, are to be permanently reinstated by the contractor to the satisfaction of the County Council.”

NOTICE OF MOTION NO. 18 - CLLR. M. FAHY – LIGHTS 2293

The following reply was given: -

“A Pedestrian zebra crossing facility for Portumna was proposed in 2003, however, no funding from the National Roads Authority was provided in 2003. An allocation of €10,000 for 2004 has been granted by the National Roads Authority for this facility.”

NOTICE OF MOTION NO. 19 - CLLR. J. JOYCE – SEWERAGE SCHEME

The following reply was given: - **2294**

“The Council are in the process of appointing Consulting Engineers for a number of Water Services projects. The preparation of a Preliminary Report for Kiltormer Sewerage Scheme will be considered following the completion of this process”.

NOTICE OF MOTION NO. 20 - CLLR. J. JOYCE – SIGNS 2295

The following reply was given: -

“There is no statutory provision for such warning signs, but if the persons concerned are experiencing particular difficulties relating to access or restrictions on visibility the Council will investigate the circumstances with a view to improving the situation.”

NOTICE OF MOTION NO. 21 - CLLR. J. JOYCE – FOOTPATHS

The following reply was given: - **2296**

“Urban Renewal works estimated to cost of €115,000 are being carried out in the village which includes renewal of some footpaths. No additional funding is available in 2004 for other footpaths.”

NOTICE OF MOTION NO. 22 - CLLR. J. MC DONAGH – ROADS

The following reply was given: - **2297**

“Galway County Council have requested funding from the Department of the Environment Heritage and Local Government in relation to works at Cartymore Cross

the 2004 Low Cost Accident Sc
in time.”

NOTICE OF MOTION NO. 23 - CLLR
ing reply was given: -

will has no plans to provide a M
As you are aware, the Motor
return, and an on-line serv

NOTICE OF MOTION NO. 24 - CLLR
ing reply was given: -

vision of carparking lines outside
Council. The provision of school
the school authorities.”

NOTICE OF MOTION NO. 25 - CLLR.
ing reply was given: -

teagad ar fáil faoi láthair le mór c
gnú chothabháil ar an mbóthar a
at ar freisin.”

NOTICE OF MOTION NO. 26 - CLLR.
ing reply was given: -

in curthe ar aghaidh ag an Comh
táinig a fhostú le réamh tuairisc

NOTICE OF MOTION NO. 27 - CLLR.
ing reply was given: -

tion is outside the speed limit for
speed limits to bring the level of
the Council's priority to provide li

NOTICE OF MOTION NO. 28 - CLLR. I
ing reply was given: -

tion of lighting at this location wi
is Programme is being completed.”

as part of the 2004 Low Cost Accident Schemes. No allocation has been received at this point in time."

NOTICE OF MOTION NO. 23 - CLLR. J MC DONAGH – MOTOR TAX

The following reply was given: -

2298

"The Council has no plans to provide a Motor Tax service in the Oranmore Electoral Area Office. As you are aware, the Motor Tax facility is available by post, with a 3 day guaranteed return, and an on-line service is in operation since November, 2003".

NOTICE OF MOTION NO. 24 - CLLR. J MC DONAGH – CARPARKING

The following reply was given: -

2299

"The provision of carparking lines outside the school is not a matter for Galway County Council. The provision of school parking and pick-up/drop off area is a matter for the school authorities."

NOTICE OF MOTION NO. 25 - CLLR. C NI FHATHARTA – ROADS

The following reply was given: -

2300

"Níl aon airgead ar fáil faoi láthair le mór obair a dhéanamh ar an mbóthar seo. Déanfar gnath chothabháil ar an mbóthar agus feicfar an bhféadfaí mion feabhsúchán a dhéanamh air freisin."

NOTICE OF MOTION NO. 26 - CLLR. C NI FHATHARTA – INIS OIRR

The following reply was given: -

2301

"Tá moladh cuirthe ar aghaidh ag an Comhairle Chontae chuig Roinn na Gaeltachta faoi comhairleoirí a fhostú le réamh tuairisc a ullmhú."

NOTICE OF MOTION NO. 27 - CLLR. K. QUINN – LIGHTS 2302

The following reply was given: -

"This location is outside the speed limit for Kilkerrin. Additional lighting is required within the speed limits to bring the level of lighting to an acceptable standard and it would be the Council's priority to provide lighting within speed limit areas rather than outside."

NOTICE OF MOTION NO. 28 - CLLR. K. QUINN – LIGHTS 2303

The following reply was given: -

"The provision of lighting at this location will be considered when the 2004 Roadworks Programme is being completed."

NOTICE OF MOTION NO. 29 - CLLR. K. QUINN – LIGHTS

The following reply was given: -

2304

“The provision of public lighting in housing estates is normally the responsibility of the developer. The matter will be investigated.”

NOTICE OF MOTION NO. 30 – CLLR. T. RABBITT – FOOTPATHS

The following reply was given: -

2305

“Consideration will be given for the provision of funding for these footpaths when the Roadworks Programme is being prepared.”

NOTICE OF MOTION NO. 31 - CLLR. T. RABBITT – HOUSING

The following reply was given: -

2306

“The Council proposes to construct 8 dwellings in the existing Clarinbridge Local Authority Housing Estate. The scheme is presently in the Planning process”.

NOTICE OF MOTION NO. 32 - CLLR. T. RABBITT – ROAD 2307

The following reply was given: -

“The Strategic Land Initiative Scheme has been given an extension of time - up to 2006. The initial development on the Oranhill site is progressing. The second stage to the N18 is at an advanced stage of preparation and negotiations are ongoing. Without this second stage the scheme itself would be in doubt as no through access would be possible. As soon as Planning Permission has been granted for Stage 2 we will immediately commence work on the Maree Roundabout (subject to Department of the Environment, Heritage and Local Government approval). In the interim the Roundabout design plus land acquisition will be progressed.”

NOTICE OF MOTION NO. 33 - CLLR. C. NI FHATHARTA – WATER

The following reply was given: -

2308

“Déantar luacháil bhuan ó thaobh sláinte poiblí de ar an soláthar uisce atá ag freastal ar Cheantar na Ceathrún Rua agus géilleann sé do na rialacháin. San eatramhach tá an Comhairle ag leanacht leis an bpleanáil don Scéim Réigiúnach”.

CHRIOCHNAIGH AN CRUINNIU ANSIN

Submitted, Approved + Signed
T. Rabbitt

23/2/04

Date

COMHA

**MINUTES OF STATUTORY
COUNCIL HELD AT ARA**

FI

CHAIR

CHAIRLEACH:

M

LL:

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COMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF STATUTORY BUDGET MEETING OF GALWAY COUNTY COUNCIL HELD AT ARAS AN CHONTAE, PROSPECT HILL, GALWAY ON FRIDAY 9TH JANUARY, 2004

ILATHAIR

CATHAOIRLEACH: Mayor T. Rabbitt

BAILL: Dep. P. Mc Hugh, Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Cunningham, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, J.J. Mannion, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, P. O'Foighil, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn, S. Quinn, M. Regan, S. Walsh

OIFIGIHH: Mr. D. O'Donoghue, County Manager, T.Kavanagh, J. Cullen, J. Morgan, F. Gilmore, F. Dawson, P. Ridge, Director of Services, E. Lusby, Head of Finance, M.Mc Govern, Management Accountant, G. Mullarkey, Financial Accountant, L. Gavin, Senior Engineer, D. Barrett, C. Wallace, T. Murphy, A. Comer, T. Connell, Senior Executive Officers, P. O Neachtain, Oifigeach Gaeilge, J. Brann, Administrative Officer, F. Mitchell, Assistant Staff Officer.

Thosnaigh an cruinniu leis an Paidir

RESOLUTIONS OF SYMPATHY 2267

A Resolution of Sympathy was extended to the following:

Connell Family, Dunmore, Co Galway.
Mr. & Mrs Philip Cribbin, C.E.O., Co. Galway V.E.C., Hynes Buildings, Galway.
Ms. Mary Curry, Annagh West, Annaghdown, Corrandulla, Co. Galway
Mrs. Valerie Thorington, Fohenagh, Ahascragh, Ballinasloe, Co. Galway.

BUDGET 2004 2268

The County Manager referred to the draft Budget for the year 2004 which had been circulated to each member of the Council. He stated that the general report and the

Budget Meeting 09/01/2004

reports of the Directors of Services, give an overview of the work of the Council, under each programme group for the year 2003 and proposals for 2004.

He said that in the year just ended the Council had achieved solid progress across all services and the draft Budget for 2004 continues to build further on this progress. The Council have endeavoured to prepare a Budget, which reflects the progressive policies, outlined in the Corporate Plan and in the various service policy proposals adopted by the Council.

He said there has been a buoyant expansion of services over the past few years – water, drainage, housing, roads, libraries etc., all of which are now adding to the maintenance budget. Revenue expenditure has grown from €57 million in 1995 to €115million for 2004 and capital expenditure has grown from €28 million to €87 million over the same period. Between revenue and capital, the Council will be spending on average €3.9 million each week during 2004 or €0.8 million, each working day.

He said he would like to acknowledge the input, to the budget preparation process, of the Corporate Policy Group. As a result of this, the provisions in the draft, presented, at the meeting of 15/12/2003 have been agreed and are recommended to Council for adoption by the Corporate Policy Group. The funding gap between the finances required to provide a minimum and acceptable level of service delivery and the income available, continues to expand at a growing rate each year.

Decisions had to be taken on the allocation of resources and the relative demands on the services, particularly with a view to maintaining progress, both in the provision of infrastructure, and promotion of economic development, together with the continuation of assistance towards greater community effort and involvement in the improvement of social, cultural and an economic affairs of the County. He outlined the allocation from the Local Government Fund for 2004, which represents over 25% of the total Revenue Budget for 2004 and an increase of €3million on the 2003 allocation.

He stated that the proposed Rate for 2004 is €54.63 per Unit of Valuation for Galway County and that this represents an increase of 6% on the 2003 Rate. He pointed out that the Commercial base on which Rates were levied had increased by 48% over the past six years. This increase is a clear indicator of the economic development and progression in the County, and the continuing level of planning permissions, suggest an ongoing increase and widening of the valuation base over future years.

He outlined the details of the Polluter Pays Principle, on which Department of Environment, Heritage and Local Government circulars had previously been circulated, whereby the marginal cost related to non-domestic use, of water production and distribution, and waste water treatment, both in respect of Capital provision costs and ongoing maintenance, must be recovered, from the users of these services. The Council has already approved borrowing of amounts of €7million and €5million, to meet contractual payments, in respect of the non-domestic portion of construction contracts. Government policy dictates that cost recovery from users be calculated on the basis of actual use, and

Meeting 09/01/2004

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Continuation of Heating Syst
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Co-funding for Clár, Gaeltach
allocations

Local Contribution for continu

Additional €80,000 (to €210,0)

Conservation and Heritage Gra

Litter prevention operations inc

Burial grounds grant assistance
grant increase from €635 to €70

impact on costs, by individual users, and requires that all non-domestic connections be metered by 2006.

He then proceeded to outline the proposed expenditure programme for 2004. He said that the total grants received from the State, represented 72.4% of the total Revenue Budget. Details of revenue spending proposals for 2004, amounting in total to €115.456 million are contained in the various functional reports by the Directors of Services. The costs of 2004 pay awards, including the Benchmarking process, increments and National Pay Agreement "Sustaining Progress" payments amounting to €3.325 million in the expenditure proposals outlined, have a severe impact on the options available towards resource allocation, among the many competing demands. However, it had still been possible to include funds, towards continued service improvement, economic development and promotion of community involvement and quality of life in the County.

These include:

- Disabled Persons and Essential Repair Grants Programme.

With regard to this Grants Programme he outlined that continued discussions with the Department of the Environment, Heritage and Local Government, had resulted in approval, to use of internal receipts, from sales of houses, towards Council's local contribution to these grants. This will enable the schemes to be continued, without additional imposition on revenue resources.

- Continuation of Heating System improvements programme in Local Authority houses
- Increased provision for new public lights from €133,000 to €156,000
- 12% additional funding for Local Roads Maintenance
- Co-funding for Clár, Gaeltacht/Islands and Coastal Protection expected allocations
- Local Contribution for continued RAPID grants of €150,000
- Additional €80,000 (to €210,000) for Economic Activity Grants
- Conservation and Heritage Grants programmes
- Litter prevention operations increased by €30,000
- Burial grounds grant assistance programme increase – individual maintenance grant increase from €635 to €700

- €500,000 additional requirement for Fire Protection capacity
- Promotion of Swimming Pool facilities
- Increase to €500,000 in Library Book fund
- Arts Programme increased by €45,000
- Amenity Grants increased to €180,000 (additional €25,000)
- Parks and Open Spaces facilities – additional €15,000
- Programme of Town and Village Plans amounting to €543,000

He outlined that levies accrued as a result of the Development Charges collected would be utilised for the following Projects:

	€ml
• Water and Sewerage Improvements	1.0
• Urban and Village Regeneration Projects	1.0
• Local Contribution for Water and Sewerage Capital Funding	2.4
• Provision & development of Recreational Facilities and Open Spaces	3.0
Total	€7.4m

He indicated that it was the availability of the Development Levies that enabled the Council to carry out much needed improvements to Water and Sewerage Schemes. He then gave a brief summary of these works proposed to be carried out in 2004. He added that proposals in relation to the other three projects would be advanced through the SPC process early in 2004. He highlighted the importance of the levies for future development of the County and that this should be borne in mind by members when the Draft Development Contributions Scheme is being debated at Council.

With regard to Community Development, he outlined that €1million has been injected annually into Community Projects and that the progressive approach adopted, by both members and staff, of this Council, is to be complimented.

He sincerely thanked the Members of the Council for their support and assistance during the past year. In particular, he wished to record his appreciation and thanks to the Mayor Cllr. Tim Rabbitte and his predecessor Cllr. Pat O Sullivan, for their commitment and

to the special duties of their office and for their courtesy and co-operation to the Council and himself.

ment of the Corporate Policy Group in the Budget process, has clearly that the members of this Council are willing and committed to continuing the of the Better Local Government ideals.

and the Council's Directors of Services, and all the Council staff for their commitment and quality of work. He also thanked Mr. Lusby, Head of and his staff for their contribution to the compilation and production of the 2004

Manager informed the members that this would be the last Draft Budget would present to the Council as he was retiring from office with effect from 14. He said that Mr. Lusby would also be retiring in April 2004.

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relation to the provision of Libraries in areas such as Leenane, Letterfrack, and area, it was suggested that a partnership approach between Udaras Na hEchta and the Council would be beneficial to aid the provision of suitable buildings for Library services.

The funding of €60,000 made available for the provision of Central Heating was welcomed but it was felt that additional money should be made available for this. Further funding should be provided centrally from the Department of Environment, Heritage and Local Government.

The provision of a site for a holiday home for the disabled in Woodford was welcomed.

Public Art Programme being prepared for adoption in 2004 was commended. The success of the County's Heritage Awards Scheme was acknowledged.

Discrepancies regarding the Department of Environment, Heritage and Local Government start dates for various Capital Water and Sewerage Schemes as included in the 3 year Capital Programme were highlighted and amendments

dedication to the special duties of their office and for their courtesy and co-operation to the staff of the Council and himself.

The involvement of the Corporate Policy Group in the Budget process, has clearly indicated that the members of this Council are willing and committed to continuing the implementation of the Better Local Government ideals.

He thanked the Council's Directors of Services, and all the Council staff for their continued commitment and quality of work. He also thanked Mr. Lusby, Head of Finance and his staff for their contribution to the compilation and production of the 2004 Budget.

The County Manager informed the members that this would be the last Draft Budget which he would present to the Council as he was retiring from office with effect from April 2004. He said that Mr. Lusby would also be retiring in April 2004.

The Mayor thanked the Manger for his comprehensive report and invited Councilors to express their views on the Draft Budget.

The following views were expressed by the Members in relation to the proposed Budget.

- Concern was expressed in relation to the Blue Flag Beaches in Connemara that whilst the Council had retained its current number, no additional Blue Flag Beaches had been awarded in 2003.
- It was felt that the level of recognition for the Irish language in South Connemara needs to be improved and that the place names should be bi-lingual.
- It was felt that more work could be done to progress tourism in South Connemara areas.
- In relation to the provision of Libraries in areas such as Leenane, Letterfrack, and Carna, it was suggested that a partnership approach between Udaras Na Gaeltachta and the Council would be beneficial to aid the provision of suitable buildings for Library services.
- The funding of €60,000 made available for the provision of Central Heating was welcomed but it was felt that additional money should be made available for this. Proper funding should be provided centrally from the Department of Environment, Heritage and Local Government.
- The provision of a site for a holiday home for the disabled in Woodford was welcomed.
- Public Art Programme being prepared for adoption in 2004 was commended.
- Huge success of the County's Heritage Awards Scheme was acknowledged.
- Discrepancies regarding the Department of Environment, Heritage and Local Government start dates for various Capital Water and Sewerage Schemes as included in the 3 year Capital Programme were highlighted and amendments agreed.

Budget Meeting 09/01/2004

- While the increase in County Rates of 6% was acceptable, it was felt that it should be reduced by 1%.
- The 11.8% increase in the Local Government Fund was welcomed.
- The approval of the Department of Environment, Heritage and Local Government for the use of surplus internal receipts to finance the Councils matching funding requirements for its Disabled Persons Grants Programme was welcomed as it was a necessary requirement. It was felt however, that the procedure in place for the categorisation of applicants, according to priority, needed to be re-assessed.
- The increase in the level of Burial Ground Grants was welcomed.
- The appointment on a permanent basis of both Arts and Heritage Officer was commended.
- Concern was expressed that the level of Local Authority Housing starts for Galway County Council was not keeping in line with the expanding numbers on the Housing waiting list.
- The expenditure of €800,000 for the provision of accommodation for Asylum Seekers was questioned with regard to the specific number of Asylum Seekers being accommodated.
- Concern was expressed regarding the location of the new Landfill Site.
- The proposed Development Charges for Galway County will have a huge impact on the overall provision of housing in the county. Details of any submissions to be notified to the members.
- Scepticism was expressed in relation to the new Electronic Voting System.
- The issue of vandalism of Council Houses and the need for urgent action was raised.
- With regard to the Needs and Resources Model, clarification was sought in relation to the distribution of the Local Government Fund and how this compares to other Local Authorities.
- Concern was expressed at the high level of funding required for the maintenance of the existing County Road Network, and apparent lack of any new infrastructure i.e Western Rail Corridor. The problem of high volumes of traffic congestion was highlighted.
- The work of the Library Services division of the Council was commended, and it was hoped that in particular a new library would be provided in Ballinasloe, and progress would be made on the plans for a new Library in Mountbellew.
- It was suggested that the water charge for first Field Trough be reduced from €110 to €100.
- It is vital that adequate funding be provided for the Essential Repair Grants Scheme.
- It was hoped that the evaluation process to provide a swimming pool in Loughrea through a joint venture arrangement to Design, Build, Operate and Finance would be finalised early in 2004.
- The importance of re-development of the Loughrea Town Hall as an essential Community Facility was highlighted.
- The bi-lingual production of the Draft Budget 2004, was highly commended as was the appointment of a full time Oifigeach Gaelige in Galway County Council.

Meeting 09/01/2004

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budget.

- The Council must continue its efforts in developing co-operation with various Community Groups. Recognition was given in particular to the achievements accomplished to date in relation to the provision of Voluntary Housing, Waste Management Facilities and Initiatives undertaken on prioritisation of the Irish Language.
- Concern was expressed that the level of works carried out to prevent Coastal Erosion in County Galway is insufficient.
- The area of responsibility for public conveniences and the Road Network on the Islands requires review.
- The Council's Environmental Awareness Team was commended for their excellent work throughout 2003.
- Clarification needed on a start date for the Kilkerrin, Dunmore and Leanane Sewerage Schemes.
- The commencement of work on the Craughwell Water and Sewerage Schemes was welcomed.
- Information was sought regarding the status of application to Department of Environment, Heritage and Local Government for the Athenry Sewerage Scheme.
- It was highlighted that there was an urgent need for the provision of an improved level of Fire Service Equipment in Gort, Athenry, Loughrea and Portumna.
- The importance of environmental protection and sustainable development were highlighted. Concern was expressed over the Derrybrien incident and importance of having measures in place to ensure that the effects of future such incidents are minimised.
- Concerns were expressed regarding the status of Clifden Sewerage Scheme.
- The urgent need to source suitable office accommodation for the Regional Office in Loughrea was highlighted.
- Clarification was sought on the level of funding being provided for Land Acquisition and Affordable Housing.
- Concern was expressed with regard to the delay on Capital Roads Projects. Particular reference was made to the Claregalway By-Pass.

The Mayor and Members complimented Mr. Lusby and the County Manager on their dedicated service to the Council and wished them well in their retirement.

The County Manager thanked the members for their good wishes on his retirement and he acknowledged the excellent service being provided to the citizens of the County by their elected representatives.

Cllr. Cunningham proposed a 1% reduction in County Rates from 6% to 5%. He indicated that the subsequent shortfall of €117,760 be funded from possible savings in salary budgets, where positions might not be filled for the full year.

He also proposed that the funding for Central Heating in Local Authority Houses be increased from €60,000 to €120,000 if funding for same could be re-allocated within the housing budget.

Budget Meeting 09/01/2004

Cllrs. M. Gormally, M. Hoade

“Cumann Merriman”, Fitzpatrick’s Hotel, Bunratty, Co. Clare.
30th January – 1st February, 2004

Cllrs. M. Fahy, M. Loughnane

“Association of Municipal Authorities of Ireland – Spring Seminar 2004”, The
Holiday Inn, Letterkenny, Co. Donegal.
13th/14th February, 2004

Cllrs. M. Hoade, M. Loughnane, M. Mullins, Comh. C. Ni Fhatharta

“Carlow Tourism – 2nd National Tourism Conference”, Seven Oaks Hotel, Ati
Road, Carlow.
26th/27th February, 2004

Cllr. M. Mullins

“15th Colmcille Winter School”, Colmcille Heritage Centre, Gartan, Churchill
Letterkenny, Co. Donegal.
27th – 29th February, 2004

Cllr. M. Hoade

“The Dunhallow Conference”, Dunhallow Park Hotel, Killarney Road, Kantu
Co. Cork.
5th – 8th March, 2004

Cllr. M. Mullins

“Mayo County Council – Europeade Conference 2004”, Hotel Westport, West
Co. Mayo.
22nd – 23rd April, 2004

Cllr. M. Loughnane

“Forest Industries”, Dublin
28th April – 1st May, 2004

Cllr. M. Loughnane

CRIOCHNAIGH AN CRUINNIU ANSIN

Submitted, Approved + Signed

E. Rabbitt

23/2/04

Date
Page 10 of 10

09/12/2003

CHOMHAIRLE CHONTAE NA C

MONTHLY MEETING OF GAL
RAS AN CHONTAE, PROSPEC

MAIR: Mayor T Rabbitt

BUAIN:

Depts. P. Mc Hugh
Conneely, M. Connol
Feeney, S. Gavin, M
Hynes, J. Joyce, M.
McCleary, J. McDona
Comh. C. Ni Fhatha
O'Malley, P. O'Sulliv
Walsh, T. Walsh.

Messrs. D. O'Donogh
Mr. Ernie Lusby, Fin
Cullen, J. Morgan, F.
Directors Of Services
Comer, Senior Execut
Officer and Theres
Officer

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Monthly Meeting held on 17th No
signed by the Mayor on the proposal

the minutes Cllr. T McHugh said th
Notice of Motion No. 23. He ad
Hallow was in urgent need of
of his request. He proposed that this n
Tuum Area Committee Meeting.

Corporate Policy Group Meeting he
adopted by the Council on the pro
R. T. Mannion.

CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON FRIDAY 19TH
DECEMBER, 2003.

CATHAOIRLEACH: Mayor T Rabbitt

ILATHAIR FREISIN:

Baill: Deps. P. Mc Hugh Cllrs. S. Connaughton, J. Conneely, M. Connolly, J. Cuddy, M. Fahy, P. Feeney, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, P. O'Foighil, Cllrs. P. O'Malley, P. O'Sullivan, S. Quinn, M. Regan, S. Walsh, T. Walsh.

Oifigigh: Messrs. D. O'Donoghue, Co. Manager, Mr. Ernie Lusby, Finance Officer, T. Kavanagh, J. Cullen, J. Morgan, F. Gilmore, P. Ridge, F. Dawson, Directors Of Services; T. Murphy, D Barrett, A. Comer, Senior Executive Officer, M. Barnicle, Staff Officer and Theresa Donohue, Assistant Staff Officer

Thosnaigh an cruinniú leis an paidir.

MINUTES

2232

The minutes of the Monthly Meeting held on 17th November 2003 were approved by the Council and signed by the Mayor on the proposal of Cllr. McDonagh, seconded by Cllr Cuddy.

Arising from the minutes Cllr. T McHugh said that he was dissatisfied with the response given to Notice of Motion No. 23. He added that the road in question at Carrinurlaur, Milltown was in urgent need of repair and asked for further consideration of his request. He proposed that this matter should be included on the agenda of the next Tuam Area Committee Meeting, this was seconded by Cllr. Joyce and agreed.

REPORTS

2233

The report of the Corporate Policy Group Meeting held on 17th November, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Connolly, seconded by Cllr. T Mannion.

The report of the Roads and Transportation Strategic Policy Committee Meeting held on 13th October, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ní Fhatharta, seconded by Cllr. Cuddy.

The report of the Cultural and General Strategic Policy Committee Meeting held on 27th November, 2003 was considered. It was adopted by the Council on the proposal of Cllr. S Quinn, seconded by Cllr. T. Walsh.

The report of the Conamara Area Committee Meeting held on 14th November, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Conneely, seconded by Cllr. O' Malley.

The report of the Loughrea Area Committee Meeting held on 12th November, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Cunningham, seconded by Cllr. Fahy.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT 2000 ON THE DISPOSAL OF 1.25 ACRES AT DUNLO, BALLINASLOE TO PETER MELVILLE, DEERPARK INDUSTRIAL ESTATE, CO. GALWAY.

2234

Report dated the 8th December 2003 was circulated to each member.

On the proposal of Cllr. O'Sullivan, seconded by Cllr. Mullins the disposal of 1.25 acres to Peter Melville, Deerpark Industrial Estate, Oranmore was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT 2000 ON THE DISPOSAL OF 0.0875 ACRES AT CLIFDEN TO THE COURTS SERVICES, COURTHOUSES, GALWAY

2235

Report dated the 8th December 2003 was circulated to each Member.

On the proposal of Cllr. Conneely, seconded by Cllr. O'Malley the disposal of 0.0875 acres to the Courts Service was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT 2000 ON THE DISPOSAL OF 0.0348 ACRES AT SITE NO. 4 CLARINBRIDGE, CO. GALWAY TO ANNA & BILLY CURRAN, 48 SHANTALLA ROAD, GALWAY

2236

Report dated the 12th November 2003 was circulated to each Member.

On the proposal of Cllr. Connolly, seconded by the Mayor the disposal of 0.0348 acres to Anna and Billy Curran, 48 Shantalla, Galway was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING AND DEVELOPMENT ACT 2000 ON THE DISPOSAL OF 0.0294 HECTARES AT

NO. 6 ARD AOIBHINN, ATHENRY, CO. GALWAY TO MS. MARGARET LANE, PALMERSTOWN, ORANMORE.

2237

Report dated the 12th November 2003 was circulated to each Member.

On the proposal of Cllr. Fahy, seconded by Cllr. Cunningham the disposal of 0.0294 acres to Ms. Margaret Lane, Palmerstown, Oranmore, Co. Galway was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 - LOUGH DERG TOURISM DEVELOPMENT PROJECT - PROVISION OF AMENITY FACILITIES AT PORTUMNA QUAY

2238

Report dated the 12th December 2003 was circulated to each Member.

On the proposal of Cllr. Fahy, seconded by Cllr. McLearn it was agreed to approve the development and works at Portumna Quay in accordance with the plans and conditions as set out in the report.

AGREEMENT IN ACCORDANCE WITH SECTION 85 OF THE LOCAL GOVERNMENT ACT 2001 BETWEEN GALWAY COUNTY COUNCIL AND BALLINASLOE TOWN COUNCIL RE TRANSFER OF WATER (& SEWERAGE) FUNCTIONS

2239

Report dated the 12th December 2003 was circulated to each Member.

On the proposal of Cllr. Mullins, seconded by Cllr. O'Sullivan the agreement under section 85 of the Local Government Act, 2001 between Ballinasloe Town Council and Galway County Council as set out in the report was approved.

AUDITORS REPORT FOR 2 YEARS ENDED 31/12/01

2240

The Mayor and Members complimented the Management and staff of the Council on the contents of the Auditors report.

Mr. McHugh drew attention to the cash flow difficulties on the Capital Account as set out in the Statutory Audit Report for the two years ending 31 December 2001, amounting to €13m. He said this was due to the funding process of the Department of Capital Works.

He made reference to the unfunded balance under the Polluter Pays Principle on the Water Services projects and also said that he was unhappy with the current procedural procedure of deferring preliminary costs for projects until the contract is signed and said that earlier recoupment of monies would be better. In reply, Mr. O'Sullivan stated that extensive reference to the Polluters Pays Principle would be made in the Budget Report 2004 and he also said that the every effort was being made to have the Department recoup capital expenditure at the earliest possible opportunity.

AGREEMENT TO ARAS AN CHONTAE, NEW LIBRARY HEADQUARTERS

SITE NO. 6 ARD AOIBHINN, ATHENRY, CO. GALWAY TO MS. MARGARET LANE, PALMERSTOWN, ORANMORE.

2237

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EXTENSION TO ARAS AN CHONTAE, NEW LIBRARY HEADQUARTERS

AND ADDITIONAL CARPARKING – FUNDING ARRANGEMENTS

2241

Report dated the 16th December 2003 was circulated to each member.

Mr. Cullen, referred to the report circulated and updated the members on progress made since this matter was discussed at the Council Meeting held on 17th October 2003.

He told the members that the planning application was being formally lodged with Galway City Council on, 19th December 2003. He said it was now the appropriate time to consider funding arrangements for the development, the estimated costs being €28.5m including VAT. He said that the Library element would attract a grant of 75% from the Department and that the balance of the cost of the Library would be shared between Galway City Council and Galway County Council; the total amount required to be raised by the Council for the whole project would be €20.9m. He referred to the Councils' current rental situation and stated that rental charges of €450,000 per annum were being incurred for two properties in Liosbaun and one in Woodquay, and that these rents would continue to rise with ongoing rent reviews and with inflation.

He told the members that he was recommending that a loan of €20.9m be raised, repayable over a period of 20 years, and that this proposal was already endorsed by the Corporate Policy Group at a recent meeting. Cllr. Connolly stated that it was important that the Council move away from property rental and that every business needs to borrow in order to fund future expansion.

Cllr. McClearn said that he was unhappy to advance the project until the financial situation of the Council was revealed at the Budget meeting in January 2004. He said that he did not want the funding of this venture to affect the service provision for the customers of the Council. Cllr. Mullins expressed concern regarding the size of the loan and the ability of the Council to service the repayments in the future. Cllr. Joyce asked Mr. Cullen whether decentralisation of services was considered as much suitable land would be available outside the city limits. In reply, Mr. Cullen said that decentralisation of services was not a long term solution to the accommodation crisis and that recent public research had identified that the public sought a service in city and county locations.

The County Manager added that it was important to provide adequate accommodation for customers, members and staff and that the Council should look to the future and recognise the need for this future expansion. He said that decentralisation had already occurred at locations in the county and that this would continue to occur. He advised the members to approve the proposal and thereby take advantage of the competitive interest rates available.

Following discussion it was proposed by Cllr. Fahy, seconded by Cllr. Connolly to approve the raising of the loan as set out in the report. It was proposed by Cllr. McClearn, seconded by Cllr. T. Walsh to defer the item until after the Budget meeting.

A vote was taken on Cllr. McClearn's proposal which resulted as follows:

P. Feeney, S. Connaughton, Mullins, P. O'Fhoighil, T. W

Cllr: Mayor T. Rabbitt, Cllr. M. Conneely, M. Cunningham, Joyce, M. Loughnane, T. Ma O'Malley, P. O'Sullivan, S

declared the resolution defeated.

then taken on Cllr. Fahy's proposal wh

Mayor T. Rabbitt, Cllr. M. G Conneely, M. Cunningham, Joyce, M. Loughnane, T. Ma P.O'Malley, P.O'Sullivan, S

Cllr: P. Feeney, S. Connaughton, Mullins, P. O'Fhoighil, T. W

declared the resolution carried.

DEVELOPMENT PLAN – PROPOSALS AND MANAGERS REPORT.

Manager referred to a number of proposals to the Co. Development Plan. Cllr. Connolly stated that the Development Plan could be changed under Section 13 of the Planning & Development Act 2000. He stated that the Development Plan and that those changes would be considered at the next meeting.

proposed that proposal no. 1 be accepted.

6.1 That the application of the EDC in Class 4 and 5, as outlined in the Lands Use Zoning Scheme, and also on the restricted route

stated that the above proposal would require further discussion and explained at previous meeting

Department prepared Enurement Clause and stated that it is very important to community that the Enurement Clause is applied and the purpose it serves. The Enurement Clause provides for a grant planning permission to people who are engaged in proper planning and sustainable development. It will lead to more refusals of planning p

AGENDA ARRANGEMENTS

2241

related to each member.

updated the members on progress
Council Meeting held on 17th October

was being formally lodged with
He said it was now the appropriate
development, the estimated costs being
element would attract a grant of
of the cost of the Library would be
County Council; the total amount
project would be €20.9m.

and stated that rental charges of
properties in Liosbaun and one in
rise with ongoing rent reviews and

that a loan of €20.9m be raised.
proposal was already endorsed by

Council move away from property
order to fund future expansion.

the project until the financial
meeting in January 2004. He said
effect the service provision for the
concern regarding the size of the
payments in the future.

of services was considered as
ity limits. In reply, Mr. Cullen
term solution to the
had identified that the public

provide adequate accommodation
it should look to the future and
that decentralisation had already
d continue to occur. He advised
advantage of the competitive

seconded by Cllr. Connolly to
It was proposed by Cllr. Mc
until after the Budget meeting

resulted as follows:

AR SON: P. Feeney, S. Connaughton, J. Mc Clearn, T. Mc Hugh, M. Mullins, P. O'Fhoighil, T. Walsh. (7)

IN AGHAIDH: Mayor T. Rabbitt, Cllr. M. Gormally, M. Connolly, J. Conneely, M. Cunningham, M. Fahy, J. Cuddy, M. Hoade, J. Joyce, M. Loughnane, T. Mannion, C. Ni Fhatharta, P. O'Malley, P. O'Sullivan, S. Quinn, M. Regan S. Walsh. (17)

The Mayor declared the resolution defeated.

A vote was then taken on Cllr. Fahy's proposal which resulted as follows:

AR SON: Mayor T. Rabbitt, Cllr. M. Gormally, M. Connolly, J. Conneely, M. Cunningham, M. Fahy, J. Cuddy, M. Hoade, J. Joyce, M. Loughnane, T. Mannion, C. Ni Fhatharta, P.O'Malley, P.O'Sullivan, S. Quinn, M. Regan, S. Walsh (17)

IN AGHAIDH: P. Feeney, S. Connaughton, J. Mc Clearn, T. Mc Hugh, M. Mullins, P. O'Fhoighil, T. Walsh (7)

The Mayor declared the resolution carried.

COUNTY DEVELOPMENT PLAN – PROPOSALS FROM FIANNA FAIL COUNCILLORS AND MANAGERS REPORT. 2242

The County Manager referred to a number of proposals from the Fianna Fail party to make amendments to the Co. Development Plan. Cllr. McClearn stated that he wasn't aware that the Development Plan could be changed at this stage. Mr. Ridge stated that under Section 13 of the Planning & Development Act 2000, variations can be made to the Development Plan and that those changes must comply with sustainable development.

Cllr. Fahy proposed that proposal no. 1 be accepted. This was seconded by Cllr. Cunningham.

Proposal No. 1 That the application of the Enurement Clause should be limited to Class 4 and 5, as outlined in the Landscape Sensitivity Map, and to within 15km zone, and also on the restricted routes.

Mr. Ridge stated that the above proposal would require reasons for change and that it has been discussed and explained at previous meetings.

The Planning Department prepared Enurement Clause Guidelines in July 2003 and Mr. Ridge stated that it is very important to communicate to the Members why the Enurement Clause is applied and the purpose it serves and what the consequences are of removing that clause. The Enurement Clause provision has been used to enable the Council to grant planning permission to people who would not qualify under the principles of proper planning and sustainable development. If the Enurement Clause is removed, it will lead to more refusals of planning permissions.

Local people seeking sites will have to compete on the open market and removing the Enurement Clause would disadvantage local people. It will also affect Class 3 areas in the Gaeltacht as, there would be no facility to restrict development in Gaeltacht areas to locals or Irish speakers. For these reasons the Enurement Clause and the County Development Plan should remain intact.

Cllr. McClearn proposed that these proposals be deferred and that a Special Meeting be held in January to discuss them. This was seconded by Cllr. Mullins.

Comh. O'Foighill stated that he was very worried about these proposals and agreed with the idea of a special meeting as these changes will have major implications for the Gaeltacht areas. He added that great work was done by the Members to protect and safeguard the Irish language in accordance with the Planning & Development Act 2000 and major damage could be done if any changes are made.

Cllr. S. Walsh stated that most of the people who come to him with plans for submission don't have a problem with Enurement Clauses but have a problem with sight distance and location. He said that the great advantage of this Development Plan is that it recognises local people and family members that need a house.

The County Manager referred to the fact that the Plan had been adopted only 6 months ago following a number of Special Meetings. These proposals have a lot of implications, and a report from the County Manager is required before deciding whether or not a variation of the Plan is necessary.

He advised the Council to wait until Ministerial Guidelines on one-off houses is published. Cllr. Fahy proposed that proposal no. 1 be deferred and not withdrawn. This was seconded by Cllr. Cunningham and agreed subject to proposal no. 3 being implemented.

In relation to proposal no. 3 Mr. Ridge stated that he had no problem having the consultants back to review the landscape sensitivity maps. It would be more helpful if the Councillors would make submissions to the Planning Department over the next few weeks so that he would look at them and be in a position to deal with them comprehensively.

Cllr. Loughnane stated that when the Plan was drafted submissions were made to amend the landscape sensitivity maps and these proposals should now be reviewed.

Mr. Ridge said that the Planning Authority would have to meet with the consultants and report back with a timescale to the members at the January meeting.

Proposal No. 2 In cases where outline permission or full planning permission was granted under previous development plans, no enurement clause should be applied on permissions consequently granted.

Cllr. McHugh asked why the members wanted to amend the Co. Development Plan as, since it was made, permissions granted on foot of outline permissions had to be dealt with and a first time occupiers Enurement Clause applied which allowed the

owner or site owner to sell the s
Classes depreciated the site valu

Mr. Ridge clarified that anybody
Enurement Clause.

Mr. Connolly stated that there a
applied to permissions for chang

Mr. Ridge stated that many peop
Enurement Clauses. The report p
2003 stated that 2,095 outline per
vast majority are within the 1.
well place downward pressure on

Mr. Cunningham proposed that p
Mr. Fahy.

Mr. McClearn proposed that all 5
seconded by Cllr. Mc Hugh.

vote was then taken on Cllr. Mc
PERSON: P.Feeney, S
Mullins, P

AGHAIDH: M. Gormall
Fahy, J. Cud
O'Malley, P
Walsh. (14)

The Mayor declared the resolution
the Fine Gael members then left th

**Proposal No. 3 That Galw:
consultants to review the landscap
ask to the Council within a spec
ought back to discuss it.**

was proposed by Cllr. Loughnane
proposal No. 3 be accepted.

**Proposal No. 4 That the Cou
nictures as a matter of urgency v**

Mr. Connolly stated that there was a
holdings and the inclusion of some t
the burden on the owners.

was proposed by Cllr. Connolly sec
proposal No. 4 be accepted.

farmer or site owner to sell the site. Cllr. T Mannion added that these Enurement Clauses depreciated the site value.

Mr. Ridge clarified that anybody could avail of a permission with a first time occupier Enurement Clause.

Cllr. Connolly stated that there are a lot of situations where Enurement Clauses were applied to permissions for change of house designs and he felt that this was unfair.

Mr. Ridge stated that many people are satisfied to obtain planning permission with Enurement Clauses. The report previously circulated to the members on 10th October, 2003 stated that 2,095 outline permissions can be converted into full permissions, and the vast majority are within the 15km zone. The impact these changes will have, may well place downward pressure on the value of the site cost to purchasers.

Cllr. Cunningham proposed that proposal no. 2 be accepted. This was seconded by Cllr. Fahy.

Cllr. McClearn proposed that all 5 remaining proposals be deferred and this was seconded by Cllr. Mc Hugh.

A vote was then taken on Cllr. Mc Clearn's proposal which resulted as follows:
AR SON: P.Feeney, S. Connaughton, J. Mc Clearn T. Mc Hugh, M. Mullins, P O' Foighil, T. Walsh. (7)

IN AGHAIDH: M. Gormally, J. Conneely, M. Connolly, M. Cunningham, M. Fahy, J. Cuddy, J. Joyce, M. Loughnane, T. Mannion, P. O'Malley, P. O'Sullivan, S. Quinn, Mayor T. Rabbitt, S. Walsh. (14)

The Mayor declared the resolution defeated.
The Fine Gael members then left the meeting

Proposal No. 3 That Galway County Council appoint independent consultants to review the landscape sensitivity ratings and a report be brought back to the Council within a specific time limit and that the consultants be brought back to discuss it.

It was proposed by Cllr. Loughnane seconded by Cllr. Cunningham and agreed that proposal No. 3 be accepted.

Proposal No. 4 That the County Council review the list of protected structures as a matter of urgency with the view to making changes to the list.

Cllr. Connolly stated that there was a huge problem with granting permission to listed buildings and the inclusion of some buildings as protected structures was putting undue burden on the owners.

It was proposed by Cllr. Connolly seconded by Cllr. T. Mannion and agreed that proposal No. 4 be accepted.

Proposal No. 5 That Galway County Council Development Plan be amended to increase the number of projected residential units to accommodate demand in the various areas of the County.

Mr. Ridge stated that specific reasons had to be given for any variation to the Development Plan. The calculation of the projected unit numbers for centres had been precisely determined and increased marginally. The Development Plan will be reviewed after 2 years, and there is already zoned in the County to accommodate residential units for the next 20 years.

Cllr. Connolly stated that there should be an increase of projected units in centres like Dunmore, Mountbellew, Milltown, and Ballygar in order to offset off rural housing. He said that the Council should try to build up centres, and that small towns are important also.

It was proposed by Cllr Fahy and seconded by Cllr. Connolly and agreed that proposal no. 5 be accepted.

Proposal No. 6 The term "Local Area" to be identified as the neighbouring parish of applicant.

It was proposed by Cllr. Cunningham and seconded by Cllr. Fahy and agreed that proposal No. 6 be accepted.

SCHEDULE OF MEETINGS

It was proposed by Cllr. Loughnane seconded by Cllr. Fahy and agreed that the matter be dealt with by the Corporate Policy Group.

MAYOR'S BUSINESS

Landfill Site Selection

Cllr. Mullins referred to the recent presentation by M. C. O'Sullivan Consultant which recommended the New Inn area as the preferred location for a new landfill. He stated that the residents in the area affected by the decision were opposed to the proposal which would result in the location of two landfill sites within 3.5 km of each other. He said he was disappointed that the announcement occurred at an Environment SPC meeting as opposed to a full Council meeting.

Cllr. Joyce, Cllr. O'Sullivan and Cllr. T. Mannion also expressed disappointment at the prospect of another landfill in the Ballinasloe Electoral Area and felt that the area was being discriminated against unfairly. However, he said that the process would move forward in light of the fact that the current landfill in Ballinasloe was closing in December 2005.

The County Manager said that the consultants appointed were experts in the landfill development and had also been selected as Consulting Engineers by other regions in the country involved in the Waste Management Planning process. He said that MC O'Sullivan Consultants had carried out extensive research

Proposal No. 5 That Galway County Council Development Plan regarding the number of projected residential units be increased to accommodate the demand in the various areas of the County.

Mr. Ridge stated that specific reasons had to be given for any variations to the County Development Plan. The calculation of the projected unit numbers for the settlement centres had been precisely determined and increased marginally. The County Development Plan will be reviewed after 2 years, and there is already enough land zoned in the County to accommodate residential units for the next 20 years.

Cllr. Connolly stated that there should be an increase of projected units in settlement centres like Dunmore, Mountbellew, Milltown, and Ballygar in order to take pressure off one off rural housing. He said that the Council should try to build up settlement centres, and that small towns are important also.

It was proposed by Cllr Fahy and seconded by Cllr. Connolly and agreed that proposal no. 5 be accepted.

Proposal No. 6 The term "Local Area" to be identified as the parish, or neighbouring parish of applicant.

It was proposed by Cllr. Cunningham and seconded by Cllr. Fahy and agreed that proposal No. 6 be accepted.

SCHEDULE OF MEETINGS

2243

It was proposed by Cllr. Loughnane seconded by Cllr. Fahy and agreed that this matter be dealt with by the Corporate Policy Group.

MAYOR'S BUSINESS

2244

Landfill Site Selection

Cllr. Mullins referred to the recent presentation by M. C. O'Sullivan Consultants which recommended the New Inn area as the preferred location for a new landfill. He stated that the residents in the area affected by the decision were opposed to the proposal which would result in the location of two landfill sites within 3.5 miles of each other. He said he was disappointed that the announcement occurred at an Environment SPC meeting as opposed to a full Council meeting.

Cllr. Joyce, Cllr. O'Sullivan and Cllr. T. Mannion also expressed disappointment at the prospect of another landfill in the Ballinasloe Electoral Area and felt that the area was being discriminated against unfairly. However, he said that the process had to be moved forward in light of the fact that the current landfill in Ballinasloe would be closing in December 2005.

The County Manager said that the consultants appointed were experts in the area of landfill development and had also been selected as Consulting Engineers by 7 of the 8 regions in the country involved in the Waste Management Planning process.

He said that MC O'Sullivan Consultants had carried out extensive research and

investigation over a preferred site was now Management Plan had South Connacht service consideration process locations and were not especially as the landfill. He said that it was unfavourable type of development in the interest of the future.

N17 - Traffic Congestion

Cllr. Tom McHugh raised N17 road and proposed Committees be held to discuss Donagh and agreed.

MANAGER'S BUSINESS

Mr. Murphy informed the Mayor of the City of Galway January 2004.

CONFERENCES

On the proposal of Cllr. attendance of the following members, the cost of each

UCC Business Conference
15th January, 2004

Cllrs. J. Conneely, M. Curran

IPA The Mid-Term Evaluation
Court Hotel, Co. Offaly.
14th January, 2004

Cllrs. J. Conneely, M. Fahy
Thurtharta, Cllrs. P. O'Malley

Wicklow County Tourist Club
Newtownmountkenry
14th January, 2004

Cllrs. M. Cunningham, M. F.

investigation over a period of five years and had now reached a stage where the preferred site was now being recommended. He stated that the Connacht Waste Management Plan had proposed two site locations: one in North Connacht and one in South Connacht servicing Galway city and county. He said that the North Connacht site consideration process had commenced but that Mayo still had two active site locations and were not in the same crisis situation as Galway City and County especially as the landfill in Ballinasloe will be closing in December 2005. He said that it was unfortunate that only a small part of the county was suitable for this type of development but that it was essential that the process was not hindered in the interest of the future growth of the county.

N17 – Traffic Congestion

Cllr. Tom McHugh raised the issue of the ongoing traffic congestion problem on the N17 road and proposed that a joint meeting of the Oranmore and Tuam Electoral Area Committees be held to discuss the matter. This proposal was seconded by Cllr. Mc Donagh and agreed.

MANAGER'S BUSINESS

2245

Mr. Murphy informed the meeting that the Mayor of the County of Galway and the Mayor of the City of Galway had agreed to officially open Westside Library on 23rd January 2004.

CONFERENCES

2246

On the proposal of Cllr. Fahy, seconded by Cllr. Gormally, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:-

**“UCC Business Conference 2004”, Jurys Hotel, Cork.
15th January, 2004**

Cllrs. J. Conneely, M. Cunningham, M. Fahy, S. Walsh

**“IPA The Mid-Term Evaluation of the National Development Plan”, Tullamore Court Hotel, Co. Offaly.
20th January, 2004**

Cllrs. J. Conneely, M. Fahy, M. Gormally, M. Hoade, J. McDonagh, Comh. C. Ni Fhatharta, Cllrs. P. O'Malley, S. Quinn, M. Regan, S. Walsh.

**“Wicklow County Tourism Seminar”, Druids Glen Marriott Hotel & County Club, Newtownmountkennedy, Co. Wicklow.
22nd January, 2004**

Cllrs. M. Cunningham, M. Fahy

**“Arts & Culture – The Role of the Local Authorities”, Swords, Dublin.
31st January, 2004**

Cllr. M. Regan

**“Mid-West Regional Authority – 10th Annual Conference”, Abbey Court Hotel,
Nenagh, Co. Tipperary.
30th January, 2004**

Cllrs. J. Conneely, P. O’Malley, S. Walsh.

**“Association of Municipal Authorities of Ireland – Spring Seminar 2004”, The
Holiday Inn, Letterkenny, Co. Donegal.
13th/14th February, 2004**

Cllrs. J. Conneely, M. Cunningham, M. Fahy, M. Hoade, M. Loughnane, J.
McDonagh, Comh. C. Ni Fhatharta, Cllrs. P. O’Malley, S. Quinn, S. Walsh

**“15th Colmcille Winter School”, Colmcille Heritage Centre, Gartan, Churchill,
Letterkenny, Co. Donegal.
27th – 29th February, 2004**

Cllrs. J. Conneely, M. Cunningham, M. Fahy, M. Hoade, J. McDonagh, P. O’Malley,
M. Regan, S. Walsh

**“The Duhallow Conference”, Duhallow Park Hotel, Killarney Road, Kanturk,
Co. Cork.
5th – 8th March, 2004**

Cllrs. J. Conneely, M. Cunningham, M. Fahy, J. McDonagh, P. O’Malley, S. Quinn,
M. Regan, S. Walsh

**“L.A.M.A. – 21st Annual Conference”, West County Hotel Conference & Leisure
Centre, Ennis, Co. Clare.
15th/16th April, 2004**

Cllr. M. Hoade, Comh. C. Ni Fhatharta

NOTICE OF MOTIONS

NOTICE OF MOTION NO.15 – CLLR. S. CONNAUGHTON – ROADS

2247

The following reply was given: -

“Works will be carried out at this location if monies are made available.”

TEXT OF MOTION NO.16 – C
Following reply was given: -

The possibility of including a
considered after the 2004 allo

The possibility of including a
considered after the 2004 allo

Removal of bends on local roa
Involvement Scheme. An ap

Works on this roadway have b
Community Involvement Sche

TEXT OF MOTION NO.17 – CL

Following reply was given: -

is being acquired for the south o
back at this location in 2004. Th
estimated to cost €16,000 and if lan
is for 2004.”

TEXT OF MOTION NO.18 – CLI

Following reply was given: -

its street light will be erected the
time.”

TEXT OF MOTION NO.19 – CLLI

Following reply was given: -

not involved for works at this junct
started when the Roadworks Progr

TEXT OF MOTION NO.20 – CLLR

Following reply was given: -

estimate of the cost of the work will b
ted when the Roadworks Program

NOTICE OF MOTION NO.16 – CLLR. J. CUDDY – ROADS 2248

The following reply was given: -

- “1 The possibility of including a section of this road for restoration will be considered after the 2004 allocations are received.
2. The possibility of including a section of this road for restoration will be considered after the 2004 allocations are received.
3. Removal of bends on local roads would be appropriate for a Community Involvement Scheme. An application could be made for same.
4. Works on this roadway have been prioritised for inclusion in the 2004 Community Involvement Scheme Programme.”

NOTICE OF MOTION NO.17 – CLLR. M. CUNNINGHAM – ROADS

2249

The following reply was given: -

“Land is being acquired for the south of this junction and the roadside boundary will be set back at this location in 2004. The works required to the north of this junction are estimated to cost €16,000 and if land is available the works will be included in proposals for 2004.”

NOTICE OF MOTION NO.18 – CLLR. M. CUNNINGHAM - LIGHTS

2250

The following reply was given: -

“An extra street light will be erected there under the 2004 Public Lighting Programme.”

NOTICE OF MOTION NO.19 – CLLR. M. CUNNINGHAM - ROADS

2251

The following reply was given: -

“The cost involved for works at this junction is estimated at €20,000. The matter will be considered when the Roadworks Programme for 2004 is being prepared.”

NOTICE OF MOTION NO.20 – CLLR. M. FAHY - ROADS

2252

The following reply was given: -

“An estimate of the cost of the work will be prepared and if feasible the works will be considered when the Roadworks Programme is being prepared.”

NOTICE OF MOTION NO.21 – CLLR. M. FAHY - ROADS 2253
The following reply was given: -

“Land is being acquired for the south of this junction and the roadside boundary will be set back at this location in 2004. The works required to the north of this junction are estimated to cost €16,000 and if land is available the works will be included in proposals for 2004.”

NOTICE OF MOTION NO.22 – CLLR. M. FAHY – ROADS 2254
The following reply was given: -

“Agreement would have to be reached with Dúchas and Office of Public Works on any works to be carried out at this location. The funds available for annual maintenance of the Dunkellin Drainage would not complete the required works. An application will be made to Office of Public Works with a view to securing extra funding for the project.

NOTICE OF MOTION NO.23 – CLLR. J. MC DONAGH– SIGNS 2255
The following reply was given: -

“This matter will be investigated with a view to carrying out necessary remedial works.”

NOTICE OF MOTION NO.24 – CLLR. J. MC DONAGH – ROADS 2256
The following reply was given: -

“Repair works were carried out at this location recently.”

NOTICE OF MOTION NO.25 – CLLR. J. MC DONAGH - LAND 2257
The following reply was given: -

Lackagh, Turloughmore Settlements

Context: Both villages are in the 4th Tier of the GTPS Area i.e. Settlements with less than 500 population as indicated in table 2.2 of the County Development Plan.

The Settlement Strategy, which was adopted by the Council, was based on the principles of proper planning and sustainable development, while affording a wide choice of living environment to the people of the County.

The Strategy took into consideration the following principles:

- (1) Efficient use of energy, transport, and natural resources.

- ROADS 2253

- (2) Effective use of previously developed areas.
- (3) Best use of existing land and social and utility infrastructure.
- (4) A good quality of life for all sections of the community.
- (5) Protection and enhancement of the Natural Environment.

nd the roadside boundary will
ed to the north of this junction
e works will be included in

The projected growth of the 30 villages in this category was 880 houses over the plan period. Taking into account the requirement of maintaining village scale, function and ethos, and so as to allow a fair distribution of developments throughout the region and increase of 30 houses per settlement is envisaged, with the possibility – as per Policy 18 – of 30% to 50% extra growth being allowed in certain cases.

- ROADS 2254

Office of Public Works on
available for annual
plete the required works.
with a view to securing extra

Establishment of Boundaries:

The village boundaries have been drawn up on foot of Policy No. 14 of the County Development Plan.

The Key Points of consideration in determining the boundaries were:

AGH-SIGNS 2255

- (a) The amount of available land contained within the boundary
- (b) Any physical and natural boundaries such as major roads, rivers the sea or other impediment to development
- (c) Any designations such as SAC or NHA
- (d) Whether speed limits existed
- (e) The built environment as it exists
- (f) The availability and location of infrastructure
- (g) The built and natural heritage
- (h) Local resources and services
- (i) New development
- (j) Areas liable to flooding
- (k) Rail Services

out necessary remedial

AGH - ROADS 2256

AGH - LAND 2257

While there is no single or unique solution to determining the centre of the village or the boundary it is considered that in the case of both villages the pro-active development zone enables the villages to grow at a rate which will be in accordance with the requirements of the County Development Plan, and which will preserve their character and status, while consolidating existing services.

In the case of Turloughmore there has been a marginal growth in population in the Inter-Census period 1996 – 2002 while in Lackagh the population has grown threefold with a consequent growth in retail, office and medical services.

It is recommended that the settlement boundaries be accepted as being in compliance with the adopted Council Policies, and that the lands contained therein be allowed to develop at the scale indicated above.

When the interim reports on the functioning of the County Development Plan is due the ongoing monitoring of policies and objectives should indicate where changes are necessary. In the meantime the Settlement Framework should be given time to

nents

PS Area i.e. Settlements with
le 2.2 of the County

ed by the Council, was based
ustainable development,
ironment to the people of

llowing principles:

nd natural resources.

establish itself without the confusion, which will be inevitable if there are constant changes in policy.

NOTICE OF MOTION NO.26 – DEP. P. MC HUGH – HOUSING 2258

The following reply was given: -

“There are approximately 700 houses without central heating at present. The estimated cost of providing central heating in all the above comes to €5,600,000. As the Department of the Environment, Heritage and Local Government have advised that the provision of central heating is the responsibility of the Local Authority this can only be funded through maintenance funds on a priority basis and as resources permit.

The Council commenced a programme of replacement of ranges or provision of central heating in 2003, which resulted in central heating being provided in 29 houses and ranges being replaced in 21 houses.

NOTICE OF MOTION NO.27 – DEP. P. MC HUGH - ROADS 2259

The following reply was given: -

“Some reconstruction works will be carried out at this location in 2004.”

NOTICE OF MOTION NO.28 – DEP. P. MC HUGH – ROADS 2260

The following reply was given: -

“The Road Design Section will analyse the Gilmartin Road/Cloonhua Road junction in 2004 with a view to recommending appropriate traffic calming measures, and provision of speed limit signs and public lighting.”

NOTICE OF MOTION NO. 29 – COMH. C. NI FHATHARTA – ROADS 2261

The following reply was given: -

“Breathnófar ar an píosa den bhóthar seo atá i gceist. Níl sé ar an liosta d’oibreacha i 2004 ach déanfar oibreacha feabhsúcháin ann.”

NOTICE OF MOTION NO. 30 – COMH. C. NI FHATHARTA – ROADS 2262

The following reply was given: -

“Tá an fadhb anseo maidir le draenacha nach bhfuil glanta ar thalamh an úinéara é féin. Má glantar iad seo breathnófar ar an scéal arís.”

NOTICE OF MOTION NO.31 – COMH. C. NI FHATHARTA – ROADS 2263

The following reply was given: -

“Déanfar machnamh ar an gcás seo i 2004 i gcomhthéacs an meid airgid a mbeidh ar fáil agus riachtainísí eile sa chontae.”

NOTICE OF MOTION NO.32 – CLLR. K. QUINN – LIGHTS 2264

The following reply was given: -

“Consideration will be given to the provision of School Flashing Lights at this location in 2004, having regard to the level of funds available for such work and other needs throughout the county.”

NOTICE OF MOTION NO.33 – CLLR. K. QUINN – ROADS 2265

The following reply was given: -

“There are no plans for realignment of these roads in the foreseeable future. However, consideration could be given to improving sight distance at bends under Community Involvement in Roadworks Scheme if an application was received for same.

These roads are not included in the Council’s 5 year Non-National Roadworks Plan for re-surfacing. They will however be considered for re-surfacing in the context of the Roadworks Programme 2004 as funding permits.”

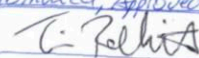
NOTICE OF MOTION NO.34 – CLLR. K QUINN – ROADS 2266

The following reply was given: -

“There are no plans for realignment of these roads in the foreseeable future. However, consideration could be given to improving sight distance at bends under Community Involvement in Roadworks Scheme if an application was received for same.

These roads are not included in the Council’s 5 year Non-National Roadworks Plan for re-surfacing. They will however be considered for re-surfacing in the context of the Roadworks Programme 2004 as funding permits.”

CHRIOCHNAIGH AN CRUINNIU ANSIN

Submitted, Approved & Signed


CHOMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON MONDAY 24TH
NOVEMBER, 2003.

CATHAOIRLEACH:

Mayor T. Rabbitt

I LATHAIR FREISIN:

Baill:

Dep. P. McHugh, Cllrs. S.
Connaughton, J. Conneely, M.
Connolly, J. Cuddy, M. Fahy, P.
Feeney, S. Gavin, M. Gormally, M.
Hoade, P. Hynes, J. Joyce, M.
Loughnane, J.J. Mannion, T.
Mannion, J. McDonagh, T. McHugh,
M. Mullins, Comh. C. Ni Fhatharta, P.
O'Foighil, Cllrs. P. O'Malley, P.
O'Sullivan, K. Quinn, S. Quinn, M.
Regan, S. Walsh, T. Walsh.

Oifigigh:

Mr. Dónal O'Donoghue, County
Manager, Messrs. T. Kavanagh, J.
Cullen, P. Ridge, J. Morgan, F.
Dawson, Directors Of Services; E.
Lusby, Head of Finance; T. Murphy, .
Barrett, C. Wallace, A. Comer, Senior
Executive Officers;
M. Lavelle, Senior Engineer,
G. Mullarkey, Financial Accountant,
E. Cannon, Senior Staff Officer,
G. Healy, Staff Officer.

Thosnaigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2187

A resolution of sympathy was extended to the following:

Mr. Gerry Broderick, Donnellan Drive, Loughrea, Co. Galway.
Mr. & Mrs. Paddy Joe Callanan & family, Caherglissane, Gort, Co. Galway.
Mr. Mattie Forde, Baranna, Annaghdown, Corrandulla, Co. Galway.
Mr. Michael Cloherty, Cloon, Claregalway, Co. Galway.
Mr. Kieran Kelleher, Barrack Street, Loughrea, Co. Galway.

Mrs. Maureen Fordham & family, Carrowgarriff, Kinvara, Co. Galway.
 Mr. & Mrs. Vincent Lynskey & family, Cregclare, Ardrahan, Co. Galway.
 Mr. & Mrs. Michael Lynskey & family, Cregclare, Ardrahan, Co. Galway.

Cllr. Hoade referred to the death of Ms. Bridget Gilmore mother of Mr. Frank Gilmore, Director of Services Housing Unit. She expressed her deepest sympathy to the Gilmore family. The Mayor, Members present and the County Manger, on behalf of the staff of the Council, also expressed their sympathy to the Gilmore family.

MINUTES

2188

The Minutes of the Monthly Meeting held on 17th October 2003 were approved by the Council and signed by the Mayor on the proposal of Cllr. Mullins, seconded by Cllr. Mc Donagh.

The Minutes of the Special Meeting held on 28th October 2003 were approved by the Council and signed by the Mayor on the proposal of Cllr. T Mc Hugh, seconded by Comh. Ni Fhatharta.

REPORTS

2189

The Report of the Housing Services Strategic Policy Committee Meeting held on 16th October, 2003 was considered. It was adopted by the Council on the proposal of Cllr. T. Mc Hugh, seconded by Comh. Ni Fhatharta.

The Report of the Planning & Economic Development Strategic Policy Committee Meeting held on 13th October, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta, seconded by Cllr. K. Quinn.

The Report of the Planning & Economic Development Strategic Policy Committee Meeting held on 22nd October, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta, seconded by Cllr. T. Mc Hugh

The Report of the Loughrea Area Committee Meeting held on 1st October, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Regan, seconded by Cllr. Fahy.

The Report of the Oranmore Area Committee Meeting held on 30th October, 2003 was considered. It was adopted by the Council on the proposal of Cllr. Mc Donagh, seconded by Cllr. Cuddy.

The Report of Local Rural Water Monitoring Committee Meeting held on 12th May, 2003 was considered. It was adopted by the Council on the proposal of Cllr. O' Foighil, seconded by Cllr. K. Quinn.

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mother of Mr. Frank
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2188

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T Mc Hugh, seconded by

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Quinn.

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adopted by the Council
Mc Hugh

1st October, 2003 was
Cllr. Regan, seconded

30th October, 2003 was
Cllr. Mc Donagh,

ng held on 12th May,
posal of Cllr. O'

The Report of Local Rural Water Monitoring Committee Meeting held on 24th June, 2003 was considered. It was adopted by the Council on the proposal of Cllr. O' Foighil, seconded by Cllr. Regan.

The Report of Local Rural Water Monitoring Committee Meeting held on 12th August, 2003 was considered. It was adopted by the Council on the proposal of Cllr. O' Foighil, seconded by Cllr. Regan.

The Report of Conamara Area Committee Meeting held on 12th September, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta, seconded by Cllr. Conneely.

The Report of Conamara Area Committee Meeting held on 6th October, 2003 was considered. It was adopted by the Council on the proposal of Comh. Ni Fhatharta, seconded by Cllr. O'Foighil.

DECLARATION OF ROADS TO BE PUBLIC ROADS - SECTION 11 OF ROADS ACT, 1993

2190

Report dated 29th October, 2003 was circulated to each Member.

On the proposal of Cllr. Regan, seconded by Cllr. Mullins, the Council approved the declaration of the following road to be a public road, the statutory procedures having been complied with:

Road commencing at junction with County Road L8758/8759 in the townland of Muingbaun and extending north for a distance of 160m in the townland of Muingbaun - Loughrea.

On the proposal of Cllr. Regan, seconded by Cllr. Mullins the Council approved the declaration of the following road to be a public road, the statutory procedures having been complied with:-

Road running from south west end of L42064 in a south west direction for a distance of 84m in the townland of Tomany Beg - Loughrea.

On the proposal of Cllr. Regan, seconded by Cllr. T. Walsh the Council approved the declaration of the following road to be a public road, the statutory procedures having been complied with:-

Road commencing at junction with Local Road 3203 in the townland of Carrowmore and extending west for a distance of 60m in the townland of Carrowmore - Loughrea.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING & DEVELOPMENT ACT, 2000 ON THE DISPOSAL OF 0.75 ACRES TO MR. JOHN MANNION, OORID, DERRYBEG, MAAM CROSS, CO. GALWAY

2191

Report dated 16th October, 2003 was circulated to each Member.

On the proposal of Cllr. S. Walsh, seconded by Cllr. Conneely, the disposal of 0.75 acres to Mr. John Mannion, Oorid, Derrybeg, Maam Cross, Co. Galway was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING & DEVELOPMENT ACT, 2000 ON THE DISPOSAL OF 0.187 HECTARES TO MR. JOSEPH EGAN, LISQUILL, BALLYGAR, CO. GALWAY

2192

Report dated 16th October, 2003 was circulated to each Member.

On the proposal of Cllr. K. Quinn, seconded by Cllr. Connaughton, the disposal of 0.187 hectares to Mr. Joseph Egan, Lisquill, Ballygar, Co. Galway was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING & DEVELOPMENT ACT, 2000 ON THE DISPOSAL OF 0.011 HECTARES TO CONNEMARA SHELTERED HOUSING ASSOCIATION, CHURCH HILL, CLIFDEN, CO. GALWAY

2193

Report dated 6th October, 2003 was circulated to each Member.

On the proposal of Cllr. Conneely, seconded by Cllr. S. Walsh the disposal of 0.011 hectares to Connemara Sheltered Housing Association, Church Hill, Clifden, Co. Galway was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING & DEVELOPMENT ACT, 2000 ON THE DISPOSAL OF 0.751 ACRES TO THE COUNTY GALWAY ASSOCIATION FOR THE MENTALLY HANDICAPPED, ST. BRIGIDS TERRACE, PORTUMNA, CO. GALWAY

2194

Report dated 6th October, 2003 was circulated to each Member.

On the proposal of Cllr. K. Quinn, seconded by Cllr. Regan the disposal of 0.751 acres to The County Galway Association for the Mentally Handicapped, St. Brigid's Terrace, Portumna, Co. Galway was approved.

TO CONSIDER REPORT UNDER SECTION 211 OF THE PLANNING & DEVELOPMENT ACT, 2000 ON THE DISPOSAL OF 0.1648 HECTARES TO CONNEMARA SHELTERED HOUSING ASSOCIATION, HOSPITAL ROAD, CLIFDEN, CO. GALWAY

2195

Report dated 6th October, 2003 was circulated to each Member.

On the proposal of Cllr. Ci hectares to Connemara Sh Galway was approved.

TO CONSIDER REPOR DEVELOPMENT REGU UPGRAING OF EXIST

Report dated 13th Novembe

On the proposal of Cllr. Re waste water treatment plant Development Regulations. :

FILLING OF CASUAL V

Report dated 10th October 20

Cllr. Mullins proposed that t Council consequent on the re Feeney of Ballydavid. Athen agreed. Cllr. Mullins said th Atheny area and he was sur welcomed Mr. Feeney's wife every success in his role as C

Cllr. McDonagh stated that M Atheny area for a long numb on the Council.

The Mayor and other member hoped he would have a rewar seat. He thanked his proposer working with the members, st had long been his ambition to be had a long-term interest in make not only in the affairs of Loughrea Electoral Area.

The County Manager on his ov Feeney as a member of the Co

FILLING OF CASUAL VAC & DEVELOPMENT SPC

On the proposal of Cllr. Conneely, seconded by Cllr. S. Walsh the disposal of 0.1648 hectares to Connemara Sheltered Housing Association, Hospital Road, Clifden, Co. Galway was approved.

TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING & DEVELOPMENT REGULATIONS, 2001 – GORT SEWERAGE SCHEME – UPGRADING OF EXISTING WASTE WATER TREATMENT PLANT

2196

Report dated 13th November, 2003 was circulated to each Member.

On the proposal of Cllr. Regan, seconded by Cllr. Fahy the upgrading of existing waste water treatment plant, Gort Sewerage Scheme, under Part 8 of the Planning & Development Regulations, 2001 was approved.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE COUNCIL

2197

Report dated 10th October 2003 was circulated to each Member.

Cllr. Mullins proposed that the Casual Vacancy in the Membership of Galway County Council consequent on the resignation of Sen. Ulick Burke be filled by Mr. Peter Feeney of Ballydavid, Athenry, and this was seconded by Cllr. McDonagh and agreed. Cllr. Mullins said that Mr. Feeney was an outstanding community man in the Athenry area and he was sure he would make an excellent County Councillor. He welcomed Mr. Feeney's wife, mother and sisters to the Meeting and wished him every success in his role as County Councillor.

Cllr. McDonagh stated that Mr. Feeney was at the heart of every good cause in the Athenry area for a long number of years and he looked forward to working with him on the Council.

The Mayor and other members welcomed Mr. Feeney as a member of the Council and hoped he would have a rewarding time in the Council. Cllr. Feeney then took his seat. He thanked his proposer and seconder and said he was looking forward to working with the members, staff and management of Council. He also stated that it had long been his ambition to become a Member of Galway County Council and that he had a long-term interest in community affairs and felt that he had a contribution to make not only in the affairs of the Athenry area, but also to the affairs of the Loughrea Electoral Area.

The County Manager on his own behalf and on behalf of the staff welcomed Cllr. Feeney as a member of the Council.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE PLANNING & DEVELOPMENT SPC

2198

Report dated 10th October 2003 was circulated to each Member.

Cllr. Mullins proposed that the Casual Vacancy in the Membership of the Planning & Development Strategic Policy Committee, be filled by Cllr. Feeney and this was seconded by Cllr. McDonagh and agreed.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE WESTERN HEALTH BOARD **2199**

Report dated 10th October 2003 was circulated to each Member.

Cllr. McHugh proposed that the Casual Vacancy in the Membership of the Western Health Board be filled by Cllr. T. Walsh, and this was seconded by Cllr. McDonagh and agreed.

FILLING OF CASUAL VACANCY IN MEMBERSHIP OF THE COUNTY GALWAY VOCATIONAL EDUCATION COMMITTEE **2200**

Report dated 17th November, 2003 was circulated to each Member.

Cllr. Joyce proposed that the Casual Vacancy in the Membership of the County Galway Vocational Education Committee consequent upon the resignation of Dep. Mc Hugh from that committee be filled by Cllr. T. Mannion, and this was seconded by Cllr. O'Malley and agreed

TO APPROVE OVERDRAFT ACCOMMODATION FOR 6 MONTHS 01/01/04 - 30/06/04 **2201**

Report dated 14th October, 2003 was circulated to each Member.

On the proposal of Cllr. Fahy, seconded by Cllr. Loughnane, the members approved overdraft accommodation of €20m for the six months period from 1st January, 2004 to 30th June, 2004, subject to the sanction of the Minister for the Environment and Local Government.

TO APPROVE RAISING OF LOAN OF €10M FROM THE HOUSING FINANCE AGENCY **2202**

Report dated 17th November, 2003 was circulated to each Member.

On the proposal of Cllr. Fahy, seconded by Cllr. Regan, the raising of a loan of €10m from the Housing Finance Agency was approved.

TO APPROVE RAISING OF LOAN OF €5M TO FUND NON-DOMESTIC ELEMENTS OF WATER AND SEWERAGE SCHEMES UNDER THE POLLUTER PAYS PRINCIPLE **2203**

Member.

Membership of the Planning & Cllr. Feeney and this was

MEMBERSHIP OF THE WESTERN
2199

Member.

Membership of the Western seconded by Cllr. McDonagh

MEMBERSHIP OF THE COUNTY
MANAGER 2200

Member.

Membership of the County on the resignation of Dep. Cllr. and this was seconded

MEMBERSHIP FOR 6 MONTHS 01/01/04
2201

Member.

Remain, the members approved the period from 1st January, 2004 to 31st December for the Environment and

MEMBERSHIP OF THE HOUSING
2202

Member.

the raising of a loan of €10m

MEMBERSHIP OF NON-DOMESTIC
POLLUTER PAYS SCHEMES UNDER THE
2203

Report dated 18th November, 2003 was circulated to each Member.

On the proposal of Cllr. Fahy, seconded by Cllr. Connolly, the raising of a loan of €5m to fund Non-Domestic elements of Water and Sewerage Schemes under the Polluter Pays Principle was approved.

TO CONSIDER ANNUAL FINANCIAL STATEMENT 2002 2204

Report dated 17th November, 2003 was circulated to each Member.

On the proposal of Cllr. Connolly, seconded by Cllr. Fahy, the Annual Financial Statement 2002 was approved.

The members congratulated Mr. Lusby and his staff on producing the Annual Financial Statement.

TO FIX DATE FOR BUDGET MEETING. 2205

The County Manager said that the Local Government Fund Allocation was not yet available and that the CPG had recommended deferring the Budget meeting to the 9th January 2004. It was proposed by Cllr. Fahy, seconded by Cllr. Loughnane and agreed that the Budget meeting be held on the 9th January 2004.

TO ADOPT GALWAY TRANSPORTATION AND PLANNING STUDY 2206

Report dated 20th November, 2003 was circulated to each Member.

Mr. Morgan stated that two submissions had been received in respect of the Galway Transportation and Planning Study and that both were more appropriate for consideration with the County Development Plan.

The County Manager said that the GTPS has been considered by the Planning and Development and the Roads and Transportation Strategic Policy Committees of both the County and City Councils individually and jointly and by the Councils of both authorities. He said that the Study demonstrates a rational and convincing case for NDP funding, enhances the competitiveness of the region in the matter of securing future economic growth and will have a positive impact on the environmental and cultural heritage and the quality of life of people in the region.

The County Manager said that by adopting the GTPS the Council will have a strong lever to access funding for the region.

Referring to the last occasion in which the GTPS was considered by the council the County Manager said that it has been agreed that an economic study of the remainder of the County outside of the GTPS area should be undertaken. He said that this study, entitled the Galway County Electoral Area Action Programme is currently in train and that the study is due for completion by the 31st March 2004. In reply to Cllr.

Joyce the County Manager said that a progress report on the study would be available at the January meeting of the Council. Following discussion it was proposed by Cllr. Fahy, seconded by Cllr. Connolly, and agreed that the Galway Transportation and Planning Study be adopted.

EUROPEAN OF THE YEAR 2003.

2207

Cllr. Joyce proposed that Ms. Mary Davis be nominated for the European of the Year Awards for 2003. He stated that Ms. Davis was in charge of the organisation of the Special Olympics which were held in Ireland in 2003 and for the first time outside of the United States. He stated that she would represent all of the people involved in organising the very successful event which brought honour to the Country. This proposal was seconded by Cllr. Mullins and agreed.

MANAGERS BUSINESS.

2208

Appointments.

The Manager stated that on the recommendation of the Local Appointments Commission Ms. Vivian Raine had been appointed as County Law Agent with effect from 13th November, 2003.

He also stated that an tUas Páid O'Neachtain had been appointed as Oifigeach Gaeilge with effect from 13th October, 2003.

Westside Library

The County Manager said that the Council had been informed that the Minister of Environment, Heritage and Local Government would not be available to officially open Westside Library and that the CPG had recommended that it be done jointly by the Mayor of the County and the Mayor of the City. It was proposed by Cllr. Fahy seconded by Cllr. Regan and agreed that Westside Library be officially opened jointly by the Mayor of the County of Galway and the Mayor of the City of Galway. It was also agreed that the Mayor would officially open the refurbished Cashla Bridge Connemara.

MAYOR BUSINESS

2209

The Mayor congratulated Cllr. Loughnane on becoming the Chairperson of the Border, Midlands & Western Regional Assembly.

CONFERENCES

2210

On the proposal of C attendance of the fi hereunder, the cost of

"Robert Emmet Tho Enniscorthy, Co. We 18th October, 2003

Cllrs. M. Mullins, T. V

"Local Government A Hotel, Athlone, Co. W 16th/27th November, 20

Comh. C. Ni Fhatharta,

"A National Tourism t 17th - 29th November, :

Cllr. M. Regan

"GCCC - New Council Co. Offaly. 12th December 2003

Cllrs. M. Gormally, M. M

"IPA The Mid-Term Ex Court Hotel, Tullamore 20th January 2004

Cllrs. M. Loughnane, J. N

"International Zero Wat 30th/31st October, 2003

Cllr. K. Quinn

"Closing the Gap: Gettin Lough Allen Spa and Ho 20th October, 2003

Cllr. K. Quinn

NOTICE OF MOTIONS

NOTICE OF MOTION N The following reply was giv

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MAYOR BUSINESS

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CONFERENCES

2210

On the proposal of Cllr. Fahy, seconded by Cllr. J.J. Mannion, it was agreed that the attendance of the following members be approved at the Conferences set out hereunder, the cost of each Conference having been circulated to each Member:-

**“Robert Emmet Thomas Russell Bi-Centennial Seminar”, Riverside Park Hotel, Enniscorthy, Co. Wexford.
18th October, 2003**

Cllrs. M. Mullins, T. Walsh

**“Local Government Anti-Poverty Learning Network Meeting”, Hudson Bay Hotel, Athlone, Co. Westmeath
26th/27th November, 2003**

Comh. C. Ni Fhatharta, Cllr. T. Walsh

**“A National Tourism Conference”, Falls Hotel, Ennistymon, Co. Clare
27th – 29th November, 2003**

Cllr. M. Regan

**“GCCC – New Councillors Training Day”, Tullamore Court Hotel, Tullamore, Co. Offaly.
12th December 2003**

Cllrs. M. Gormally, M. Mullins, T. Walsh

**“IPA The Mid-Term Evaluation of the National Development Plan”, Tullamore Court Hotel, Tullamore, Co. Offaly
20th January 2004**

Cllrs. M. Loughnane, J. McDonagh

**“International Zero Waste Conference”, Silverspings Moran Hotel, Tivoli, Cork
30th/31st October, 2003**

Cllr. K. Quinn

**“Closing the Gap: Getting more Women into Politics and Local Government”, Lough Allen Spa and Hotel, Drumshanbo, Co. Leitrim
20th October, 2003**

Cllr. K. Quinn

NOTICE OF MOTIONS

**NOTICE OF MOTION NO.23 – CLLR. S. CONNAUGHTON – ROADS
The following reply was given: - 2211**

"The road leading into Carrinurlaur to the bridge is in charge of Galway County Council. Beyond the bridge there are no dwellings or service, just a bog. Over the years the Council may have maintained part of this road, but this was an incorrect practice which the Council has now ceased."

NOTICE OF MOTION NO.24 – CLLR. S. CONNAUGHTON – ROADS

The following reply was given: - 2212

"The Council will be completing the Compulsory Purchase Order for the land in question in early 2004."

NOTICE OF MOTION NO.25 – CLLR. M. CUNNINGHAM - WATER

The following reply was given: - 2213

The Council would not recommend the installation of a booster pump at the moment as consultants are currently assessing the construction of advance pipeworks in Gort in connection with the Regional scheme. Once the advance scheme is constructed and in operation it will be possible to assess the need for a booster pump".

NOTICE OF MOTION NO.26 – CLLR. M. FAHY - SIGNS

The following reply was given: - 2214

"Galway County Council will erect a stop sign and install white markings at Ballinabuckey junction leading on to the Killeeneen-Craughwell, Kilcolgan road in the near future".

NOTICE OF MOTION NO.27 – CLLR. M. FAHY - LANDSLIDES

The following reply was given: - 2215

"A report on the matter was presented to the members of the Loughrea Area Committee on 12th November, 2003. A further update of the situation will be given to the next area meeting".

NOTICE OF MOTION NO.28 – CLLR. M. FAHY - ROADS

The following reply was given: - 2216

"Galway County Council will re-align and put white marking on the N18 road at junction of road leading to Ballylee at Lissatunna, Ardrahan, in the near future"

NOTICE OF MOTION NO.29 – CLLR. J. MCDONAGH - SIGNS

The following reply was given: - 2217

"Signage will be ordered for this location in the near future."

NOTICE OF MOTION NO.30 – CLLR. J. MCDONAGH – WATER SUPPLY

The following reply was given: - 2218

The matter of an extension to the Grange Group Water Scheme is one for the Organising Committee to agree. The Council has already confirmed to the public that the relevant levels of financial assistance will be made available".

NOTICE OF MOTION NO.31 – CLLR. J. MCDONAGH– SIGNS

The following reply was given: - 2219

"Signage will be ordered for this location in the near future"

NOTICE OF MOTION NO.32 – DEP. P. MCHUGH – ROADS

The following reply was given: - 2220

"This project will be considered in future proposals."

NOTICE OF MOTION NO.33 – DEP. P. MCHUGH - ROADS

The following reply was given: - 2221

"This matter is being investigated. The Council has received correspondence from the Carney's solicitor and the Council's solicitor will respond appropriately having regard to the outcome of these investigations."

NOTICE OF MOTION NO.34 – DEP. P. MCHUGH – LAND

The following reply was given: - 2222

"A land registry search was carried out to determine the ownership of the land but the search revealed that the land is unregistered. Further investigations are being carried out in an effort to determine ownership."

NOTICE OF MOTION NO.35 – COMH. C. NI FHATHARTA - WATER

The following reply was given: - 2223

"Ta na Comhairleoiri ag deanamh athbreithniú ar Sceim Uisce Reigiúnach Chasla faoi láthair agus ta deireadh Mi Feabhra 2004 leagtha síos chun an obair seo a chríochnú agus tuairisc nua, suas chun data, a bheith ar fáil"

NOTICE OF MOTION NO.36 – COMH. C. NI FHATHARTA – ROADS

The following reply was given: - 2224

"Tá plean ann faoi láthair an bóthar seo a chuir ar athlíne. Ní bhféadfaí cosán a chuir ar fáil anseo go dtí go ndéanfar é seo."

NOTICE OF MOTION NO. 37 – COMH. C. NI FHATHARTA – FOOTPATH

The following reply was given: - 2225

"The road leading into Carrinurlaur to the bridge is in charge of Galway County Council. Beyond the bridge there are no dwellings or service, just a bog. Over the years the Council may have maintained part of this road, but this was an incorrect practice which the Council has now ceased."

NOTICE OF MOTION NO.24 – CLLR. S. CONNAUGHTON – ROADS
The following reply was given: - 2212

"The Council will be completing the Compulsory Purchase Order for the land in question in early 2004."

NOTICE OF MOTION NO.25 – CLLR. M. CUNNINGHAM - WATER
The following reply was given: - 2213

The Council would not recommend the installation of a booster pump at the moment as consultants are currently assessing the construction of advance pipeworks in Gort in connection with the Regional scheme. Once the advance scheme is constructed and in operation it will be possible to assess the need for a booster pump".

NOTICE OF MOTION NO.26 – CLLR. M. FAHY - SIGNS
The following reply was given: - 2214

"Galway County Council will erect a stop sign and install white markings at Ballinabuckey junction leading on to the Killeeneen-Craughwell, Kilcolgan road in the near future".

NOTICE OF MOTION NO.27 – CLLR. M. FAHY - LANDSLIDES
The following reply was given: - 2215

"A report on the matter was presented to the members of the Loughrea Area Committee on 12th November, 2003. A further update of the situation will be given to the next area meeting".

NOTICE OF MOTION NO.28 – CLLR. M. FAHY - ROADS
The following reply was given: - 2216

"Galway County Council will re-align and put white marking on the N18 road at junction of road leading to Ballylee at Lissatunna, Ardrahan, in the near future"

NOTICE OF MOTION NO.29 – CLLR. J. MCDONAGH - SIGNS
The following reply was given: - 2217

"Signage will be ordered for this location in the near future."

NOTICE OF MOTION NO.30 – CLLR. J. MCDONAGH – WATER SUPPLY
The following reply was given: - 2218

"The matter of an extension to the Grange Group Water Scheme is one for the Trustees/Organising Committee to agree. The Council has already confirmed to the scheme that the relevant levels of financial assistance will be made available".

NOTICE OF MOTION NO.31 – CLLR. J. MCDONAGH– SIGNS
The following reply was given: - 2219

"Signage will be ordered for this location in the near future"

NOTICE OF MOTION NO.32 – DEP. P. MCHUGH – ROADS
The following reply was given: - 2220

"This project will be considered in future proposals."

NOTICE OF MOTION NO.33 – DEP. P. MCHUGH - ROADS
The following reply was given: - 2221

"This matter is being investigated. The Council has received correspondence from Mr. Carney's solicitor and the Council's solicitor will respond appropriately having regard to the outcome of these investigations."

NOTICE OF MOTION NO.34 – DEP. P. MCHUGH – LAND
The following reply was given: - 2222

"A land registry search was carried out to determine the ownership of the land but the search revealed that the land is unregistered. Further investigations are being carried out in an effort to determine ownership."

NOTICE OF MOTION NO.35 – COMH. C. NI FHATHARTA - WATER
The following reply was given: - 2223

"Ta na Comhairleoiri ag deanamh athbreithniú ar Sceim Uisce Reigiúnach Chasla faoi Lathair agus ta deireadh Mi Feabhra 2004 leagtha síos chun an obair seo a chríochnú agus tuairisc nua, suas chun data, a bheith ar fáil"

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NOTICE OF MOTION NO. 38 – CLLR. P. O’SULLIVAN – TRAFFIC HAZARDS

The following reply was given: -

2226

"The sight distances at this junction are satisfactory, exceeding 120 metres in both directions. Removal of the field boundary and replacement with a fence would have no beneficial effect. The road verges at the junctions have been cut back recently as part of routine maintenance."

NOTICE OF MOTION NO.39 – CLLR. P. O’SULLIVAN – ROADS

The following reply was given: -

2227

"This road was reconstructed approximately eight years ago and is in a good state of repair. Routine maintenance has been carried out at this location recently and will be continued as necessary."

NOTICE OF MOTION NO.40 – CLLR. P. O’SULLIVAN – ROADS

The following reply was given: -

2228

"The section of road is 2.1 km in length, 800 metres of which is in need of reconstruction. This road will be considered for reconstruction in future five year road plans.

NOTICE OF MOTION NO.41 – CLLR. T. RABBITTE – AMENITY FACILITIES

The following reply was given: -

2229

"The amount of €1,206,319.49 has been spent on amenity facilities in Oranmore over the past five years, this amount is made up as follows:

Oranmore Branch Library	€301,319.49
Amenity Lands at Oranmore	€765,000.00
Renville Park	€140,000.00"

NOTICE OF MOTION NO.42 – CLLR. T. RABBITTE – RENVILLE PARK

The following reply was given: -

2230

"I wish to confirm that the above matter will be examined and a more detailed reply will follow.

NOTICE OF MOTION NO.43 – CLLR. T. RABBITTE – RENVILLE PARK
The following reply was given: - 2231

"Renville Park is jointly owned by Galway County Council and Galway City Council. In relation to the range of uses the park incorporates a play ground and an extensive area for walking and passive recreation".

CHRIOCHNAIGH AN CRUINNIU ANSIN

Submitted, Approved + Signed

T. Rabbitt

19.12.03

Date

athair agus beidh tuile eolais

SULLIVAN – TRAFFIC

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RABBITTE – AMENITY

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COMHAIRLE CHONTAE NA GAILLIMHE

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON TUESDAY 28TH
OCTOBER, 2003.

MAYOR: Cllr. T. Rabbitt

ILATHAIR FREISIN:

Bail: Dep. P. McHugh, Cllrs. M. Connolly, M. Cunningham, J. Cuddy, M. Fahy, S. Gavin, M. Gormally, M. Hoade, P. Hynes, J. Joyce, M. Loughnane, T. Mannion, J. McClearn, J. McDonagh, T. McHugh, Comh. C. Ni Fhatharta, P. O'Foighil, Cllrs. P. O'Malley, P. O'Sullivan, K. Quinn, S. Walsh, T. Walsh.

Oifigigh: Messrs. D. O'Donoghue, Co. Manager, P. Ridge, J. Cullen, T. Kavanagh, Directors Of Services; T. Murphy, A. Comer, Senior Executive Officers; L. Gavin, Senior Engineer; Ms. G. Healy, Staff Officer, Ms. T. Donoghue, Assistant Staff Officer.

Thosnaigh an cruinniú leis an paidir.

RESOLUTIONS OF SYMPATHY

2181

A resolution of Sympathy was extended to the following:-

Tom & Sonny Moran, Cloon, Claregalway, Co. Galway.
Mr. & Mrs. Martin & Olive Staunton, Eyrecourt, Co. Galway.
Mr. & Mrs. Patrick & Joan Poland, Lisbeg, Eyrecourt, Co. Galway.
Mrs. Freddie Hynes, Aughrim, Ballinasloe, Co. Galway.
Mr. Kenneth Connaughton, Marnellsgrove, Ballymoe, Co. Galway.

Cllr. Hynes referred to the death of Mr. John Howlett, former Assistant County Manager. He expressed his deepest sympathy to the Howlett family. The Mayor, Members present and the County Manager, on behalf of the staff of the Council, also expressed their sympathy to the Howlett family. On the proposal of Cllr. Hynes, seconded by Cllr. Fahy, the meeting was adjourned for ten minutes as a mark of respect.

The Mayor and the Members congratulated Portumna Senior Hurling Team on winning the County Final.

**FILLING OF CASUAL VACANCY IN THE MEMBERSHIP OF THE
COUNCIL** **2182**

Report dated 10th October, 2003 was circulated to each member.

It was proposed by Cllr. Mc Clearn and seconded by Cllr. McDonagh and agreed by the members to defer the filling of the casual vacancy in the membership of the Council, arising from the resignation of Sen. Burke.

**FILLING OF CASUAL VACANCY IN THE MEMBERSHIP OF THE
PLANNING & DEVELOPMENT SPC** **2183**

Report dated 10th October, 2003 was circulated to each member.

It was proposed by Cllr. Mc Clearn and seconded by Cllr. McDonagh and agreed by the members to defer the filling of the vacancy on the Planning and Development SPC.

**FILLING OF CASUAL VACANCY IN THE MEMBERSHIP OF THE
WESTERN HEALTH BOARD** **2184**

Report dated 10th October, 2003 was circulated to each member.

On the proposal of Cllr. Mc Clearn and seconded by Cllr. McDonagh it was agreed to defer to filling of the casual vacancy on the Western Health Board.

TO CONSIDER DRAFT DEVELOPMENT CONTRIBUTIONS SCHEME

2185

Mr. Ridge circulated a copy of the proposed Draft Development Scheme to the members as well as the report which outlined the background and legislation for the scheme. He explained that these documents superseded the earlier documents which were circulated the previous week. Copies of the Planning SPC minutes of 22nd October 2003 were also circulated.

Mr. Ridge informed the members that extensive discussion had taken place regarding the scheme at that meeting but it was a reserved function ultimately to adopt the Scheme.

He said that the Scheme would replace the existing scheme and must be adopted prior to 10th March 2004. He made it clear that no contributions could be levied if this scheme was not in place by 10th March. He also explained that the Scheme was much more transparent than the previous scheme and it would provide funding for capital spending to provide future assets for Galway County Council.

He said that for the purpose of the scheme, the County would be divided into 3 sub areas and the scheme was based on a dwelling unit cost. He mentioned a few examples of different developments and how the contributions would be calculated under the proposed scheme. A comprehensive analysis was carried out on works carried over the past 5 years and proposed works over the next 7 years which results

in a total of €20618 being spent on every new residential unit. He explained that benefits to existing development had to be discounted.

He outlined the timescale involved: a 6 week public display period followed by 4 weeks to prepare a Manager's report on submissions received and the scheme to be adopted within the following 6 weeks.

He advised the members that they should allow the scheme to be put on public display so that observations/submissions could be made by members of the public.

Cllr. McClearn stated that he did not agree with the Scheme as it was a form of double taxation. He wondered where the national politicians were when the Planning & Development Act 2000 was being enacted. Cllr. McHugh agreed and asked where all the revenue from 60,000 houses to be built in 2003 was going as each local authority should have a benefit of €200 million from all this tax paid on houses. He added that the big builder would not suffer from the new charges as they were long established and had land banks but the smaller builder and the house buyers would not afford the extra charges. Deputy McHugh stated that this was a form of triple taxation following the VAT increase and the abolition of the new house grants.

Cllr. Gavin agreed with the previous speakers but said that as the Council was legally obliged to draw up the Scheme. He proposed that it should go on display. Cllr. S. Walsh was also critical of the scheme and felt that the existing scheme should be retained. Cllr. Joyce questioned the charges on social and affordable housing as well as connection fees for water. Cllr. T. Walsh felt that this scheme was an attack on young people and it was unacceptable that the government should force Galway County Council to raise extra money in place of income tax.

Comh. Ó'Foighill said that people on the islands would be badly affected as building costs are 35% more than the mainland. He added that no Councillor could be enthusiastic about adopting this scheme. Cllr. Hynes seconded the proposal to put the scheme on display. Cllr. Loughnane questioned amenity zoning and wondered who will provide the amenities. He thought that the charge for one off rural housing for young people was exorbitant and should be reduced. He also asked that car parking charges be clarified.

Several Councillors raised questions regarding the difference between the old and new scheme. Cllr. Hoade felt that charges had tripled especially within the 15km areas where there is a lack of amenities and she wondered if an amenity plan was to be prepared for this area. Cllr. Connolly questioned the method of charging for roads and he felt that development on non public roads should not be levied for road charges especially if notice of motion money was already spent on these roads.

In reply Mr. Ridge said that the scheme is all about money for capital expenditure for the provision of major infrastructural facilities. These facilities will make the county more attractive for investment. He indicated that the scheme will not appear in the Budget as it only involves revenue expenditure. He explained that exemptions from the scheme will be similar to the exemptions from planning fees under Section 157, Part 12 of the Planning & Development Regulations 2001. He stated that he would welcome people to examine the scheme and to make observations to improve the

scheme. He indicated that charges will only be levied where services are being availed of but if services are not completed within 7 years the amount will be refunded to the developer with interest. He accepted that elements of the scheme needed to be amended but recommended that it be put on public display.

The County Manager stated that the Council officials do not make legislation but the Dail places obligations on the Local Authority to make the scheme. If it is decided not to make the scheme then no contributions can be charged after 10th March 2004. The legislation is there and it must be obeyed. He added that the scheme must be published when the draft is accepted. He explained how important the scheme was in relation to the future potential development of the county and that it was only fair that landowners whose land values have been enhanced through the provisions of infrastructural facilities should pay contributions. He agreed with Mr. Ridge that the scheme is vital to the economic vitality of the County.

The Council must consider the 3 year Capital Programme and decide a scheme of works and must decide the spending programme for this money. The process will be transparent and he strongly recommended the members to allow the scheme to be put on public display.

Several members again questioned the difference between the old and the new scheme. Mr. Ridge said that it would be premature to change anything in the scheme until after the public display period. It was proposed by Cllr. Gavin, seconded by Cllr. Hynes and agreed to put the scheme on public display.

Review of the County Development Plan

Cllr. Cunningham stated that the Plan was currently being misinterpreted and felt that the Plan adopted is different than that which was debated for weeks on end. The landscape assessment map was not democratic as the Councillors had no input in it. He did not agree with the 5 landscape classifications and he suggested inviting back the consultants who decided these categories to explain how they arrived at their conclusions. He said that Enurement Clauses should not be imposed on planning decisions of farmers sons and daughters. They should be allowed to do as they wished with these sites having obtained planning permission. Enurement Clauses should only be applied to Classes 4 and 5.

Cllr. Fahy agreed and added that approvals should not have enurements attached, and he added that sight line restrictions were also causing difficulties for people.

Cllr. Cuddy felt that some questions on the planning application form were too intrusive.

Cllr. McClearn said that there were planning problems all over the country not only in Galway and he recognised that there are some difficulties in implementing the Development Plan. House design, speed limits on county roads involving sight lines were the main issues for concern. He added that the Development Plan was only 6 months old and people must give it a chance.

Cllr. Joyce proposed that caravan parks should be permitted to extend where the demands arose and where there was a sustainable need.

Cllr. Mannion seconded this proposal. He said that small builders and young people who want to build houses are penalised by the restrictions in the plan. The restrictions should be limited to the 15 km zone.

Dep. McHugh said that the proposal to amend the County Development Plan should be abandoned pending guidelines from the Government regarding one off houses. Cllr. O'Sullivan felt that common sense should prevail on county roads regarding sight lines. He accepted that there was a place for enurement clauses in certain cases.

Cllr. Connolly complained that it was most difficult to obtain planning permission and he knew a person who had to invest over €5,000 to carry out archaeological surveys when making a planning application. He understood when adopting the Co. Development Plan that enurements would only be applied to the 15km area and the Class 4 and 5 Landscape Classification Areas.

Cllr. Cunningham submitted a paper with 6 no. changes to the Development Plan which he proposed. This was seconded by Cllr. Fahy but Cllr. McClearn suggested that the officials should first get an opportunity to respond

Mr. Ridge said that the sweeping changes as proposed to the plan would be premature. Sufficient time should be allowed for it to be interpreted and implemented. He said that rather than restricting once off rural houses in Co. Galway the opposite was happening and he quoted from the recent CSO statistics that 63% of all houses in County Galway were one off. This was twice the national average.

He explained that the use of the Enurement Clause had permitted the granting of permissions for many one off dwellinghouses that would otherwise have been refused.

He explained that without the use of an Enurement Clause many house permissions could not have been granted. He said that the pre planning clinics were working well and he proposed to provide a new service whereby an applicant would submit maps of sites and in return would get all known planning information on that site in relation to the Co. Development Plan.

He referred to the case mentioned by Cllr. Connolly and stated that had this process been in operation he would have saved a large amount of money. Mr. Ridge stated that all applications are vetted at the counter now so that customers have certainty that the application is valid from day one unlike the previous method. There are three areas of major complaint, lack of clarity, lack of consistency, lack of speed. The Planning Department are currently trying to improve clarity. The Development Plan is new, innovative and it should be given a chance to succeed. Speed can be improved by 30% if the proper information is submitted with the application initially. Measures have been put in place to improve consistency.

The document on "Providing Excellence in Planning" was already presented to the SPC and will set the basis for a customer charter.

If changes are made to the Development Plan then all other guideline documents will need to be changed. In last 6 months consistency has improved. Enurement Clauses are used to permit applicants getting permission in areas where they would not otherwise succeed. The protection of the Irish language cannot be done without an Enurement Clause. He mentioned the large number of permissions granted over 9,000 since 1999. The first occupier enurement allows small builders to construct houses and put them on the market.

As regards the Landscape classifications he stated that the Plan would be reviewed within two years and this could then be re-examined. He stated that he was glad to hear members express satisfaction with the Planning Office. As regards Cllrs. Joyce proposal he said that he had no difficulty in dealing with caravan parks under Policy 181 of the County Development Plan.

He also said that the County Development Plan was in compliance with National Policy and any alterations to the Plan should be delayed pending the publication of the Government Guidelines on one off rural houses.

As regards application forms he said that the information requested is necessary to determine a persons qualification for a housing need. He informed the members that extension of time files could get a decision before the final date of the extension period.

He would like to see the ending of "Extension of time" as the time spent dealing with them could be better used by all Planning Staff. In relation to persons with financial problems sites could be sold to persons who fit the housing need category for that location. Cllr. S. Walsh felt that it was penal for people to get enurements for retention applications. Cllr. McHugh seconded this proposal.

He proposed that Enurements should not apply to retention applications due to minor alterations. This was seconded by Dep. McHugh and agreed. Mr. Ridge confirmed that this decision would be implemented immediately.

Mr. Ridge stated that people in general have no problem with the enurement clauses especially since they are now only for a duration of 10 years. He informed the members that Stage 1 of the House Design Guidelines was underway and explained that there were 25 no. landscape areas where elements of design specific to each of these areas will be acceptable. For innovative designs an architectural statement on the design and its siting in a particular area will be required.

Cllr. McClearn said that the level of debate was an indication that improvements to the Planning system had taken place and he proposed that further discussion on the issues involved be deferred for the moment.

Cllr. O'Sullivan requested that a Planner be decentralised to the Ballinasloe office. Mr. Ridge stated that there were IT and other problems relating to the Loughrea office and he would like to sort these out before decentralising to Ballinasloe or to any other regions.

**"Enterprise Kiltullagh – 4th Annual Conference", The White House Hotel,
Ballinlough, Co. Roscommon.
30th October, 2003**

Cllrs. J. McDonagh, T. McHugh

**"International Zero Waste Conference", Silversprings Moran Hotel, Tivoli,
Cork.
30th/31st October, 2003**

Cllrs. M. Connolly, M. Cunningham, M. Fahy, P. Hynes, M. Loughnane, J.
McClearn, P. McHugh, T. McHugh, Comh. P. O'Foighil, Cllrs. T. Walsh, S. Walsh

**"LAMA – Annual Winter Conference", Corrib Great Southern Hotel, Galway.
7th/8th November, 2003**

Comh. P. O'Foighil

**"National Association of Councillors" AGM & Conference, Europa Hotel,
Belfast.
13th – 16th November, 2003**

Comh. P. O'Foighil

CRIOCHNAIGH AN CRUINIÚ ANSIN

Submitted, Approved & Signed

T. Rollita

29.12.03

Date

**“Enterprise Kiltullagh – 4th Annual Conference”, The White House Hotel,
Ballinlough, Co. Roscommon.
30th October, 2003**

Cllrs. J. McDonagh, T. McHugh

**“International Zero Waste Conference”, Silversprings Moran Hotel, Tivoli,
Cork.
30th/31st October, 2003**

Cllrs. M. Connolly, M. Cunningham, M. Fahy, P. Hynes, M. Loughnane, J.
McClearn, P. McHugh, T. McHugh, Comh. P. O’Foighil, Cllrs. T. Walsh, S. Walsh

**“LAMA – Annual Winter Conference”, Corrib Great Southern Hotel, Galway.
7th/8th November, 2003**

Comh. P. O’Foighil

**“National Association of Councillors” AGM & Conference, Europa Hotel,
Belfast.
13th – 16th November, 2003**

Comh. P. O’Foighil

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Submitted, Approved & Signed

T. Bellina

29.12.03

Date