

**CHOMHAIRLE CHONTAE NA GAILLIMHE**

**MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL  
HELD AT ÁRAS AN CHONTAE, PROSPECT HILL ON MONDAY 24<sup>th</sup>  
OCTOBER 2005.**

**CATHAOIRLEACH:** Mayor P Hynes

**ILATHAIR FREISIN:**

**Baill:**

Cllrs. S. Canney, S. Connaughton, J. Conneely, D. Connolly, M. Connolly, Comh. S. O’Cuaig, Cllrs. J. Cuddy, M. Fahy, P. Feeney, F. Healy Eames, M. Hoade, J. Joyce, C. Keaveney, S. Kyne, T. Mannion, J. McDonagh, T. McHugh, M. Mullins, Comh. C. Ni Fhatharta, S. O’Tuairisg, Cllrs. M. Regan, T. Reilly, J. Tierney, S. Walsh, T. Walsh, T. Welby, B. Willers.

**Oifigigh:**

Mr. P. Gallagher, County Manager, Messrs. J. Cullen, J. Morgan, F. Dawson, F. Gilmore, P. Ridge, K. Kelly, Directors of Service; G. Mullarkey, Head of Finance; L. Gavin, Senior Engineer, T. Murphy, County Secretary; C. Wallace, Senior Executive Officers; R. Burke, Assistant Planner, M. Mc Grath, Senior Staff Officer, J. Keane, B. Donnellan, Staff Officers,

**Thosnaigh an cruinniú leis an paidir.**

The Mayor and members welcomed the pupils and teachers from of St. Jarlath’s College Tuam to the meeting.

**RESOLUTIONS OF SYMPATHY**

626

A Resolution of Sympathy was extended to the following:-

Mr. Liam Connolly, Killina, Gort, Co. Galway.  
The O’Donnell Family, Cappard, Peterswell, Co. Galway.  
Ms. Margaret Dolan, Clontuskert, Ballinasloe, Co. Galway.  
Ms. Rose Dervan, Ramore, Killimor, Ballinasloe, Co. Galway.

Mrs. Charlotte Gillard, Galway Road, Tuam, Co. Galway.  
Mr. Bridie Whyte, Ochillmore, Lawrencetown, Ballinasloe, Co. Galway.  
The Lawlor Family, Lucan, Co. Dublin.  
Mrs. Mahon, 29 Oaklands, Salthill, Galway.

**CONFIRMATION OF MINUTES OF THE FOLLOWING MEETINGS 627**

The minutes of the Monthly Meeting held on 26<sup>th</sup> September, 2005 were approved by the Council and signed by the Mayor on the proposal of Cllr McDonagh and seconded by Cllr Regan.

Cllr Canney said that in relation to the proposed Tuam by-pass he had raised a query in relation to the property of Tony & Annette O' Neill. Mr. Morgan confirmed that the Council would consider acquiring the O'Neill property, if that is their wish and if agreement can be reached regarding same.

Cllr Cuddy wanted to know whether any reply had been received from DOEHLG in relation to the query re waivers from water charges. He also asked as to what was the situation in relation to farmers using water for the farm from a private house supply.

It was proposed by Comh. O'Tuairisg, seconded by Cllr. S. Walsh and agreed that "Mna Ti" be treated as domestic customers for the purpose of the water pricing policy. Cllr. D. Connolly proposed that farmers be excluded also from the non-domestic water and sewerage charge; this was seconded by Cllr. Feeney and agreed. Cllr. Healy Eames asked who was responsible for charges where a farm was being leased.

Mr. Cullen replied as follows in relation to the queries raised;

- An acknowledgement had been received from DOEHLG in relation to the resolution passed at the Council Meeting on 26<sup>th</sup> September 2005 regarding the exclusion of schools, community centers, sports clubs and charitable organizations from the non-domestic water and sewerage charge being introduced in accordance with the polluter pays principle.
- All non-domestic customers will be charged.
- A further letter will issue to DOEHLG regarding the exclusion of "Mna Ti" and farmers from the charges.
- In the case of a farm being leased the owner will be responsible for the charges.

In reply to Comh. O'Cuaig regarding the Costello Regional Water Supply scheme, Mr. Cullen said that the Council had agreed a time scale for completing the EIS with the consultants and he anticipated that this timescale would be adhered to.

The minutes of the Finance Meeting held on 26<sup>th</sup> September, 2005 were approved by the Council and signed by the Mayor on the proposal of Cllr McDonagh and seconded by Cllr Mullins

**REPORTS OF COMMITTEE MEETINGS FOR CONSIDERATION AND**

**ADOPTION**

628

The report of the Planning & Sustainable Development SPC Meeting held on 7<sup>th</sup> July, 2005 was considered. It was adopted by the Council on the proposal of Cllr Hoade and seconded by Cllr Regan.

The report of the Traveller Consultative Committee Meeting held on 11<sup>th</sup> July, 2005 was considered. It was adopted by the Council on the proposal of Cllr Reilly and seconded by Cllr Feeney.

The report of the Loughrea Area Committee Meeting held on 14<sup>th</sup> September, 2005 was considered. It was adopted by the Council on the proposal of Cllr Regan and seconded by Cllr Burke.

The report of the Oranmore Area Committee Meeting held on 13<sup>th</sup> September, 2005 was considered. It was adopted by the Council on the proposal of Cllr McDonagh and seconded by Cllr Healy Eames.

The report of the Tuam Area Committee Meeting held on 8<sup>th</sup> June, 2005 was considered. It was adopted by the Council on the proposal of Cllr McHugh and seconded by Cllr Reilly.

The report of the Tuam Area Committee Meeting held on 5<sup>th</sup> September, 2005 was considered. It was adopted by the Council on the proposal of Cllr. T. Walsh and seconded by Cllr Reilly.

Cllr McHugh asked when would the revised "Taking In Charge" policy be available. He said that under the old scheme public lighting was taken in charge by the Council and this now seems to have been discontinued.

Cllr O Reilly stated that there were some estates where the public lighting had not been switched on as the Council had not paid over amounts due to the ESB.

Mr. Ridge said that a "Taking In Charge" policy would be before the members at the November monthly meeting. He said that the policy of taking in charge public lighting on its own was not sustainable.

Cllr O Reilly welcomed the allocation of €600,000 towards the refurbishment of Tirboy Estate, Tuam, and asked whether those people that had bought out their houses would be included in the scheme.

Mr. Wallace stated that they were not included in the scheme and could avail of external works only. He said he would raise the matter again the DOEHLG.

Cllr T Walsh stated public lighting in Ballymoe is totally unsatisfactory.

**TO CONSIDER REPORT UNDER PART 8 OF THE PLANNING AND DEVELOPMENT REGULATIONS 2001 –REPLACEMENT OF EXISTING DWELLINGHOUSE ,SEPTIC TANK, TREATMENT PLANT AND ASSOCIATED SITE WORKS AT AUGHRUS MORE, CLADDAGHDUFF, CO GALWAY.** 629

Report dated 11<sup>th</sup> October 2005, was circulated to each member.

On the proposal of Cllr Conneely and seconded by Comh Ni Fhatharta the replacement of existing dwelling house, septic tank, treatment plant and associated site works at Aughrus more, Claddaghduff, Co Galway was approved.

**TO CONSIDER REPORT UNDER SECTION 183 OF THE LOCAL GOVERNMENT ACT 2001 ON THE DISPOSAL OF 0.1203 HECTARES AT ST BRIGID'S ROAD, PORTUMNA, CO GALWAY TO JAMES & PHILOMENA COLEMAN.** 630

Report dated 11<sup>th</sup> October 2005, was circulated to each member.

On the proposal of Cllr Willie Burke and seconded by Cllr Cannon the disposal of 0.1203 hectares at St. Brigid's Road, Portumna, Co. Galway to James & Philomena Coleman was approved.

**TO CONSIDER THE MANAGERS REPORT ON SUBMISSIONS RECEIVED ON THE AMENDMENTS AND MATERIAL ALTERATIONS TO THE DRAFT HEADFORD LOCAL AREA PLAN IN ACCORDANCE WITH SECTION 20 OF THE PLANNING AND DEVELOPMENT ACT 2000 AS AMENDED BY SECTION 9 OF THE PLANNING AND DEVELOPMENT ACT 2002.** 631

The Mayor invited Ms Burke to present the Manager's Report on the Amendments and Material Alterations to the Draft Headford Local Plan.

Ms. Burke explained that in accordance with the provisions of the Planning & Development Act, the Draft Plan was put on public display for a period of four weeks so that comments regarding the Material Alterations and Amendments could be made. She stated that the public were invited to make written

submissions and observations exclusively on these changes to the Draft Plan between the 11<sup>th</sup> August and the 9<sup>th</sup> September 2005.

She stated also that 16 written submissions were received within the 4-week period, 7 of which did not relate to the Material Alterations. In accordance with Section 20(3) of the Planning and Development Act 2000, submissions on issues which were not part of the Material Alterations could not be accepted at this stage of the Plan preparation process.

Ms. Burke stated that the report is divided up into 8 issues:

- Issue 1 – Context of Plan
- Issue 2 – Additional Residential Zoning
- Issue 3 – Objection to MA 13
- Issue 4 – MA 16, Request for Change of Zoning
- Issue 5 – MA 35, Revised Urban Design Framework
- Issue 6 – Environmental Assessment
- Issue 7 – Children's Playground
- Issue 8 – Text Changes

Ms Burke began with Issue 1

#### **Issue 1 – Context of Plan**

##### **Submitted by:**

Brian Kenny, Dept. of Environment, Heritage and Local Government.

##### **Recommendation:**

It is clearly illustrated that the Amendments and Material Alterations to the Draft Headford Local Area Plan render it completely inconsistent with plans and policies at a County, Regional and National level. This disregards the hierarchy of plans and the legal requirement to remain consistent with each preceding plan. Therefore it is recommended the following Material Alterations are deleted:

- MA 1, MA2, MA4, MA5, MA6, MA7, MA8, MA9, MA10, MA11, MA12, MA13, MA14, MA15, MA16, MA18, MA19, MA20, MA21, MA22, MA23, MA24, MA25, MA26, MA29, MA30, MA31, MA32.

**Or**

If this does not occur it is recommended that the Introduction of the adopted Local Area Plan is amended to ensure it is consistent with the content of the Plan.

Cllr. McHugh proposed not to accept the recommendation in the Manager's Report and to retain MA 1, MA2, MA4, MA5, MA6, MA7, MA8, MA9, MA10, MA11, MA12, MA13, MA14, MA15, MA16, MA18, MA19, MA20, MA21, MA22, MA23, MA24, MA25, MA26, MA29, MA30, MA31, MA32. as they appeared in the amended Headford Local Area Plan.

Cllr Cuddy proposed to adopt the amendments and Material Alterations to the Draft Headford Local Area Plan as was agreed at the Full Council Meeting 26/7/2005.

Cllr Hoade supported Cllr Cuddy's proposal.

Cllr Healy Eames stated that she had some concerns in relation to the Headford Local Area Plan.

She stated that there was a serious imbalance between the amounts of land zoned Residential and the amount of lands zoned for Recreational & Amenity and Community Facilities in the Plan for Headford. She added that this imbalance would not be good for the future development of Headford.

She explained that there were 288 acres zoned for residential use in the town of Headford in comparison to 43 acres zoned for Community Facilities. She stated that if all the residentially zoned lands were developed it could result in Headford potentially growing to a population of 8,000 and she added that the current facilities and services in Headford, such as the waste water treatment plant, schools, car parking and recreational facilities, would not be able to support this growth.

She also stated that the aim of the Local Area Plan was to make Headford a self sufficient town but added that this Plan would cause it to become a dormitory town of Galway City. She stated that the Plan was not consistent with the Galway County Development Plan 2003-2009 or the Galway Transportation & Planning Study.

She explained that the making of Local Area Plans was a major responsibility for the elected representatives and that they must respect this power. It was possible for them to ruin communities by allowing ad hoc imbalanced planning caused by poor land zoning decisions. It was imperative that towns were allowed to grow and prosper in a planned manner for the current and future populations.

She referred to Section 31 (1) and (2) Page 52 of the Planning and Development Act 2000 which

contains Ministerial directions regarding development plans where the Minister may, for stated reasons direct the authority to take such specified measures as he or she may require to ensure that the development plan when made is in compliance with this Act and also where any draft development plan fails to set out an overall strategy for proper planning and sustainable development of an area.

Cllr McDonagh acknowledged the huge amount of effort and work put into the Headford Plan by Mr Ridge, the Planning officials and the 4 Councillors in the Oranmore Electoral area.

He agreed that there was a lot of residentially zoned lands in Headford but stated that by making more land available would allow the prices of sites and houses to become more competitive.

He also stated that he respected the views of his colleague Cllr Healy Eames and added that some of the criticism that she received was unfair and unwarranted. He added however that he felt that Headford has been lagging behind as regards

development and that this local area plan will enhance Headford as a place to live. He also stated that he had to take cognisance of the views of the elected members of the Headford District Association.

Cllr Cuddy stated that he was satisfied with the Headford Plan as agreed at the Full Council Meeting on 26/07/2005 and felt that the people of Headford were also satisfied especially as there were not many submissions to the amendments and material alterations that were on display. He added that the Councillors' power was to adopt a Local Area Plan in the interest of the people of Headford.

Cllr Hoade stated that it was unfair to state that they as Councillors had not zoned adequate lands for Recreational and Amenity in relation to the amount of land zoned for Residential. She outlined that there were lands identified for schools in Headford. She pointed out also that there were currently 3 pitches and a library in the town. Lands had been identified for playgrounds in the town and also an interpretative centre had been planned for Headford.

Cllr Healy Eames clarified that she was concerned for the future of Headford and how it will be developed.

Comh O'Cuaig stated that it was important to zone adequate lands for community facilities and stated that he strongly supported Cllr Healy Eames views.

Mr Ridge stated that it was necessary to consider each of the issues in The Manager's Report on The Amendments and Material Alterations to the Draft Headford Plan and that each recommendation must be either accepted or rejected. If there was a dissention a vote would be required.

***On the proposal of Cllr McHugh and seconded by Cllr Cuddy it was agreed to reject the recommendation in the Manager's Report in relation to Issue 1, to deleted:***

***MA 1, MA2, MA4, MA5, MA6, MA7, MA8, MA9, MA10, MA11, MA12, MA13, MA14, MA15, MA16, MA18, MA19, MA20, MA21, MA22, MA23, MA24, MA25, MA26, MA29, MA30, MA31, MA32 and to retain the above zonings as they appeared in the Amendments and Material Alterations to the Draft Headford Local Area Plan.***

***Cllr Healy Eames stated that she did not agree with this proposal.***

***A vote was taken on the proposal and the result was as follows:***

***Ar Son: Cllr. Burke, Cllr. Canney, Cllr. Cannon Cllr. Connaughton, Cllr. Conneely, Cllr. D. Connolly Cllr. M. Connolly, Cllr. Cuddy, Cllr Fahy, Cllr Feeney, Cllr. Hoade, Cllr Hynes, Cllr. Joyce, Cllr Keaveney, Cllr. Kyne, Cllr. Mannion, Cllr. McDonagh, Cllr. McHugh, Cllr. Mullins, Cllr Ní Fhatharta,, Cllr O Tuairisg, Cllr Regan, Cllr. Reilly, Cllr Tierney, Cllr T. Walsh, Cllr Welby, Cllr Willers. (27)***

*In Aghaidh: None*

*Abstain Cllr. Healy Eames, Cllr. O Cuaig (2)*

*The Mayor declared the proposal carried.*

*It was agreed to accept the second part of the recommendation, that the introduction of the adopted Local Area Plan will be amended to ensure it is consistent with the content of the Plan.*

## **Issue 2 – Additional Residential Zoning**

### **Submitted by:**

Deirdre King,  
Brian Kenny, Dept. of Environment, Heritage and Local Government,  
Kevin Rogers, Western Regional Fisheries Board,  
Tesco Ireland, C/O Helena Gavin, DTZ Pieda Consulting

### **Recommendation:**

Based on all the reasons shown above it is recommended that the additional Residential Zonings are deleted. (MA1, MA8, MA9, MA10, MA11, MA12, MA13, MA15, MA20, MA23, MA29, MA30, MA31, MA32).

*On the proposal of Cllr McDonagh and seconded by Cllr McHugh it was agreed to reject the recommendation in the Manager's Report to delete the additional Residential Zonings (MA1, MA8, MA9, MA10, MA11, MA12, MA13, MA15, MA20, MA23, MA29, MA30, MA31, MA32) and to retain the above residential zonings as they appeared in the Amendments and Material Alterations to the Draft Headford Local Area Plan.*

*Cllr Healy Eames stated that she did not agree with this proposal.*

*A vote was taken on the proposal and the result was as follows:*

*Ar Son: Cllr. Burke, Cllr. Canney, Cllr. Cannon, Cllr. Connaughton, Cllr. Conneely, Cllr. D. Connolly, Cllr. M. Connolly, Cllr. Cuddy, Cllr. Fahy, Cllr. Feeney, Cllr. Hoade, Cllr. Hynes, Cllr. Joyce, Cllr. Kyne, Cllr. Mannion, Cllr. McDonagh, Cllr. McHugh, Cllr. Mullins, Cllr. Ní Fhatharta, , Cllr O Tuairisg, Cllr. Reilly, Cllr Tierney, Cllr Welby, Cllr Willers. (24)*

*In Aghaidh: None*

*Abstain Cllr. Healy Eames, Cllr. O Cuaig (2)*

*The Mayor declared the proposal carried.*



### **Issue 3 – Objection to MA 13**

**Submitted by:**

Aine King

**Recommendation:**

It is therefore recommended that this MA 13 be deleted from the final Plan.

*On the proposal of Cllr. McHugh and seconded by Cllr McDonagh it was agreed to reject the recommendation in the Manager's Report and to extend the plan boundary and to zone the lands the subject of MA 13 residential Phase 1 as it appeared in the Amendments and Material Alterations to the Draft Headford Local Area Plan.*

*Cllr Healy Eames and Cllr O'Cuaig did not agree with this proposal.*

*A vote was taken on the proposal and the result was as follows*

*Ar Son: Cllr. Burke, Cllr. Canney, Cllr. Cannon, Cllr. Connaughton, , Cllr. D. Connolly, Cllr. M. Connolly, Cllr. Cuddy, Cllr Fahy, Cllr Feeney, Cllr. Hoade, Cllr Hynes, Cllr. Joyce, Cllr. Kyne, Cllr. Mannion, Cllr. McDonagh, Cllr. McHugh, Cllr. Mullins, Cllr Ní Fhatharta, , Cllr O Tuairisg, Cllr. Reilly, Cllr Tierney, Cllr Welby, Cllr Willers. (23)*

*In Aghaidh: None*

*Abstain Cllr. Healy Eames, Cllr. O Cuaig (2)*

*The Mayor declared the proposal carried.*

### **Issue 4 – MA 16, Request for Change of Zoning**

**Submitted by:**

Killian Varley, C/O Brian Callagy

**Recommendation:**

It is recommended that this land reverts to the original zoning of Recreation & Amenity.

*On the proposal of Cllr Cuddy and seconded by Cllr McDonagh it was agreed to reject the recommendation in the Manager's report and zone the lands the subject of MA16 from Recreation and Amenity to Part Residential and Part*

***Entreprise as it appeared in the Amendments and Material Alterations to the Headford Local Area Plan.***

*It was also agreed to accept the recommendation in the Manager's Report in*

**Issue 5 – MA35, Revised Urban Design Framework**

Submitted by:

Liam Thornton, Chairman, Headford Co-Operative Mart

**Recommendation:**

Delete proposed Local Access Objective.

**On the proposal of Cllr Feeney and seconded by Cllr Healy Eames it was agreed to accept the recommendation in the Manager's Report and to delete the proposed local access objective MA 35.**

**Issue 6 – Environmental Assessment**

Submitted by:

Brian Kenny, Dept of Environment, Heritage and Local Government.

**Recommendation:**

Revert to original zonings as shown in the Draft Plan.

**Or**

Insert amended environmental assessment. (See appendix 2 for amendments)

***On the proposal of Cllr McHugh and seconded by Cllr Healy Eames it was agreed to accept the recommendation in the Manager's Report, to insert amended environmental assessment as it appeared in appendix 2 of the Amendments and Material Alterations to the Headford Local Area Plan.***

**Issue 7 – Children's Playground**

Submitted by:

Rachel, Sean, Tallann & Niam Maguire

**Recommendation:**

- No change regarding MA22 and MA35.
- Change MA3 from Community Facilities to Recreation & Amenity.

***On the proposal of Cllr. Hoade and seconded by Cllr Healy Eames it was agreed to accept the recommendation in the Manager's Report and to zone the lands the subject of MA 22 from Entreprise and Recreation & Amenity to Part Village Centre (Mixed Development), Part Community Facilities and Part***

***Entreprise as it appeared in the Amendments and Material Alterations to the Headford Local Area Plan.***

***It was also agreed to accept the recommendation in the Manager's Report in relation to MA 35 to relocate carpark and playground objective, new local access objective and revised enclosure locations due to new zoning as it appeared in the the Amendments and Material Alterations to the Headford Local Area Plan.***

***It was agreed not to accept the recommendation in the Manager's Report in relation to MA 3 and to zone the lands the subject of MA 3 as Community Facilities as it appeared in the Amendments and Material Alterations to the Headford Local Area Plan.***

### **Issue 8 – Text Changes**

#### **Submitted by:**

John McGrath, Chairperson, Headford & District Association

#### **Recommendation:**

Amend Section 1.10 and 2.6.1.

No change to Section 4.3.8.

***On the proposal of Cllr.Healy Eames and seconded by Cllr. Ni Fhartartha it was agreed to accept the recommendation in the Manager's Recommendation.***

***On the proposal of Hoade and seconded by Cllr.McDonagh it was agreed to adopt the Headford Local Area Plan as amended at this meeting.***

Cllr Mc Donagh thanked all planners and officials for the effort and work put into compiling the Headford Local Area Plan.

Mr Ridge thanked the Members for their work and cooperation with the Headford Plan.

He stated that it was not the plan that the Planning Officials had envisaged for the town of Headford but added that he respected the decisions of the elected members.

He suggested that the planning officials work with the SPC to deal with development plans for the smaller towns and villages as he felt that the best results were not being achieved through the current mechanism.

Cllr O' Tuairisg stated that there must be some balance between the value of residentially zoned land and land zoned for recreational and amenity.

Cllr Joyce agreed with the making of development plans for the smaller towns and villages. He added that he had a problem however with how the land use

zoning decisions of the elected members affect the value of land for the land owner.

Cllr Burke stated that lands zoned for recreational and amenity may not necessarily become available unless a policy for allowing CPOs of these lands is introduced.

Cllr Healy Eames stated that an amenity policy should be built into the plans that will ensure that the needs of the population of the towns and villages are met. She also added that landowners should not suffer financially if their lands are zoned for Recreational and Amenity. She stated it was necessary to pursue a mechanism to prevent this from occurring.

Cllr McHugh stated that the Council should do land deals with landowners in order to get adequate lands for Community Facilities and Recreation and Amenity.

He also stated that development plan were not necessarily the solution for planning smaller towns and villages. Many towns and villages just required adequate services.

Cllr Kyne complimented Cllr Healy Eames for having the courage of her conviction in relation to the Headford Local Area Plan and for having her views on the Plan recorded.

He suggested that the SPC, with cross party support should introduce a policy to providing Amenity Lands in towns and villages. Landowners will therefore know exactly where they stand and there will be no ambiguity it will create a balance of lands zonings in our communities.

**APPOINTMENT OF TWO MEMBERS TO THE WESTERN RIVER BASIN DISTRICT ADVISORY COUNCIL** 632

**Vacancy No. 1.**

It was proposed by Cllr. McDonagh and seconded by Cllr. Cuddy that Mr. Con McCole, High Street, Headford, Co. Galway be appointed. As there was no further proposal in respect of this vacancy, the Mayor declared Mr. Con McCole appointed as a member of the Western River Basin District Advisory Council.

**Vacancy No. 2.**

It was proposed by Comh Ni Fhatharta and seconded by Cllr. Joyce that Comh. O Tuairisg be appointed. As there was no further proposal in respect of this vacancy, the Mayor declared Comh. O Tuairisg appointed as a member of the Western River Basin District Advisory Council.

**APPOINTMENT OF TWO MEMBERS TO THE SHANNON INTERNATIONAL RIVER BASIN DISTRICT ADVISORY COUNCIL** 633

**Vacancy No. 1.**

It was proposed by Cllr Mannion and seconded by Cllr. Reilly that Cllr M Connolly be appointed. As there was no further proposal in respect of this vacancy, the Mayor declared Cllr M Connolly appointed as a member of the Shannon International River Basin District Advisory Council.

**Vacancy No. 2.**

It was proposed by Cllr McDonagh and seconded by Comh. O Cuaig that Cllr D Connolly be appointed. As there was no further proposal in respect of this vacancy, the Mayor declared Cllr D Connolly appointed as a member of the Shannon International River Basin District Advisory Council.

**TO ARRANGE DATE FOR BUDGET 2006 MEETING** 634

It was proposed by Cllr. Mc Donagh and seconded by Cllr. O'Reilly and agreed that the Statutory Budget Meeting would take place on the Monday 19<sup>th</sup> December 2005 at 2.30pm

**TO ARRANGE DATE FOR DECEMBER MONTHLY MEETING** 635

It was proposed by Cllr. Mc Donagh and seconded by Cllr. O'Reilly and agreed that the December Monthly Meeting would take place on Monday 19<sup>th</sup> December 2005 at 3.30pm or on completion of the Statutory Budget Meeting.

**MAYORS BUSINESS** 636

**Meeting with NRA.**

In reply to Cllr. Burke, Mr. Murphy said that a reply had been received from Mr. Barry, Chief Executive of the NRA stating that he would not attend a meeting of the Council, but that he would meet with a delegation from Galway County Council, either at NRA headquarters or in Galway.

Following discussion it was agreed that a delegation consisting of the Mayor, and four members from the Technical Coalition and four members from the Fianna

Fáil/ Progressive Democrats would meet Mr. Barry and that the actual members would be agreed at the November meeting of the Council.

Mr. Morgan said that he would examine this matter which was subject to NRA  
**Salmon Fishing.**

Cllr. Canney proposed that Galway County Council call on the Minister of Communications, Marine & Natural Resources, without delay:

- To bring an end to all drift netting of salmon;
- In cooperation with angling and tourist interests and fishery owners and the EU Commission to introduce a scheme to compensate those commercial fisherman who may suffer hardship as a result of the ending of drift netting.

This proposal was seconded by Cllr. Kyne, but following discussion it was agreed to defer this item.

Mr. Morgan said that the Roads & Transportation SPC were planning a review  
**Carparking at Aras an Chontae.**

Comh. Ni Fhatharta referred to the problems with carparking at Aras na Chontae. She said that the Council should consider using all of the lower car park for its own purposes.

Mr. Kelly said that he was conscious of the difficulty in relation to car-parking and consideration would be given to using either more or all of the lower car-park. He said he would come back to the Council as soon as possible in relation to this matter.

#### **Kilbannon Group Water Scheme.**

On the proposal of Cllr. Mangan, seconded by Cllr. Manning, it was agreed  
Cllr O' Reilly said that Kilbannon Group Water Scheme had applied for a connection to Tuam RWSS and it only involved a half mile of piping to make this connection.

He asked that the Council should examine this situation as a matter of urgency.

#### **Turoe Stone**

Cllr Feeney referred to a proposal to transfer the Turoe Stone, Bullaun to Dublin. He said that the Council should make every effort to ensure that it remains in Galway.

#### **Ballyeighter Junction**

Mullins, J. Tierney, T. Walsh, F. Healy Eames, T. Mc  
Hugh, S. Kyne, P. Feeney, B. Willers, S. Connaughton, W. Burke, P. Hynes, D.

Cllr Mullins asked that immediate action be taken in relation to making adequate provision for right turning vehicles at Ballyeighter junction, Aughrim.

Mr. Morgan said that he would examine this matter which was subject to NRA approval.

### **Road Opening Licenses.**

Cllr Burke referred to a change in the Council policy in relation to road opening licenses, and an increase in the employer's liability insurance for same.

Mr. Morgan stated that the current situation was not satisfactory from an insurance point of view. Up to recently the householder was covered by Irish Public Bodies Mutual Insurances Ltd. but this was no longer the case. In future the contractor will have to apply and be responsible for the road opening license.

Mr. Morgan said that the Roads & Transportation SPC were preparing a review of the road opening license system

### **Graveyards.**

Cllr Canney referred to the fact that many graveyards needed extra land for extension purposes. The County Manager said that the Environment SPC was examining this matter.

## **CONFERENCES**

637

On the proposal of Cllr. Mc Donagh, seconded by Cllr. 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.

### **“Conference on the Local Traveller Accommodation Consultative Committees”**

**Great Northern Hotel, Bundoran.**

**27<sup>th</sup> October, 2005**

Cllrs. J. Mannion, T. Reilly, M. Fahy.

### **“LAMA Annual Winter Seminar” Mount Errigal Hotel, Letterkenny.**

**4<sup>th</sup> & 5<sup>th</sup> November 2005**

Cllr. J.Mc Donagh, M. Mullins, J. Tierney, T. Walsh, F. Healy Eames, T.Mc Hugh, S. Kyne, P. Feeney, B. Willers, S. Connaughton, W. Burke, P. Hynes, D.

Connolly, S. Walsh, T. Mannion, C. Ni Fhatharta, M. Hoade, M. Regan, J. Conneely, M. Connolly, J. Joyce.

**“Community Safety Conference”, The Fairways Hotel, Dundalk  
10<sup>th</sup> -12<sup>th</sup> November, 2005**

Cllr. W. Burke

**“Local Economic Development Conference”, Radisson Hotel, Limerick.  
24<sup>th</sup> November, 2005.**

Cllr. C. Ni Fhatharta, J. Conneely.

**“IPA Partnership & Democracy” Dublin.  
25<sup>th</sup> November, 2005.**

Cllr. W. Burke.

**“Clare Tourism Conference”. The Falls Hotel, Ennistymon, Co. Clare.  
25<sup>th</sup> & 26<sup>th</sup> September 2005.**

Cllr. C. Ni Fhatharta, J. Conneely, J. Cuddy.

**NOTICE OF MOTIONS**

**NOTICE OF MOTION NO. 11 - CLLR. S. CANNEY**

638

*The following reply was given: -*

“The upgrading of the Ballygar Water Supply is included in the Council’s Water Services Assessment of Needs, Schedule J, No. 8. It was not included in the DoEHLG Water Services Investment Programme (WSIP) for the period 2004-2006. However, it is hoped that it will be included in the next phase of the WSIP rolling programme which has yet to be announced.”

**NOTICE OF MOTION NO. 12 – CLLR. S. CANNEY**

639

*The following reply was given: -*

“A Preliminary Report is being prepared by the Consultants and a draft report is expected to be completed shortly. This scheme is not included in the current WSIP 2004-2006. It is listed at No.5 in Schedule “J”, which is a schedule of sewerage schemes for the period 2004-2006 in the Councils Assessment of



Needs. The Council is giving priority to this scheme through representations made to the DoEHLG to have the scheme included in the next 3 year rolling programme and the Council is awaiting a response.”

**NOTICE OF MOTION NO. 13- CLLR. S. CANNEY** 640

*The following reply was given: -*

“Although not included in the current Water Service Initiative Programme (WSIP) for the period 2004-2006, the Ballygar Sewerage Scheme is included on the Council’s Water Services Assessment of Needs, Schedule “J”, No.17. This scheme may be included in the next phase of the DoEHLG WSIP which is yet to be announced.”

**NOTICE OF MOTION NO. 14 - CLLR. M. FAHY** 641

*The following reply was given: -*

“The Traffic Management Plan for Gort will be presented to the Area Committee in November 2005 and will include proposals for pedestrian crossings.”

**NOTICE OF MOTION NO. 15 - CLLR. M. FAHY** 642

*The following reply was given: -*

“Provided the Trustees of the local group water scheme grant a connection to the Group Scheme for the Council Social Houses and the DoEHLG approve the tender for the Social Houses, the Housing Unit will have no objection to the provision of land to the local community for use as a children’s playground.

**NOTICE OF MOTION NO. 16 – CLLR. M. FAHY** 643

*The following reply was given: -*

“Grant assistance can be provided towards the provision of showers in cases where the above are approved for a Disabled Persons Grant. There is no other grant available for this type of work.”

**NOTICE OF MOTION NO. 21 – CLLR. J. MCDONAGH** 645

*The following reply was given: -*

**NOTICE OF MOTION NO. 17 - CLLR. J. JOYCE**

**644**

*The following reply was given: -*

“Galway County Council have been endeavoring to complete this scheme and have made contact with the E.S.B. to have the public lighting completed. We will continue to make every effort to have the scheme completed as quickly as possible.

**NOTICE OF MOTION NO. 18 – CLLR. J. JOYCE**

**645**

*The following reply was given: -*

“Galway County Council have been endeavouring to complete this scheme and have made contact with the E.S.B. to have the public lighting completed. We will continue to make every effort to have the scheme completed as quickly as possible.”

**NOTICE OF MOTION NO. 19 – CLLR. J. JOYCE**

**646**

*The following reply was given: -*

“Although not included in the DoEHLG Water Services Investment Programme (WSIP) 2004-2006, it is included in the Council’s Water Services Assessment of Needs, Schedule “J” No. 23. Funding for the preparation of a Preliminary Report will not be made available by the DoEHLG until the scheme is included in the WSIP, the next phase of which is yet to be announced.”

**NOTICE OF MOTION NO. 20 – CLLR. J. MCDONAGH**

**647**

*The following reply was given: -*

“The first stage of the review of speed limits involves the provision of speed limits at schools and on the Islands. This stage is at present ongoing. On completion of this stage, a second stage will commence to include all local roads. This stage will include an examination of the cul-de-sac routes.”

**NOTICE OF MOTION NO. 21 – CLLR. J. MCDONAGH**

**648**

*The following reply was given: -*

“Galway County Council is reviewing the Settlement Strategy for the County. The review will include consideration of the housing allocation for all of the settlements including Lackagh. A revised Settlement Strategy will be brought before the Council within the next month.”

**NOTICE OF MOTION NO. 22 – CLLR. J. MCDONAGH**

**649**

*The following reply was given: -*

“Consultants were appointed in August 2005 both as Employers Representative and Consulting Engineers to prepare detailed Contract Documents. This scheme is bundled with 3 other sewerage schemes – Craughwell, Milltown and Carraroe. A draft of the Contract Documents for the collection systems are expected by the end of 2004 (conventional contract) and for the treatment works in June '06 (DBO contract).”

**NOTICE OF MOTION NO. 23 – COMH. C NI FHATHARTA**

**650**

*The following reply was given: -*

“Tá an conradh don scéim seo tairgthe do Chonraitheoir Uimh. 2 agus tá an Comhairle ag fanacht le freagra ón gConraitheoir faoi láthair.

I Meán Fómhair, 2004 mhol an Comhairle don Roinn Comhshaoil Oidhreachta, Rialtas Áitiúil glacadh leis an tairiscint ó Warde & Burke. Ghlac an Roinn le moladh an Chomhairle Contae í mí Bealtaine 2005, agus cheadaigh deontas i leith an chostas.

Tá sé léirithe ag Warde & Burke anois nach bhfuil said ullmhaithe an obair a dhéanamh ag na rátaí a cuireadh isteach leis an tairiscint. Faoi láthair tá an Comhairle Contae ag breathnú ar an gcás leis an gcuspóir na hoibreacha a chur i gcrích chomh laugh agus is féidir.”

**NOTICE OF MOTION NO. 24 – COMH. C NI FHATHARTA**

**651**

*The following reply was given: -*

“Is mian lion a chur in iúl duit go ndéanfar mionscrúdú ar leathnú an droichead mar pháirt den clár oibreacha Droichead 2006.”

**NOTICE OF MOTION NO. 25 – COMH. C NI FHATHARTA**

**652**

*The following reply was given: -*

“Is mian liom a chur in iúl duit nach bhfuil aoin phlean ag an Comhairle Contae soilse poiblí a chur ar fail ag Scoil Mhuire, An Tuairin, faoi láthair..”

**NOTICE OF MOTION NO. 26 – CLLR. T. WELBY**

**653**

*The following reply was given: -*

“I wish to inform you that School Flashing Lights will be installed in Tullykyne National School shortly.”

**NOTICE OF MOTION NO. 27 – CLLR. T. WELBY**

**654**

*The following reply was given: -*

“A submission was made to the Dept of EHLG in June 2005 with regard to site. The Council is currently awaiting approval to this submission.

The Preliminary Report on Clifden Sewerage Scheme was submitted to the Department of Environment, Heritage & Local Government in February, 2000. The Preliminary Report recommended the location of the proposed treatment works at the site of the existing plant.

However, following the designation of Clifden as a satellite under the Draft Sludge Management Plan, the Department requested that alternative sites be examined.

Sitting report no.2 – revised in April 2005 and prepared by Ryan Hanley & Co. Consultants, was submitted to the Department of Environment, Heritage & Local Government in June 2005. The Department are now in receipt of all the necessary documentation to make a Preliminary Report appraisal and approval is awaited.”

**NOTICE OF MOTION NO. 48 – COMH. S O TUAIRISG (September Monthly Meeting)**

**655**

*The following reply was given: -*

“Tá leabharlann brainse An Spideil Ionntaite I dTeach na Cuirte agus nil sé beartaíthe ag an gComhairle aoin athru a dheanamh ar an socru seo i lathair na huaire.”

**CRIOCHNAIGH AN CRUINIÚ ANSIN**

*Submitted, Approved & Signed*

*28.11.05*  
*[Signature]*  
Date.