

read out the standard requirements. Councillor O'Morain said that there was a genuine housing need and that the Council seemed to be more interested in development control rather than positive development

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

FOR: Councillors J. Burke, J. Callanan, M. Fahy, P. Finnegan, J. Joyce, M. Loughnane, M. Lynch, J. McDonagh, P. McHugh, J. Molloy, Senator N. O'Conchubhair, Councillors M. O'Morain, M. Ryan, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

(16)

AGAINST: None.

The Chairman declared the resolution carried.

2425 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 55841 - APPLICANT: MR. MICHAEL FLANAGAN:

The Deputy County Manager submitted the following report which had been circulated to each Member of the Council:

"LOCATION:

The site is located on the N 67 National Secondary Road approximately 1½ miles north of Kinvara.

PLANNING HISTORY:

- Planning Ref. No. 26171: Outline Planning Permission granted to Mr. Patrick Flanagan in January 1978 for the erection of a dwellinghouse on a larger site incorporating the site of the present application. The Outline Permission was granted on the basis of an essential housing need claim.
- Planning Ref. No. 27488: Approval granted to Mr. Patrick Flanagan for the erection of a dwellinghouse in May 1978. This house is occupied by the present applicant, Mr. Michael Flanagan.
- Planning Ref. No. 44340: Planning Permission granted to Mr. Michael Flanagan Jnr. in January 1983 for the erection of a garage subject to the use being restricted to non-commercial purposes. This garage has now been converted without permission into a self contained living unit.
- Planning Ref. No. 53541: Planning Permission refused to Mr. Michael Flanagan on March 26th, 1987, for the retention of a fuel and animal feed store. This planning application was the subject of a Resolution under Section 4 of the City and County Management (Amendment) Act, 1955, which was passed at

a County Council Meeting on the 13th March, 1987. After considering legal advice, the County Manager decided to refuse permission on the grounds that the development constituted a traffic hazard and was in contravention of the County Development Plan. An appeal was lodged with An Bord Pleanala. By decision dated 31st August, 1987, An Bord Pleanala refused Permission.

PLANNING CONSIDERATIONS:

The current application refers to the same development for which Permission has been refused under Planning Ref No. 53541. The development is located on a narrow, sub-standard section of the National Secondary Route at a point where the maximum speed limit applies. The proposed continuance of use of the development for commercial purposes would create a traffic hazard and would be contrary to the provisions of the County Development Plan which seeks to restrict all frontage development along National Routes so as to minimise the accident risk and protect their traffic capacity and status as inter urban routes.

RECOMMENDATION:

Refusal is recommended for the following reasons:-

1. The proposed development would constitute a traffic hazard because it would be located on a narrow, unrealigned section of the National Secondary Route at a point where the maximum speed limit applies and the traffic generated by the development would interfere with the safety and free flow of traffic along this route.
2. The proposed development would contravene Chapter 25, Table 25 B which seeks to restrict development along this route in the interest of traffic safety."

Councillor M. Fahy proposed the resolution set out on the Agenda. He said it should not have been necessary to submit a Section 4 Resolution on the application. He said the development was in existence since 1980 and the sole business was the sale of fuel. He said there was good visibility at each side of the site and there were no articulated trucks parking there as the applicant carried out the business using his own lorry. Councillor Fahy felt that it would not breach the Development Plan as the building was really only being used for storage purposes. If the application was refused, the applicant would have to emigrate.

The Resolution was seconded by Deputy Treacy. Deputy Treacy said that the applicant had been made redundant some time ago. He had built the shed for agricultural purposes and subsequently, decided to serve the area with fuel delivery from his home. He said the development was set back 100 feet from the road and there was 300 feet clear visibility on either side of the site. He disagreed with the County Engineer's report that it would cause a traffic hazard. He said that other Planning Permissions had been granted along this National Secondary Road and this development was not causing any undue danger.

The applicant employed 5 people who otherwise could be a burden on the State and he considered the application a genuine one.

The County Engineer said that this was another case where Section 4 Resolutions were being used to regularise unauthorised business developments. He said that Permission was given for the erection of a garage subject to the use being restricted to non commercial purposes but the garage is now being used in contravention of the Planning Permission. He said the road was generally in poor condition and while there was good visibility, there was a potential traffic hazard because of a vertical alignment problem. There was heavy traffic on the road during the summer season. He said that an Enforcement Notice had been served on the applicant to cease operations.

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

FOR: Councillors J. Callanan, M. Fahy, P. Finnegan, J. Joyce, M. Loughnane, M. Lynch, J. McDonagh, P. McHugh, J. Molloy, Senator N. O'Conchubhair, Councillors M. O'Morain, M. Ryan, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

(15)

AGAINST: Councillor J. Burke.

(1)

The Chairman declared the resolution carried.

The Deputy County Manager stated that in this case, the time had been extended to the 29th July which was the date of the Meeting and he would have to make an immediate decision on the application. Having discussed the case with Mr. O'Donoghue, Law Agent, the Deputy County Manager stated that this application was identical to Application No. 53541 which was refused on Appeal by An Bord Pleanala. He referred to his statement earlier in the Meeting when he said that greater weight would have to be given to decisions already given by An Bord Pleanala and he read an extract from the High Court Judgement referring to An Bord Pleanala. The Deputy County Manager said that he had no option but to refuse the application.

2426 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 55925 - APPLICANT: MR. WILLIAM DILLON JNR.

The Deputy County Manager submitted the following report which had been circulated to each Member of the Council:

"LOCATION:

The proposed site is on the main Galway/Dublin National Primary Route (N6) just west of Aughrim Village. The site is on the northern side of the N6.

PLANNING HISTORY:

Ref. No. 53994: Permission refused on this to Mr. William Dillon.

Ref. No. 54775: Permission refused on this site to Mr. William Dillon.

Ref. No. 55366: Permission refused on the site to Mr. William Dillon.

The reason for refusal in each case was the same reason as is attached to this recommendation for refusal.

PLANNING CONSIDERATIONS:

The site forms part of a parcel of land approximately 12 acres owned by the Dillon Family. The Dillon family own a licensed premises and petrol pumps at Aughrim in the living accommodation section of which Mr. Dillon Jnr. presently resides. Mr. Dillon Senior resides in a bungalow built recently beside the licensed premises. Mr. Dillon stated in application reg. no. 54775 that the ownership of the Dillon family of these lands (of which this site forms part viz. 12 acres then, (in 1987) was of 5 years duration; therefore, these lands were acquired in 1982 when the present policy of development control on National Primary Routes was as it is today restrictive of development not having a special claim. It appears that the site was bought in full knowledge of these restrictions.

Furthermore, in 1981 (Ref. No. 38450) Mr. Dillon was granted Outline Planning Permission on a site at Aughrim for which he stated he was the "prospective buyer". This site was never subsequently developed.

The site is located on a stretch of the National Primary Route where the maximum speed limit applies. Any traffic generated by the development would interfere with the safety and free flow of national primary traffic, and a grant of Permission would create a precedent for other like undesirable development. The site also will be affected by realignment proposals at this point.

It is not accepted that this proposal is in the categories of housing need permissible on this route. The land holding is only 12 acres and is not regarded as viable by itself. There is residential accommodation in the licensed premises and there are sites available within the village or on the many minor roads adjacent to the village. The object of planning policy is to restrict development along the National routes, not to find more and more exceptions to the restrictive rules.

RECOMMENDATION:

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

1. The proposed development would constitute a traffic hazard because it would be located on a National Primary Route where the maximum speed limit applies, and the traffic generated by the development would interfere with the safety and free flow of traffic along the route. The housing need claimed for such a location has not been substantiated."

The resolution as set out on the Agenda was proposed by Deputy N. Treacy. Deputy Treacy said that this was the only land which the family owns. In regard to the previous refusals, he said that Mr. Dillon did not have an opportunity to explain his position. He was a married man and living in an undesirable location, and Deputy Treacy said that he was satisfied that there was a genuine housing need.

The resolution was seconded by Councillor Callanan. Councillor J. Burke asked if 12 acres was considered a farm holding. Deputy Treacy said that under E.E.C. rules, a parcel of land in excess of 7 acres was considered a farm holding. Councillor

Joyce said that the application should be considered as an application for a house on a farm holding.

The County Engineer said that the site was on a National Primary Road, at a location where the road needed realignment and part of the site would be required for this realignment. He doubted if 12 acres could be a viable farm holding. He said it would be a bad day for Planning in County Galway if every application along a National Primary Route with a 7 acre site had to be granted Planning Permission. He said the Planning Authority would have to guard against this and recommended that the application be refused.

A vote taken for or against the resolution resulted as follows:

FOR: Councillors J. Callanan, M. Fahy, P. Finnegan, J. Joyce, M. Loughnane, M. Lynch, J. MacDonagh, P. McHugh, J. Molloy, Senator N. O'Conchubhair, Councillors M. O'Morain, M. Ryan, Deputy N. Treacy, Councillors T. Walsh, and T. Welby.

(15)

AGAINST: None.

The Chairman declared the resolution carried.

2427 - DISPOSAL OF 7.99 HECTARES OF LAND IN POOLBOY, BALLINASLOE, TO TAHER MEATS LTD.:

It was proposed by Deputy Treacy, seconded by Councillor Callanan, and resolved:

"That Galway County Council hereby approve the sale of approximately 7.99 hectares of land at Poolboy, Ballinasloe, to Taher Meats Ltd., for the sum of £110,000 in accordance with the terms of the Notice under Section 83 of the Local Government Act, 1946, which had been circulated to each Member."

2428 - SHEEP DIPPING REGULATIONS, 1988:

Councillor Callanan asked that a Meeting of the Sheep Dipping Committee be held before the 1988 Scheme is finalised. This was seconded by Councillor Ryan and agreed.

COUNCILLORS' NOTICES OF MOTION:

2429 - OFFSHORE ISLANDS: - MOTION BY DEPUTY ROBERT MOLLOY:

This motion was adjourned to the August Meeting of the Council.

2430 - TAKING OVER OF SERVICES IN TUAM HOUSING ESTATES: - MOTION BY COUNCILLOR P. FINNEGAN:

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

"These estates are being examined and a report will be available for the next Council Meeting."

2431 - THAT THIS COUNCIL DECLARE PUBLIC THE ROAD TO JACK MULLINS HOUSE AT CURRYLEA, LAVALLY: - MOTION BY COUNCILLOR PATRICK FINNEGAN:

The following written reply was given to Councillor Patrick Finnegan:

"Improvement works carried out on the road to Jack Mullin's house at Currylea, Lavally, under a Local Improvement Scheme, included only for the grouting of the surface.

The road requires to be surface dressed in order to bring it to a standard whereby it can be maintained under routine maintenance. It is considered inadvisable to take this road in charge as the costs of maintenance, without it first being surface dressed, would further strain the limited resources of the Council. There is no programme for surface dressing of County Roads. The estimate of costs for surface dressing is £6,600 for which there are no funds available."

2432 - THAT GALWAY COUNTY COUNCIL REMOVE ALL THE SCRAP TRAILERS, BOATS, CARAVANS, RUBBISH, ETC. FROM RINVILLE QUAY IN ORANMORE: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"The matter is being taken up with the Sailing Club with a view to having members remove their old boats, trailers and other scrap from the area."

2433 - THAT THE COUNCIL CARRY OUT STUDY OF THE TRAFFIC SITUATION PREVAILING AT INVERIN WITH A VIEW TO PROVIDING SAFETY MEASURES: - MOTION BY COUNCILLOR JARLATH MacDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"Guidelines laid down for the determination of a warrant for pedestrian crossings will not be satisfied at the site of Inverin Vocational School. A minimum traffic flow of 650 vehicles per hour is required.

A 7 hour traffic count carried out at the Irish College, Spiddal, in September 1987 indicated a total count of all motor vehicles, of 1972, or 282 per hour and would be expected to exceed a similar count at Inverin.

Though the location is within a 40 m.p.h. Speed Limit Zone, the erection of additional warning signs will be considered."

2434 - THAT GALWAY COUNTY COUNCIL CARRY OUT URGENTLY NEEDED WIDENING OF A DANGEROUS BEND AT BELVILLE (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH MacDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"This work could not be regarded as a priority and in any event there are no funds available to carry out this work in 1988."

2435 - THAT COUNTY COUNCIL SEEK AN UP-TO-DATE POSITION FROM THE DEPARTMENT OF THE ENVIRONMENT AS TO WHEN GRANTS WILL BE PAID SO THAT THE HEREIN MENTIONED WATER SCHEMES CAN PROCEED: - (1) KINISKA AREA; (2) BALLINVOHER, TURLOUGHMORE; (3) KNOCKDOE; (4) BALLYBANAGHER, COROFIN: - MOTION BY COUNCILLOR JARLATH MacDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"(1) Kiniska Area - This scheme depends on the implementation of the proposed Claregalway Group Scheme, which in turn will be obtaining its supply from the Mid-Galway Regional Water Supply Scheme - Zone 4. The Contract Documents for the Mid-Galway Regional Water Scheme are under consideration by the Department of the Environment at the present time.

- (2) Ballinvoher - there is no group water supply scheme proceeding at Ballinvoher at the present time.
- (3) Turloughmore and District Group Water Supply - This Scheme will be obtaining its water supply from Mid-Galway Group Water Supply Scheme.
- (4) Knockdoe Group Water Supply Scheme - This scheme will be obtaining its supply from the Mid-Galway Group Water Supply Scheme.

The Turloughmore and Knockdoe Group Water Schemes have been advised by the Department of the Environment to amalgamate. The Department of the Environment are awaiting revised joint proposals from these two Groups at the present time.

- (5) Ballybanagher Group Water Supply Scheme - This scheme depends on the Corofin/Ballintubber Group Water Supply Scheme for its water supply. Corofin/Ballintubber are at present negotiating with Mid-Galway Group Water Supply Scheme to obtain a water supply from their scheme, as the present source is polluted. No development can be made with Ballybanagher until this matter is agreed.

It is not possible for the Department of the Environment to indicate at the present time when grants will be paid to any of the above listed group schemes."

- 2436 - THAT SIGNS FOR A DANGEROUS BEND BE ERECTED AT THE NARROW BEND AT MICHAEL (SONNY) KELLY'S HOUSE, BELLVIEW, LAURENCETOWN, AND THE BUSHES GROWING ON THE DITCH BE CUT DOWN AS LOW AS POSSIBLE: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor Joyce:

"This is a dangerous bend on C.R. 558 which is a shortcut on the Laurencetown/Kiltormer Road. Signs will be erected and arrangements made to have the bushes cut down."

- 2437 - THAT THE SIX COUNTY COUNCIL HOUSES IN LAURENCETOWN BE PROVIDED WITH INDIVIDUAL SEPTIC TANKS: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"Under the present tenant purchase schemes, the houses in Laurencetown are being sold in their present condition. This includes the communal septic tank. There are no plans or funds to provide individual septic tanks, and there are no engineering reasons for doing so."

- 2438 - THAT FOOTPATHS BE PROVIDED IN MOYCULLEN VILLAGE: - MOTION BY SENATOR PADRAIC McCORMACK:

The following written reply was given to Senator Padraic McCormack:

"Funds are not available for the provision of footpaths in Moycullen Village during the current year. The work could be considered under Notice of Motion funding."

- 2439 - THAT GALWAY COUNTY COUNCIL ERECT TOILET FACILITIES AT ANNADOWN PIER: - MOTION BY SENATOR PADRAIC McCORMACK:

The following written reply was given to Senator Padraic McCormack:

"There are no funds available for the construction and maintenance of permanent toilet blocks."

- 2440 - THAT GALWAY COUNTY COUNCIL CONNECT THE 22 HOUSES IN THE ARD AOIBHINN ESTATE, MONIVEA, TO THE MID-GALWAY REGIONAL WATER SCHEME: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"A supply of water is available from the Mid-Galway Regional Water Supply Trunk Main at Monivea for the houses at Ard Aoibhinn subject to the normal conditions of supply to Group Water Schemes from the Council mains.

The connection of length 400 m. approximately might be made as a Group Scheme.

The group should provide plans and details of the existing distribution system which would require inspection and testing by the Council."

- 2441 - THAT GALWAY COUNTY COUNCIL TAKE OVER THE PORTUMNA NUMBER 2 GROUP WATER SCHEME: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"The request to take over the scheme is being examined by the Council. This examination will include a full survey of the scheme to see if it is in good order and repair. The group will have to supply as constructed drawings indicating every detail in relation to the water main, and the location of all connections and sizes of same. The group will also have to submit evidence that all land acquisition, wayleaves, and rights of way have been acquired in such a manner as to be readily transferrable to the Council."

- 2442 - THAT GALWAY COUNTY COUNCIL WOULD HAVE SPECIAL PRIZES IN THE TIDY TOWNS COMPETITION IN THE COUNTY FOR THE DISPLAY OF WINDOW BOXES, HANGING BASKETS AND CONTAINERS, ETC AS A FORM OF OUTDOOR FLOWER ARRANGING: - MOTION BY DEPUTY MICHAEL P. KITT:

The following written reply was given to Deputy Michael P. Kitt:

"No money has been allocated in the 1988 Environment Campaign separate prizes for window box displays, hanging baskets, etc. Extra marks will of course be awarded, to those towns taking part in the Tidy Towns Competition for such displays."

- 2443 - SEWERAGE TREATMENT PLANTS AT CLOONARKIN DRIVE AND BEECH GROVE, ORANMORE: - MOTION BY DEPUTY FRANK FAHEY:

The following written reply was given to Deputy Frank Fahey:

"Planning Permission was granted to the Developers in this case to build housing estates at Cloonarkin and Beech Grove, Oranmore, on condition that the Developer would provide adequate services and maintain same. The Council were given a charge on lands belonging to the Developers as a guarantee that they would satisfactorily provide services on one estate.

In 1984, the Developers ceased to maintain the Treatment Works and the Council were obliged to prosecute them for a Public Health Nuisance. A Court Order was obtained to abate the nuisance, but the Developers did not comply with the Order and the Council had to carry out work on their default. The Developers have been furnished with accounts for this work, but the accounts have not been paid to date. At a Council Meeting of the 9th December,

1983, the Council considered a Section 4 Resolution requiring that the County Manager decide to take in charge the Sewerage Treatment Plants in question. The matter was adjourned to the Council Meeting of the 19th December, 1983. In the course of the debates at the Council Meetings, the Members were informed that the primary reason why the Council could not take over the scheme was that the Plants were not in good repair. The Law Agent explained the legal position in relation to the taking over of private sewerage schemes. He indicated that the County Manager could not implement the Section 4 Resolution if it was unlawful to do so and he was satisfied that it would be unlawful in this case. In view of the legal advice, the County Manager did not implement the terms of the Resolution as passed by the Members.

The matter was discussed further at the Council Meeting of the 24th September, 1984, when the Council were informed that the case had been referred to the Minister who had replied stating that while he agreed that the Plants were not in good order, he suggested that the finance by way of a loan would be made available to bring the Plants up to the required standard. The Council agreed in principle that plans and an estimate should be prepared for the remedial works involved.

At the Council Meeting of the 22nd October, 1984, the County Manager informed the Council that a rationalisation scheme had been prepared. The Council agreed to raise a loan of £56,000 to cover the then estimated costs of the works.

The Council initiated negotiations with Kilraines and it transpired subsequently that Kilraines were not the owners of the land where the Treatment Plant was located, which was required by the Council in connection with the remedial works. The owner of the land required by the Council was a Mr. Corcoran who died in 1986. Further difficulties then arose in relation to the acquisition of the necessary lands.

Concurrent with these developments, the Council were proceeding with plans for a new sewerage scheme for Oranmore. The original plans included a proposal to discharge treatment effluent into the Bay. In May, 1986, the Department of the Environment requested that consideration should be given to allowing Galway County Council to pump the effluent from Oranmore into the Galway City Main Drainage system. This proposal was examined and subsequently agreed.

As the up dated estimated cost of the remedial works was £100,000, it was considered that this remedial scheme would not be justified economical as the Scheme would become obsolete and would have to be removed from the site when the comprehensive scheme progressed.

A preliminary report was commissioned to consider the proposal to pump the effluent from Oranmore to the Galway Main Drainage Scheme. This report has been submitted by the Consultants. It is being examined by the Engineering Technical Staff at present and requires further consultation with Galway Corporation which is being put in train.

The Council hold a charge as security to ensure the construction, satisfactory completion and maintenance of one of the estates until taken in charge by the County Council. The Council are at present pressing the Developers to pay outstanding accounts furnished in respect of maintenance

The Manager is prepared, strictly without prejudice, to meet and discuss the case with the Developers."

2444 - THAT GALWAY COUNTY COUNCIL INSIST THAT A FULL ADDRESS BE PUBLISHED WITH ALL Planning Permissions: - MOTION BY COUNCILLOR JOE BURKE:

The following written reply was given to Councillor Joe Burke:

"The content of the public notice required in respect of every application is prescribed in the Local Government (Planning & Development) Regulations, 1977. It is assumed that public notice by way of newspaper advertisement is the subject of the Notice of Motion rather than site notices and Article 15 of the Regulations prescribes the content of such notices.

As can be seen from the attached extract paragraph (b) of Article 15 requires the notice to state the location of the land or the address of the structure to which the application relates (as may be appropriate), i.e., "address" is mentioned only in relation to an existing structure while the majority of planning applications would relate to undeveloped sites.

The explanatory notes issued by the County Council to prospective planning applicants advise that the name of the townland in which the site of the proposed development is located should be stated in the public notice and that if the proposed development is located in a town or village, the street name should also be stated.

However, if a public notice relating to proposed development in a town complies with all the requirement of Article 15 contains the correct townland name as it appears on the Ordnance Survey Map, the County Council could not easily refuse to accept such a notice on the grounds that a street name had not been included. Such refusal could be interpreted as a requirement in excess of what the law demands. The inclusion of a correct townland name in the public notice gives an equal opportunity to all citizens, whether local or not, to be aware of development proposals. The statement of the applicant's name and the correct townland name is sufficient to enable any current planning application to be traced in the Council's Planning Register which is available in the Planning Office so that the public can locate an examine details of any development proposals which may be before the County Council for decision."

2445 - TOWN HALL CINEMA: - MOTION BY COUNCILLOR THOMAS WELBY:

The following written reply was given to Councillor Thomas Welby:

"The only rent due for the Town Hall Cinema is the rent for the half year ended 31st March, 1988, which amounted to £2,750. The question of rates is a matter for Galway Corporation."

2446 - PROPOSED EXTENSION TO LETTERMORNACOILE BURIAL GROUND: - MOTION BY COUNCILLOR THOMAS WELBY:

The following written reply was given to Councillor Thomas Welby:

"The lands selected for the proposed extension are defined on a 6" Ordnance Survey Map and very difficult to define on site. Part of the lands are registered and part unregistered. Once this matter is clarified the acquisition can proceed in the normal way."

- 2447 - WHEN WILL THE GLEANTRAGUE ROAD BE COMPLETED UNDER THE ALLOCATION PROVIDED IN THE ESTIMATES: - MOTION BY COUNCILLOR THOMAS WELBY:

The following written reply was given to Councillor Thomas Welby:

"A grant of £23,022 under the E.E.C. Western Package, has been provided for drainage and strengthening works on the road from the American Junction in Gleantrague. The work will be completed in September next."

- 2448 - THAT GALWAY COUNTY COUNCIL ERECT A LIGHT URGENTLY BEFORE WINTER OUTSIDE BALLYMANA CHURCH, CRAUGHWELL: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"No funds available for lighting in the current year. If future funds become available this location will be given due consideration."

- 2449 - ORANMORE SEWERAGE SCHEME: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"Oranmore Sewerage Scheme Revised Preliminary Report was received 10/5/1988. It is being examined by the Engineering Technical Staff at present and requires further consultation with Galway Corporation which is being put in train."

- 2450 - LAY-BY AT LISSATUNNA, ARDRAHAN: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"There are no funds available at present to carry out works on lay-bys."

- 2451 - APPOINTMENT OF CARETAKER FOR BALLYMORE BURIAL GROUND, CRAUGHWELL: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"It is hoped that the position of Caretaker of Ballymore Burial Ground will be resolved shortly."

Councillor Loughnane asked that this Notice of Motion be adjourned to the August Monthly Meeting.

- 2452 - INCREASES IN WATER AND REFUSE CHARGES: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"Any proposals for revised water and refuse charges for 1989 will be included in the Estimates for the consideration of the Council."

Councillor Loughnane asked that this Notice of Motion be adjourned to the August Monthly Meeting.

- 2453 - THAT THE FABRIC OF THE COUNTY ROAD WHICH HAS DISINTEGRATED AT BALLYMORE AND STRONGFORT, CRAUGHWELL, BE RECONSTRUCTED: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"There are no funds available in this year's Budget for this work. It will be included in next year's Estimates. This road will also be considered for inclusion in next year's FEOGA Road Works."

Councillor Loughnane asked that this Notice of Motion be adjourned to the August Monthly Meeting.

- 2454 - FLOODING AT ESKER, GLENAMADDY: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor Tiarnan Walsh:

"The legal aspects of the raising of the road level are under investigation. A further report will issue."

Councillor Walsh asked that this Notice of Motion be adjourned to the August Monthly Meeting.

- 2455 - SYMPATHY:

Resolutions of sympathy were adopted with the following:

Mr. Stephen Folan, N.T., Carna, Co. Galway.
Mr. Eamon Conole & Family, Ballymaquive, Ardrahan, Co. Galway.

- 2456 - CORRESPONDENCE:

Copies of the following correspondence were circulated to each Member of the Council:

- (1) Letter dated 21st July, 1988, from the Office of the Minister for Defence regarding a resolution passed at a recent meeting of the Council that an Air Corps Helicopter be located at Galway Airport for Search and Rescue purposes.
- (2) Letter dated 5th July, 1988, from Clare County Council regarding the employment of suitable qualified persons from the unemployment register for all future Elections both Local and National.
- (3) Letter dated 29th June, 1988, from Monaghan Urban District Council regarding a call on the Government to institute an independent body to allocate the National Lottery Fund.
- (4) Letter dated 30th June, 1988, from Monaghan Urban District Council regarding fines for Money lending.
- (5) Letter dated 5th July, 1988, from Derry City Council regarding a resolution passed by them to protest in the strongest possible terms to Mr. Tom King, Secretary of State for Northern Ireland, regarding the proposal to dump nuclear waste of Rockall.
- (6) Letter dated 8th July, 1988, from Donegal County Council regarding a call on the British Government to withdraw her forces of occupation from the British occupied Six Counties of Ireland.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED, + SUBMITTED:

Patrick Dunne CHAIRMAN

22-1 August 1988 DATE

MINUTES OF MEETING HELD ON 29TH JULY, 1988

AQUACULTURE COMMITTEE

Present

Michael O Morain, Chairman
Councillor John Molloy
Councillor Paddy McCormack
Councillor Jarlath McDonagh
Councillor Thomas Welby
Councillor Nicholas O Conchubhair
Mr. Pat Flood, County Engineer
Mr. Edmund Gleeson, County Secretary
Mr. Liam Kavanagh, S.E.E. Planning
Mr. Padraic Larkin, E.E.
Mr. Alec Fleming A.O.

Item 1 Proposed Development At Ballintubber

Mr. Richard Faherty's (S.E.E.) report on the development was given to the meeting. Councillor McCormack expressed reservations about the report as there was no guarantee that there would be no pollution as a result of this development particularly as the river flowed into the Corrib which was used by a number of Group Water Supply Schemes. Mr. Larkin E.E. explained that this is one of five hatcheries in the County and that the use of chemicals in hatcheries is very slight compared to Fish Farming in cages. Normally the only input in addition to food is some sulphur as a cleaning agent for gills. It was explained that any pollution would be practically untraceable and would be very slight compared to normal agricultural pollution which was a much more serious concern.

With regard to the chemical malachite green there was only a half litre kept on site and small doses are used. The developers always keep a register which is inspected and the Council arrange for spot checks of the quality of discharge 6 to 10 times a year concentrating when there is most stock on hand. The water pollution licence is under appeal and no doubt the conditions attached to the licence will receive further scrutiny during the course of the appeal. It was explained that the Council have only been monitoring the operation for the last 6 to 9 months since the decision to issue the licence and the company has been operating since 1982. It was originally contended that because of the permission from the Department of Fisheries they did not require a discharge licence but the Council insisted that they did.

It was stressed that the operation was a well run one and the amount of chemicals kept on site is so small that it would not be a serious public health risk even allowing for human error in the use of the chemicals. The Councils policy has always been one of openness, and in the area of fish farming it has carried out a lot of detailed technical research. It was pointed out the pollution from agricultural operations such as the

spreading of fertiliser etc. is causing the greatest concern regarding the quality of water in Lough Cirrib and it is an area which is very difficult to deal with as it is very often impossible to identify point sources etc.

Item 2 Pollution of Source at Ballroebuck Group Water Scheme

Mr. R. Faherty E.E.'s report of 25th July, 1988 was considered. It was explained that the source was an old Council pump and it had become unsuitable due to pollution a long time before the hatchery started operating and the most likely cause of the pollution was agricultural. There was no evidence at all that there was any deterioration in the quality of the water due to the hatchery.

Item 3

It was agreed that a letter should be written on behalf of the Council to the Department of the Marine expressing the Councils concern that developments at sea which cause pollution etc. could go ahead without any input from the Council and that the Council be informed of all such developments. It was agreed that all such developments should pay commercial rates as they were causing untold damage to the road network and if they were paying commercial rates they would at least be contributing to their repair.

In reply to a query regarding applications for fish farm developments on either Lough Corrib or Lough Mask, Mr. Liam Kavanagh, S.E.E. Planning, replied that he was not aware of any application for Lough Corrib and he had not been informed by Mayo County Council of any application for Lough Mask. Concern was expressed regarding a proposal for fish farm development on the proposed source for the Tully/Letterfrack Regional Water Supply Scheme. It was suggested that no cages should be allowed on any freshwater stream.

Concern was also expressed regarding the trend of applications being appealed to An Bord Planala for fish farming operations. Reference was made to an application on Lough Na Foey Ref 52454 in which the Council refused the application on Public Health grounds and amenity grounds and an Bord Planala refused on amenity grounds only. The Council subsequently granted a new application when it was proposed that the cages be submerged. It was explained that the Council had to have regard to the planning appeals earlier decision which did not state Public Health as being a reason for refusing the application.

The meeting terminated.

SUBMITTED, APPROVED + CONFIRMED:

Padraic Larkin CHAIRMAN

22nd August 1988 DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

15u la Lunasa, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú i gCoiste de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 22u la Lunasa, 1988, ar a 3.00 a chlog sa trathnona.

A Meeting of a Committee of all the Members of Galway County Council will be held in the County Buildings, Galway, on Monday, 22nd August, 1988, commencing at 3.00 p.m. You are requested to attend.

Mise, le meas,

T. O'CAOMHANAIGH,
Runai Sealadach.

A G E N D A

1. Judgement relating to High Court Judicial Review between P. & F. SHARPE LIMITED and GROVE DEVELOPMENTS LIMITED (Applicants) - and - DUBLIN CITY AND COUNTY MANAGER (Respondent).

MINUTES OF THE MEETING OF A COMMITTEE OF ALL THE MEMBERS OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON 22ND AUGUST, 1988, TO DISCUSS THE JUDGEMENT OF THE HIGH COURT JUDICIAL REVIEW - P. & F. SHARPE LIMITED AND GROVE DEVELOPMENTS LIMITED - and - DUBLIN CITY AND COUNTY MANAGER:

IN THE CHAIR: Councillor P.J. Finnegan.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, M. Fahy, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M.P. Kitt, Councillors J. Lambert, M. Loughnane, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, T. Walsh, and T. Welby.

Officials:

Messrs. S. Keating, County Manager; P. Flood, County Engineer; J. Howlett and D. O'Donoghue, Assistant County Managers; T. O'Donoghue, Law Agent; L. Kavanagh, Senior Executive Engineer; A. Fleming, Administrative Officer; D. Barrett, Senior Staff Officer; and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

- 2457 - The Chairman asked Mr. O'Donoghue, Law Agent, to give his observations on the Judgement and perhaps clarify some questions that might be raised.

Mr. O'Donoghue, Law Agent, referred to his report of the 16th August, 1988. He said that the Judgement was being appealed to the Supreme Court and was, therefore, subjudice, so his comments would be confined to explaining the Judgement rather than commenting on it. He said that the Judgement brought out the point that the Members and the Manager are bound by the same restrictions in considering a Planning Application, i.e., the proper planning and development of the area. If the Manager feels that the Members have not considered the proper planning and development of the area or have considered something else, his advice as Law Agent would be that the Manager was not bound by the Members' decision. On the question of technical advice, Mr. O'Donoghue said it was not known what technical advice was made available to the Court. It was difficult to see how the Manager can safely ignore expert advice pointing to a traffic hazard or pollution. Mr. O'Donoghue said that in recent times, local authorities are being held liable for damages on an increasing scale. The tendency is to draw public authorities into claims where a loss has been suffered, and in the case of a local authority, this could result in an action for damages rather than surcharge. He said that the Judgement was of no help in laying down criteria as to what decisions of the Council might be legal or otherwise. Mr. O'Donoghue referred to another recent Supreme Court Judgement where one of the Judges expressed the view that a Planning Authority could not grant Permission in a case which was refused previously unless there were changed circumstances. He said that he saw no reason to change from the existing policy in relation to Section 4 Resolutions.

Senator McCormack said it appeared that the Judgement would make no difference in regard to the implementation of Section 4s by the Manager, and asked if the Supreme Court decision would change this. Mr. O'Donoghue said that the Supreme Court decision could be important.

2.

MEETING OF A COMMITTEE OF ALL THE MEMBERS OF GALWAY COUNTY COUNCIL
ON 22ND AUGUST, 1988.

Councillor O'Morain asked if the Law Agent was saying that the Planning Act negated the power of the Local Authority. He said that the Council would have to have another look at the Dev. Plan as the opinion of Members did not carry any weight. He said that the development of the County could be broken down into the development of each Electoral Area, and in his opinion, development meant provision of services and increasing the population by making the area more attractive, etc. Mr. O'Donoghue said that under the Planning Act, the Council, in considering Planning applications was restricted to considering the proper planning and development of its area, regard being had to the provisions of the Development Plan. He said the Plan was a very important adjunct to the Act but it did not cover every circumstance. He said the Act defined "development" as physical development. Replying to Councillor McHugh, Mr. O'Donoghue said that he did not know what advice, engineering or otherwise, was put forward for the applicants for the development. As a Lawyer, he said that he would not weigh his own opinion on a roads matter against that of a Roads Engineer, or against the County Medical Officer on a pollution matter.

Replying to Senator McCormack, he said that applicants for Planning Permission were free to submit expert advice with their Planning application.

Councillor Joyce referred to the second paragraph on page 4 of the Judgement which said that once the Council made a decision that the County Manager should be directed to Grant Permission, there was no scope for him to refuse to implement that decision. He said this was a fairly absolute statement although the question of unlawfulness was also mentioned in connection with it. Councillor Joyce also quoted other extracts from the Judgement.

Councillor O'Morain asked what was the legal position of the County Development Plan. Mr. O'Donoghue said that the Development Plan was not the Law but was very close to it. He said a County Plan was in general terms whereas a Town Plan was more specific. Under the Planning Law at present, the proper planning and development of the area takes precedence. Councillor Lambert said that he could not understand why some Section 4s are implemented while others are not.

Councillor U. Burke said that sometimes ^{the advice} of the Council's Technical Staff is inconsistent and he referred to a case in Aughrim. He asked if the Law Agent would have to be present at every Meeting in order to be able to advise the Manager subsequently. He also referred to a legitimate case of a second family dwelling which was refused on the basis that there was an alternative site available. In another case, the Health Inspector recommended refusal on grounds of pollution, and Permission was granted. As regards the question of refusing one applicant and giving Permission to another, he said this was something which had only been mentioned recently. He said there were also inconsistencies where Permission was refused because of slow moving traffic. The County Manager asked Councillor Burke to submit details of any cases where he felt there were inconsistencies.

Deputy Kitt said it looked as if applicants would have to engage Engineers or Architects, and this could be quite expensive. He said he was dissatisfied in relation to the refusal of Permission for some petrol stations. Councillor M. Fahy said it was unfair to refuse Permission for retention of some developments which were in operation for a number of years and where there were no accidents. Councillor Loughnane said he did not think that private professional advisers would be as familiar with planning as the Council staff. He asked if the Law Agent left himself open to danger in giving advice.

3.

MEETING OF A COMMITTEE OF ALL THE MEMBERS OF GALWAY COUNTY
COUNCIL ON 22ND AUGUST, 1988.

Senator O'Conchubhair stated that in making decisions on Section 4 Resolutions, the Council were making democratic decisions and it was hard to understand why they were not implemented. He asked if all Section 4 cases would have to go to the Supreme Court.

Councillor Brennan said that it would be easier to discuss the High Court Judgement if it related to a specific Section 4 Resolution which was before the Council. He said that if Section 4 Resolutions were to be passed in future, the Plan would have to be changed.

Replying to some of the questions raised by the Members in connection with the Judgement, Mr. O'Donoghue, Law Agent, said that the Judgement had raised a number of debating points, some of which he found difficult to explain. He said that in dealing with a Section 4 Resolution for the granting of a Planning Permission, the Members must weigh up all the evidence and that the County Engineer, Planning, Health and Sanitary Services staff were experts employed by the Council. These experts cannot change their advice to suit the applicant as their duty is to the Planning Authority.

Councillor U. Burke asked what standing had the three Councillors who signed the Section 4 Resolution. Councillor O'Morain said that he saw the Councillors role as acting on behalf of the applicant. Mr. O'Donoghue said that it would be up to the applicant to get expert advice, and to submit it so that it would become part of the application.

Councillor Welby said that the only solution was to review and change the Plan and he proposed that this be done. Councillor Joyce referred to a case where expert advice was submitted, but it was given no validity. He wondered which expert is correct. He said he would be satisfied if all Section 4s went to An Bord Pleanala. Councillor Brennan said that one of the problems was that Councillors were dealing with their Constituents. He said that the Council had experts employed and if they did not accept the advice of the County Engineer and other staff, then the system was open to all kinds of dangers.

The Chairman then decided that any further discussion on the matter would be deferred until after the Supreme Court Hearing.

2458 - LAW AGENT'S ADVICE RELATING TO PLANNING APPLICATION NO. 55022
- MICHAEL MOLLOY:

The Chairman agreed that Items 6 and 7 on the ordinary Agenda could be considered at the Committee Meeting.

Councillor Mannion referred to the last paragraph of the advice of the Law Agent dated 14th June, 1988. He said that it had since come to his attention and the attention of Councillor O'Morain that a submission had been made by Rooney Associates in respect of a Treatment System ^{on the same site} and he asked Mr. O'Donoghue if this would change the situation. Mr. O'Donoghue said that he would need time to consider the matter. It was agreed that this item be put on the Agenda for the next Meeting.

2459 - PLANNING APPLICATION NO. 55802:

Senator McCormack referred to Planning Application No. 55802 in the name of Mr. Marcus Keane for the retention of a general purpose shed in the Townland of Shannaunafeola. He said that the County Manager had refused to implement the Section

MEETING OF A COMMITTEE OF ALL THE MEMBERS OF GALWAY COUNTY COUNCIL ON 22ND AUGUST, 1988.

4 passed in this case although there was no traffic hazard or pollution problems. In his opinion, the Law Agent's advice was not based on what happened at the Meeting. He said the applicant had 2,000 acres and was a sheep farmer and needed the shed for his tractor, tools, etc. He said the Council was unanimous in support of the application and he could not understand the Law Agent's advice on it. Councillor Joyce said that he had seen the shed and agreed that it looked out of place, but that its position could be improved by painting, etc.

Mr. O'Donoghue said that he was at the Meeting but could not remember the details. He said it was probably the only section not implemented on amenity grounds. He said the building was in existence and the application was for its retention. The Engineer had said that the building was obtrusive on the landscape in an area of outstanding scenic amenity. This advice was not refuted and to permit the development, therefore, would be contrary to the proper planning and development of the area. The County Manager advised the Members that the application was on Appeal. Senator McCormack had said that the applicant had offered to paint the building and that a condition could have been included which would have resolved the issue. He said that if there was a little bit more reasonableness from the Officials that there would be a greater understanding from the Members.

THE MEETING THEN TERMINATED.

Submitted, Approved and Confirmed,

Patrick Finegan Chairman,

24th Oct 1988 Date.

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

15u la Lunasa, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 22u la Lunasa, 1988, ar a 4.00 a chlog sa trathnóna.

Mise, le meas,

T. O'CAOMHANAIGH,
Runai Sealadach.

A G E N D A

1. Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:

"That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Permission for retention of entrance to field at Coilleach, An Spideal, Co. na Gaillimhe. - Planning Ref. No. 56056.
Applicant: Tomas Breathnach.
2. Minutes of the following Meetings:
 - (a) Annual Meeting of Galway County Council held on the 18th July, 1988.
 - (b) Monthly Meeting of Galway County Council held on the 29th July, 1988.
 - (c) Aquaculture Committee Meeting held on the 29th July, 1988.
3. Sheep Dipping Regulations, 1988. (already circulated)
4. Declaration of Roads to be public roads. (Details circulated)
5. Overdraft for quarter ending 31st December, 1988.
6. Law Agent's Advice dated 14th June, 1988. - Planning Ref. No. 55022 - Michael Molloy.
7. Planning Application No. 55802 - Minute No. 2418 of 29/7/'88.
8. Report on provision of Halting Site for Travellers - Report circulated.
9. Letter of 17th May, 1988, from the Department of the Environment regarding the By-Pass of Loughrea. - Details already circulated.

10. Grupa Stiurtha faoin nGaeilge sa tSeirbhis Rialtas Aitiuil Seiminear a reachtail i gCathair na Mart, Co. Mhaigh Eo, ar an 30 Mean Fomhair - 2 Deireadh Fomhair, 1988.
11. International Conference - Wild Salmon - Present and Future at Sherkin Island Marine Station on Friday, 16th - Saturday, 17th September, 1988.
12. National Housing Conference in Brighton - 1/3 November, 1988.
13. People of the Year Awards - any nomination to be submitted in writing.
14. Malicious Injury Decrees - list herewith.
15. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION

(a) Adjourned from previous Meeting:

COUNCILLOR TIARNAN WALSH: - I will propose:

16. That Galway County Council carry out the necessary work immediately to prevent flooding at Esker, Glenamaddy, or must the eight families who suffer the isolation caused by the flooding face another winter depending on tractors with transport boxes to travel the public road.

DEPUTY ROBERT MOLLOY: - I will propose:

17. That Members be provided with a copy of the Council's submission to the Offshore Islands Committee.

COUNCILLOR MATT LOUGHNANE: - I will propose:

18. That a Caretaker be appointed for the Burial Ground at Ballymore, Craughwell.
19. That the County Manager instruct the Finance Officer to avoid any increase in water and refuse charges in the coming year's Estimates.
20. That the fabric of the County Road which has disintegrated at Ballymore and Strongfort, Craughwell, be reconstructed.

COUNCILLOR PATRICK FINNEGAN: - I will propose:

21. That this County Council take over the services in the following Tuam Housing Estates - Parkview Drive, Millstream Park, Trinity Court, Cedar Court and Bel Air Drive.

(b) Other Motions received:

COUNCILLOR JARLATH McDONAGH: - I will propose:

22. That the County Council utilise Social Employment Scheme to carry out improvement work at Moorepark Cemetery. (Details supplied)
23. That the County Council have investigation carried out with a view to having flooding problems eased at Caheravoola, Cummer. (Details supplied).
24. That the County Council inform me of the current position regarding the vital extension to cemetery. (Details supplied)

DEPUTY NOEL TREACY: - I will propose:

25. That Galway County Council immediately adopt a road in an area (details supplied) which was recommended for adoption several years ago and which has not been done as yet but the necessary ancillary work be carried out and the details of when the adoption and the works to be carried out will be done including dates, etc.
26. That Galway County Council take immediate action to alleviate the serious flooding which is constantly occurring (location details supplied), that the works to be carried out be outlined immediately, that the date in which these works will be carried out and the relevant cost of same if necessary be outlined also and that a full report on this matter be made available for the next meeting.

COUNCILLOR MATT LOUGHNANE: - I will propose:

27. That appropriate safety measures be taken at location (details supplied); such measures to include hedge cutting, bank removal and lining of road.

COUNCILLOR MARTIN LYNCH: - I will propose:

28. That the Galway County Council cut the bushes and briars on the Hollywood Road (Craughwell) as these have not been cut for 2 years.

COUNCILLOR JAMES JOYCE: - I will propose:

29. That the special bath and various fittings in the Council house, Cloughbrack, Eyrecourt, occupied by (name supplied), be removed, as the tenant in question cannot use it without extreme difficulty, and that the tenant be provided with a simple shower unit in its place.

COUNCILLOR JOE BURKE: - I will propose:

30. That Galway County Council propose to the Minister for the Environment that the full postal address of the development be included in the Public Notice for all Planning Applications (Townspark Divisions are often insufficient to identify a site).

DEPUTY MICHAEL P. KITT: - I will propose:

31. That Galway County Council would give details on the payment to Roscommon County Council for water supply to the Caltraduff/Muckloon/Derryfadda Group Water Scheme and what the total cost to the Group Scheme will be.

AUGUST MEETING

DECREES

DAMAGE

MALICIOUS

Name and Address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
Industrial Dev. Authority, Ballybrit.	Damage to premises	County at Large	£400,000.00	£163,430.86
Rehabilitation Institute Western Region, Ballybrit.	Damage to Machinery and Stocks	"	£300,000.00	£195,506.06
Lowry Motor Parts Ltd Tuam Road, Galway.	Damage to Property.	County at large		£4,900

MINUTES OF PROCEEDINGS AT MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD IN THE COUNTY BUILDINGS, GALWAY, ON 22ND AUGUST, 1988.

IN THE CHAIR: Councillor P. Finnegan.

ALSO PRESENT:

Members: Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, M. Fahy, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M.P. Kitt, Councillors J. Lambert, M. Loughnane, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, T. Walsh, and T. Welby.

Officials: Messrs. S. Keating, County Manager; P. Flood, County Engineer; J. Howlett and D. O'Donoghue, Assistant County Managers; T. O'Donoghue, Law Agent; L. Kavanagh, Senior Executive Engineer; A. Fleming, Administrative Officer; D. Barrett, Senior Staff Officer; and T. Kavanagh, Acting County Secretary.

2460 - VOTE OF SYMPATHY:

Councillor Walsh proposed a vote of sympathy to Councillor Ryan on the recent death of his brother. All the Members and the Manager joined in the expression of sympathy to Councillor Ryan. Resolutions of sympathy were also adopted with the following:

Mr. Paddy Ruane, Carnmore, Oranmore.
The Cummins Family, Moneymore, Oranmore.
The Hackett Family, Prospect Hill, Galway.

The Meeting then adjourned for five minutes as a mark of respect.

2461 - VOTE OF CONGRATULATIONS:

Councillor Lambert and the Members congratulated Councillor McDonagh on his nomination as Clubman of the Year.

2462 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 56056: APPLICANT: TOMAS BREATHNACH:

The County Manager submitted the following report which had been circulated to each Member of the Council:

"LOCATION:

Site is located on the southern side of the Galway-Spiddle road approximately opposite Colaiste Chonnacht.

PLANNING HISTORY:

35531: Permission was granted on a larger site which included the proposed site for dwellinghouse in July 1980. Permission was granted on the basis of second family claim. Dwellinghouse was to be located at the southern end of the site and access was to be from County Road to the east only. Applicant: Mr. Tomas Breathnach.

PLANNING CONSIDERATIONS:

The site which is the subject of this proposal forms part of a site on which a previous permission, ref.

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 22/8/'88.

2.

no. 35531 was granted. Applicant subsequently placed a mobile home and shed on the site and opened an unauthorised access onto the regional road. He also opened an access from the County Road to the east which serves the mobile home. Applicant has two no. additional applications under consideration at present.

56055 - application for retention of mobile home, septic tank and shed.
56057 - application for Permission for erection of dwellinghouse.

Both these applications are on a much reduced site from the original granted (Ref. 35531). The unauthorised access is onto a restricted regional road (R 336) outside the 30 m.p.h speed limit. There is no need for the access as it does not serve the mobile home, will not serve the proposed dwellinghouse, and an alternative access has already been provided from the County Road to the east of the site.

RECOMMENDATION:

Refusal recommended as follows:

The proposed development would contribute to a traffic hazard as the site is situated adjacent to a heavily trafficked tourist and commuter route and the traffic generated by the proposed development would interfere with the safety and free flow of traffic along the said route. An alternative means of access exists from County Road to the east."

The County Engineer went through the report and said that he did not understand the need for the entrance. He said that the road in question and another road in the Donegal Gaeltacht had been the subject of a survey because of the high number of accidents on them. The conclusion of the survey was that the high number of openings onto the road was a contributory factor. He recommended that the Council refuse the application.

The resolution set out on the Agenda was proposed by Senator O'Conchubhair and seconded by Councillor O'Morain. Senator O'Conchubhair said that the applicant could not open an alternative access into the site because of the big drop in the field. The applicant only required this access for agricultural purposes and was prepared to "freeze" the site from further planning permissions. Councillor O'Morain said that he had made consultations about the application. He said it was not accurate to say that the access was onto the Regional Route. He said no explanation was given of the terrain of the land. He said the Members were not being allowed to interpret the Plan as they intended and referring to the number of accidents, he said that these could be related to the large numbers of children attending Irish Courses. The County Engineer said that the land was accessible from the minor road and that the placing of two entrances side by side made the position more serious.

Councillor J. Burke said that it was wrong that people would go and do their own thing without getting Planning Permission. He said the Members were obliged to recognise the results of the Study which had been carried out. He proposed that the application be refused and asked the County Engineer to state what section of the plan was being contravened. The County Engineer read extracts from the Development Plan.

Councillor Brennan said that the Members were abusing their powers and he seconded Councillor Burke's proposal. The County Manager said that the Members attention had been directed to a specific danger and he felt obliged to give them the statutory warning.

Councillor Joyce said that in view of what the County Manager had said, the position was very serious for Councillors and he proposed that Senior Counsel's Opinion be obtained on the liability of Councillors in these situations. This was seconded by Senator McCormack and agreed.

Replying to Senator O'Conchubhair, the County Engineer said that the development was in the 40 mile limit. Senator O'Conchubhair and Councillor O'Morain said that they were prepared to withdraw the resolution if the County Manager was agreeable to get Counsel's Opinion. The County Manager agreed to do this and the Resolution was withdrawn.

Councillor O'Morain proposed that a resolution be sent to the next Meeting of the General Council of County Councils asking that Legal Opinion be obtained to clarify the personal legal liability of Councillors as elected Members of Local Authorities in view of recent Court decisions. This was seconded by Councillor Lambert and agreed.

The County Manager said that Members could continue to submit Section 4 Resolutions and he also clarified that he would seek Senior Counsel's Opinion in relation to the nature and extent of the liability of Members on issues where the County Manager had given the Statutory warning.

2463 - MINUTES:

On the proposition of Deputy Kitt, seconded by Councillor Callanan, the Minutes of the Annual Meeting held on the 18th July, 1988, were approved and signed by the Chairman.

On the proposition of Senator T. Hussey, seconded by Councillor Mannion, the Minutes of the Monthly Meeting of the Council held on the 29th July were approved and signed by the Chairman.

On the proposition of Senator O'Conchubhair, seconded by Councillor J. Molloy, the Minutes of the Meeting of the Aquaculture Committee held on the 29th July, 1988, were approved and signed by the Chairman, subject to Councillor McHugh's name being included in the list of names of Members who attended the Meeting.

Senator O'Conchubhair asked if aquacultural developments could be rated due to the Council's difficult financial position. The County Manager replied that those within the Council's jurisdiction could be listed for revision. Councillor U. Burke said that some people had invested very heavily in these developments and the Council should be careful about rating them when the Council has previously given remission of rates for industrial developments.

2464 - SHEEP DIPPING REGULATIONS, 1988:

The Acting Secretary stated that a meeting of the Sheep Dipping Committee was held on the 19th August, 1988. The Committee approved of the draft scheme subject to the charge for the Council's mobile sheep dipping unit remaining at 50p per sheep (Clause 4) instead of being increased to 70p.

It was proposed by Senator Hussey, seconded by Councillor Callanan and resolved:

"That the Sheep Dipping Regulations, 1988, as circulated, be adopted subject to the charge for the Council's Mobile Dipping Unit remaining at 50p per sheep."

Senator Hussey said that a number of samples of dip taken in 1987 showed that the dip was under strength and he asked that a warning be issued to all bath owners. Councillor Callanan said that because of the shorter dipping period, extra Inspectors should be employed. Councillor Loughnane said that it was very important that all sheep are dipped. Senator McCormack said that both the bathowners and the Inspectors should be warned about the proper strength of the dip and the correct method of dipping sheep. Councillor Glynn said that the Council should revert to the system whereby the bathowner acted as Inspector.

2465 - DECLARATION OF ROADS TO BE PUBLIC ROADS:

It was proposed by Councillor Joyce, seconded by Senator O'Conchubhair, and resolved:

"That Galway County Council hereby declare to be public roads the roads set out as follows:

<u>Area</u>	<u>From</u>	<u>To</u>	<u>Metres</u>
Oughterard	C.R. 107 in Townland of Park.	Martin Maloney's house in Townland of Park.	48
Mountbellew	M. Mulryans in Townland of Caltra.	C.R. 468 in Townland of Caltra.	310
Milltown	R.332 in Townland of Beagh.	John Higgins house in Townland of Castlegrove West.	135
Athenry	C.R. 143 in Townland of Glenascaul.	M. Shaughnessy's house in Townland of Glenascaul.	240
Gort	C.R. 373 in Townland of Lavally.	Thomas Griffin's house in Townland of Lavally."	40

2466 - OVERDRAFT ACCOMMODATION FOR QUARTER ENDING 31ST DECEMBER, 1988:

It was proposed by Councillor Joyce, seconded by Councillor Callanan, and resolved:

"That Galway County Council hereby approve the raising of Overdraft to the extent of £3 million on the Council's Revenue and Capital Accounts for the quarter ending 31st December, 1988, subject to the sanction of the Minister for the Environment."

2467 - PROVISION OF HALTING SITES FOR TRAVELLERS:

The report of Mr. Howlett and of the County Engineer dated 20th July, 1988, regarding the provision of Halting Sites in Tuam and Killimor, were submitted. Mr. Howlett explained that the Tuam site was the only site which can be procured after years of investigation. He said it was located in an area of the town which has been a traditional halting site for Travellers.

In relation to Killimor, Mr. Howlett said that he had a meeting with the local committee who proposed an alternative site

to the original site selected by the Council. The site is fairly secluded and there has been no objection from residents. One objection was received from a Sports Club and the Council hopes to be able to resolve the objections.

Councillor J. Brennan proposed that the Council proceed with site B in Tuam and this was agreed. Councillor Lambert asked that a barrier be erected at the lay-by at Lissatunna as was done at Kiltiernan. The County Manager said that the only way to solve the problem of Travellers is to provide sites.

Councillor Loughnane proposed that Killimor be not proceeded with until the Ballygar and Tuam sites are in operation. He said the Sports Club in Killimor was not satisfied with the proposal for Killimor.

Mr. Howlett said that he had not yet met the objectors but was satisfied that their objections could be resolved. He said the Council was a long time looking for a site and no other site was available. There was no objection from the local community with whom consultations had taken place. The County Manager said that the success of halting sites was well established throughout the country and the suggestion to wait to see the Ballygar site in operation was not a legitimate reason for holding up the Killimor site. He said the Council was trying to make headway with the provision of sites. The Council had a duty to provide a site and there was urgent need to go ahead with it.

Councillor U. Burke said that the decision of the Itinerant Settlement Committee was that the goodwill of the people of the County was required and he sympathised with Councillor Loughnane's position. Councillor Burke said that he wanted to see the Ballygar site as an example of the Council's commitment to settle the travelling people. He said nothing would succeed without consultation.

The County Manager said that he could not agree with a situation whereby the Council would have to wait to see the success of the Ballygar site before proceeding with a site in Killimor. He repeated that there was urgent need to provide accommodation for the travellers in Killimor either by way of houses or sites and there was no legitimate reason for holding it up.

Councillor Loughnane said that it was not known if agreement would be reached and he said that he would approve of the Council Officials approaching the G.A.A. and reporting back to the Council.

Councillor Ryan said that the Council Officials had done alot of work trying to provide halting sites and they deserved the support of the Members. Councillor Joyce said that the V.E.C. and other Bodies were doing alot for Travellers and he would like to see these efforts matched by the Council. He said he was happy with the proposals set out in Mr. Howlett's report.

The County Manager said that the Council would have discussions with the objectors in the case of the Killimor site with a view to sorting out any problems and proceeding with the development.

COUNCILLORS' NOTICES OF MOTION

2468 - FLOODING AT ESKER - MOTION BY COUNCILLOR TIARNAN WALSH:

The Chairman allowed Councillor Walsh raise Notice of Motion, No. 16 on the Agenda in respect of which the following written reply was given:

"Galway County Council had proposed raising the level of the road at the above location but did not proceed due to an objection by one of the land owners. It is hoped to meet the individual involved in the near future with a view to having the matter resolved."

Councillor Walsh said that the flooding at Esker was a very serious problem and he was not satisfied that it was getting the urgent attention it needed. He accepted that efforts were being made to progress it and he thanked the Chairman for allowing a member of a deputation from Esker to address the Meeting. Senator Hussey supported Councillor Walsh saying that the flooding was a recurring problem over the years. Last year, people were unable to get in and out of their houses.

Mr. John Donnellan, a member of the deputation, then addressed the Meeting, outlining the problems caused by the flooding.

At this point, Councillor J. Molloy took the Chair.

Councillors Ryan, J. Burke, and Glynn supported Councillor Walsh's motion. The County Engineer said that he inspected the locaiton last winter and agreed that it was a very bad situation. He said that the Council had set about resolving it but there was an objection from one adjoining landowner to the raising of the road. He said that the Council was prepared to meet the objector and try and convince him to withdraw his objection. Councillor Walsh said that the work needed to be done before the winter and he urged that discussions take place soon.

2469 - OFFSHORE ISLANDS COMMITTEE - MOTION BY DEPUTY ROBERT MOLLOY:

This motion was adjourned to the September Meeting of the Council.

2470 - THAT A CARETAKER BE APPOINTED FOR THE BURIAL GROUND AT BALLYMORE, CRAUGHWELL: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"It is hoped that the position of Caretaker of Ballymore Burial Ground will be resolved shortly."

2471 - WATER AND REFUSE CHARGES: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"Any proposals for revised water and refuse charges for 1989 will be included in the Estimates for the consideration of the Council."

2472 - RECONSTRUCTION OF COUNTY ROAD AT BALLYMORE AND STRONGFORT, CRAUGHWELL: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"There are no funds available in this year's Burdge for this work. I till be included in next year's Estimates. This road will also be considered for inclusion in next year's FEOGA road works. "

2473 - TUAM HOUSING ESTATES - MOTION BY COUNCILLOR PATRICK FINNEGAN:

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

"The above estates are still being examined by our technical staff and it is hoped to have the report finalised as soon as possible."

2474 - THAT COUNTY COUNCIL UTILISE SOCIAL EMPLOYMENT SCHEME TO CARRY OUT IMPROVEMENT WORK AT MOORPARK CEMETERY (DETAILS SUPPLIED):
- MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"Application for a S.E.S. in Moorpark Cemetery has been submitted to FAS to-day. Because of quotas of participants being exceeded, FAS are not in a position to let our schemes commence at the moment. It is hoped that some schemes will get going before the end of the year. This applies to new and continuation schemes."

2475 - FLOODING PROBLEM AT CAHERAVOOLA, CUMMER (DETAILS SUPPLIED):
- MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"A minor stop end road - C.R. 134 - Reilly house is at the end of this road. He built his driveway to his house lower than the road, and inevitably a small amount of water gets on to his driveway. On inspection today, a day of heavy showers, very little water was noticed. A slight adjustment by Mr. Reilly at head of driveway would resolve his problem."

2476 - THAT COUNTY COUNCIL INFORM ME OF THE CURRENT POSITION REGARDING THE VITAL EXTENSION TO CEMETERY (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The proposal to extend Carrowbrowne Cemetery involves the purchase and development of the lands immediately adjoining the cemetery. The owner of these lands immediately adjoining the cemetery. The owner of these lands, Mr. Corcoran, died intestate in 1987, hence the difficulties in making progress in the matter. A local community group under the Chairmanship of Mr. Michael Ryan, Killoughter, has been formed with the intention to develop the extension to Carrowbrowne Cemetery. The County Council with the assistance of this group are endeavouring to acquire the lands in question from the late Mr. Corcoran's immediate family. As you will appreciate, no development works can commence until the matter of title and transfer of the lands in question is resolved."

2477 - THAT GALWAY COUNTY COUNCIL IMMEDIATELY ADOPT A ROAD IN AN AREA (DETAILS SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"The road referred to is a stop end spur road off C.R. 566 which serves two houses, one of which Hogans has not been occupied for the past 10 years. The road was strengthened and blacktopped under two L.I.S. Schemes in 1969 and 1984. In March 1984, the Area Engineer recommended that 288 yards of the road, i.e., to a gate just beyond Bolands House be adopted by the County Council LG-62/77. There are two gates across the road section

to Hogans unoccupied house. I would not recommend that any of this road be now adopted as it is in poor condition and would prove a considerable drain on maintenance funding which is already depleted.

The cost of bringing the 288 yards section of the road to a reasonable standard for adoption would be £1,650."

2478 - FLOODING (DETAILS OF LOCATION SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

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

2479 - THAT APPROPRIATE SAFETY MEASURES BE TAKEN AT THE LOCATION MENTIONED: - MOTION BY COUNCILLOR MATT LOUGHNAME:

The following written reply was given to Councillor Matt Loughname:

"It is intended to trim the hedges at this location within the next few weeks. The proposed removal of bends cannot be undertaken at the present time due to lack of funds. The question of lining will be considered later in the year if funds permit."

2480 - THAT GALWAY COUNTY COUNCIL CUT THE BUSHES AND BRIERS ON THE HOLYWOOD ROAD (CRAUGHWELL): - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"Bushes and briars will not be cut on the above County Road due to lack of funds in the current year."

2481 - THAT SPECIAL BATH AND VARIOUS FITTINGS IN THE COUNCIL HOUSE, CLOUGHBRACK, EYRECOURT, OCCUPIED BY (NAME SUPPLIED) BE REMOVED: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"A 'Toronto' bath and shower unit has been fitted in the above house."

2482 - THAT GALWAY COUNTY COUNCIL PROPOSE TO THE MINISTER FOR THE ENVIRONMENT THAT THE FULL POSTAL ADDRESS OF THE DEVELOPMENT BE INCLUDED IN THE PUBLIC NOTICE FOR ALL PLANNING APPLICATIONS: - MOTION BY COUNCILLOR JOE BURKE:

This motion was withdrawn by Councillor Joe Burke.

2483 - CALTRADUFF/MUCKLOON/DERRYFADDA GROUP WATER SCHEME: - MOTION BY DEPUTY MICHAEL P. KITT:

The following written reply was given to Deputy Michael P. Kitt:

"We have been notified by Roscommon County Council that they are willing to make available 22,000 gallons of water per day for the Caltraduff/Muckloon Group Scheme at the rate of £1.50 per 1,000 gallons. The cost of the water, therefore, to Galway County Council will be £12,000 per annum. If the Council charge the members of the scheme the usual water charges it will only realise

an income of £3,250 approximately per annum for the Council leaving a deficit of approximately £9,000 for Galway County Council.

It is clear from the above figures that this proposal is totally uneconomical for Galway County Council. The Department of the Environment have been advised of the above and it is suggested that the Group seek an alternative source, unless they are willing to pay increased water charges to make up the deficit."

2484 - CORRESPONDENCE:

Copies of the following correspondence were circulated to each Member of the Council:

- (1) Letter dated 29th July, 1988, from the Office of the Minister for Defence regarding the possibility of an Air Corps helicopter being located at Galway Airport for SAR purposes.
- (2) Letter dated 10th August, 1988, from FAS, 27/33 Upper Baggot Street, Dublin 4, regarding Social Employment Schemes.

THE MEETING THEN TERMINATED

Submitted, Approved & Confirmed:-

Patrick Innes Chairman

24th October 1988 Date.

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

9u la Mean Fomhair, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE:

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú speisialta de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, De h-Aoine, an 16u la Mean Fomhair, 1988, ar a 3.00 a chlog sa trathnóna.

Mise, le meas,

T. O'CAOMHANAIGH,
Runai Sealadach.

A G E N D A

Resolutions under Section 4 of the City and County Management (Amendment) Act, 1955:

1. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Permission for retention of base and completion of dwellinghouse at Dawros to Patrick Heanue. - Planning Ref. No. 57104."
Padraic McCormack. John M. Mannion. Thomas Welby.
2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Permission to Michael O'Brien for the erection of dwellinghouse and septic tank at Dooroy. - Planning Ref. No. 55709."
Thomas Welby. Matt Loughnane. John Molloy.
3. Letter of 17th May, 1988, from the Department of the Environment regarding the By-Pass at Loughrea. - Details already circulated.
4. Planning Application No. 55022 - Michael Molloy.
5. Sale of site at Moycullen to Ms. Frances McDonagh. - Section 83 Notice dated 24th August, 1988, already circulated.
6. Tenant Purchase Scheme, 1988.
7. Housing Act, 1988.
8. Grupa Stiurtha faoin nGaeilge sa tSeirbhís Rialtas Aitiúil, Seiminear a reachtail i gCathair na Mart, Co. Mhaigh Eo, ar an 30 Mean Fomhair - 2 Deireadh Fomhair, 1988.

5

COMHAIRLE CHONTAE NA GAILLIMHE.

(GALWAY COUNTY COUNCIL)

County Buildings,
Prospect Hill,
GALWAY.

TO EACH MEMBER OF GALWAY COUNTY COUNCIL

24th August, 1988.

RE: Proposed Sale of Land at Moycullen.

A Chara,

In accordance with the requirements of Section 83 of the Local Government Act, 1946, and Section 88 of the Housing Act, 1966, notice is hereby given that it is proposed to dispose of a plot of land, as set out hereunder:

FROM WHOM ACQUIRED:

V. Rev. G. Quinn, P.P. Moycullen.

<u>PERSONS TO WHOM LAND IS PROPOSED TO BE SOLD.</u>	<u>SITE NO.</u>	<u>AREA OF PLOT/ HECTARES.</u>	<u>PURCHASE PRICE.</u>
Ms. Frances McDonagh, (otherwise) Proinsais NicDhonncha.	31	0.032	£1,267.00

Other Covenants or Conditions in connection with Disposal:

The sites will be sold in fee simple.

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

T. Kavanagh,

A/Co. Secretary.

Minute Book

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON 16TH SEPTEMBER, 1988.

IN THE CHAIR:

Councillor P. Finnegan.

ALSO PRESENT:

Members:

As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, Councillors J. Callanan, M. Fahy, J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Senator N. O'Conchubhair, Councillors P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

Officials:

Messrs. S. Keating, P. Flood, County Engineer; E. Gleeson, Acting Assistant County Manager; A. Fleming, Administrative Officer; D. Barrett and T. Coughlan, Senior Staff Officers; and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

2485 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 57104:
APPLICANT: PATRICK HEANUE:

The resolution set out on the Agenda was proposed by Senator McCormack and seconded by Councillor Welby.

The County Manager submitted the following report, which had been circulated to each Member of the Council:

"LOCATION OF SITE:

The site is located approximately ½ mile north of Letterfrack Village on a minor road off the Letterfrack/Tullycross Road.

PLANNING HISTORY:

Ref. No. 17381: Outline Permission for 3 no. cottages refused by Planning Authority and by the Minister, on Appeal, applicant: M.E. Conneely.

Ref. No. 20564: Outline Permission for 1 no. house refused by the Planning Authority and by the Minister, on Appeal, applicant: Martin Heanue.

Ref. No. 38615: Outline Permission for 1 no. house granted on a larger site, on the basis of a family housing need. Applicant: Mrs. Mary Heanue. A condition of the grant of Permission was that only 1 house be permitted on the larger site.

Ref. No. 46686: Approval granted to No. 38615. Applicant Otto Bohl, a German National.

Ref. No. 53682: Permission refused for 1 no house applicant - P. Heanue.

PLANNING CONSIDERATIONS:

This application is to construct a house on a concrete slab foundation which was laid by the German National to whom the Heanue family sold the site on foot of planning Ref. No. 38615. The foundation was laid in contravention of the terms of the Planning Permission and a warning notice was served in order to have work terminated. The house was subsequently built in the correct location.

The location is at the highest point of the entire holding and would be visible for miles on the approach roads from Tullycross and Derry river. Applicant's existing house is approximately 1/2 mile away along this cul-de-sac road and there is adequate room nearby for the construction of a new house without the serious damage to the visual amenity of the area which would result from the present proposal. The proposal would also conflict with a condition of the permission relating to the adjacent house, as indicated above.

There is also a local objector to this development.

RECOMMENDATION:

Refusal is recommended as follows:

1. The site proposed to be developed forms part of lands on which Outline Planning Permission and approval have been granted and on which a dwellinghouse has been constructed. It was a condition of the Outline Planning Permission that only one dwellinghouse would be constructed on the said lands and the proposed development, if permitted, would contravene a condition of a permission, on foot of which a dwellinghouse has already been constructed, and would be contrary to the proper planning and development of the area.
2. The proposed development would be located in an exposed and elevated position in an area of outstanding scenic amenity and would be a discordant feature on the landscape, which would not be capable of being assimilated into its surroundings and would, if permitted, seriously detract from the scenic amenities of the area and would be contrary to the proper planning and development of the area."

The County Engineer said that the location of the proposed house was at the highest point of the entire holding and would be visible for miles on the approach roads. He said the applicant's existing house was approximately a half mile away and there would be a location adjacent to the existing house where a house could be constructed without serious damage to the amenity. The County Engineer said that there was an objection to the application.

Senator McCormack said that the applicant had five acres surrounding the existing site and asked if a suitable location could be found within the 5 acres. The County Engineer said that he could not answer this question as the 5 acres appeared to stretch back from the road frontage but he understood the applicant had other lands. Councillor Welby said that he was of the opinion a house could be located west of the proposed location. He asked who had lodged the objection.

The County Manager read the letter of objection from Mr. K. O'Donoghue. The County Manager said that a decision on the application could not be deferred as a decision had to be made that day. However, he said that the Planning

staff would discuss a location with the applicant before submitting a further application.

The resolution was not put to the Meeting.

2486 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 55709 - APPLICANT: MICHAEL O'BRIEN.

The resolution set out on the Agenda was proposed by Councillor Welby and seconded by Senator McCormack.

The County Manager submitted the following report, which had been circulated to each Member of the Council:

"LOCATION OF SITE:

The site is located at Dooroy, approximately 1 mile south of Clonbur, on a branch road off the Cong/Maam road.

PLANNING HISTORY:

Ref. No. 14224: Outline Permission refused for 3 no. houses - applicant: Michael O'Brien.

Ref. No. 15228: Outline Permission granted by the Minister on appeal for 3 no. houses. Applicant: Michael O'Brien.

PLANNING CONSIDERATIONS:

The site is located in a very elevated location overlooking the Northern Shore of Lough Corrib in an area of Outstanding Scenic Amenity. While there has been continual pressure for speculative housing development in this hinterland the landscape along this stretch of road is relatively open and unspoilt and of the highest scenic quality. Only housing development related to the housing needs of its farmholders should be permitted and, even then, carefully located..

The applicant lives on the family holding approximately 7 miles away from this 3 acre site. The holding itself is very extensive but is mostly moorland and mountainside. His existing housing circumstances are good and his stated need for building on this site is to be nearer community facilities.

RECOMMENDATION:

Refusal is recommended as follows:

1. The site proposed to be developed is located in an area of Outstanding Scenic Amenity where it is the general policy of the Planning Authority to limit development to cases of essential housing need. No such need exists and the proposed development, if permitted, would be contrary to the provisions of the County Development Plan and to the proper planning and development of the area.
2. The site proposed to be developed would be located in an elevated and exposed location in an area of Outstanding Scenic Amenity and would be an obtrusive feature in the landscape which would not be capable of being assimilated into its surroundings and would, if permitted, seriously detract from the scenic amenities of the area, and would be contrary to the proper planning and development of the area."

The County Engineer said that the proposed location of the house was in an area of outstanding scenic amenity, where there was a lot of pressure for holiday home type development. He said it was in an area where only essential housing need categories should be permitted and the existing housing circumstances of the applicant were satisfactory. He said it would not be very visible from the road but probably could be more sensitively located.

Councillor Welby said that the applicant had 300 acres of land but none of it was suitable for building. He said the applicant was in need of a house as he did not own the existing house and would never own it. He had no other suitable land for building. He said Permission was granted on the site for three houses in 1974. The applicant needed a house for his family and there was no speculative motive behind the application.

Councillor Brennan said that while a good case had been made for granting Permission, it might be better if the applicant came into the Planning Office to discuss a more suitable location. Councillor U. Burke asked if a housing need had been established. The County Manager said that the applicant is living in suitable accommodation but said he does not own it. A vote taken for or against the resolution set out on the Agenda resulted as follows:

FOR: Cllr. U. Burke, Councillors M. Fahy, P. Finnegan, Deputy M. Kitt, Councillor M. Loughnane, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Molloy, Senator N. O'Conchubhair, Councillors P. Raftery, M. Ryan, T. Walsh, and T. Welby.

(14)

AGAINST: None.

Councillors J. Brennan, J. Burke, J. Lambert, abstained from voting.

2487 - CONGRATULATIONS TO GALWAY HURLING TEAM:

The Chairman proposed a vote of congratulations to the Galway Hurling Team on winning the All-Ireland Hurling Final. The motion was seconded by Senator McCormack who also paid tribute to the Tipperary Team. All the Members and the County Manager joined in the vote of congratulations.

2488 - RESIGNATION OF MR. J. GIBBONS, EXECUTIVE ENGINEER:

The Chairman paid tribute to Mr. Jack Gibbons, Executive Engineer in the Tuam Area, who was resigning from the Council. He said that Mr. Gibbons had done a lot of excellent work for Tuam and would be missed in the area. Councillor J. Burke and other Members paid tribute to Mr. Gibbons. The County Manager also joined in the good wishes to Mr. Gibbons. He said that Mr. Gibbons was an excellent and most reliable Official and he wished him well.

2489 - PETERBURG HOUSE, CLONBUR:

The Chairman congratulated the V.E.C. and all those concerned with the development at Peterburg House. Cllr. U. Burke thanked Mr. Crotty for his assistance in the scheme.

2490 - BY-PASS AT LOUGHREA:

The County Manager said that this item was on the Agenda as a result of a letter dated 17th May, 1988, from the Minister for the Environment concerning the omission of a By-Pass of Loughrea from the Development Plan. The County Manager read the letter of the 17th May, 1988, which had also been circulated. He recommended that the Council clear the way for a re-examination of a By-Pass proposal. A design was not finalised during the previous examination and there would be scope for hearing all points of view. It might not be possible to please everybody, but maybe a satisfactory solution would emerge and this would allow a draft review of the Plan to be brought before the Council.

Councillor U. Burke said that he would need clarification about the previous recommended option because a deputation was told that there was little scope for movement on it. He would have to be assured that there were other options. He said that at the time the Minister was writing the letter to the Council, there was confusion in the Department and the National Roads Authority was being set up. He asked if the National Roads Authority would have any say in relation to the By-Pass or was it only an advisory body. He proposed that the matter be postponed until the function of the National Roads Authority is established, and leave the previous decision of the Council stand. He said that he had proposed a pedestrian crossing in Loughrea and the reply he got was that the density of traffic did not warrant one. In his opinion, the traffic through Loughrea had decreased. He said the previous proposal made no provision for facilities for crossing the new road for landowners, etc.

The County Manager replied that the role of the National Roads Authority was not fully defined yet. He pointed out that the Council was the Planning Authority and that the Council must discharge its obligations as required under the Planning Act. In response to Councillor Loughnane, the County Manager said that all options would be looked at. He said that the County Engineer had put forward the favoured option on the last occasion and that a detailed design had not been done for it. In response to the Minister's letter, he proposed to review the whole matter and this would enable the views of everybody to be taken into account. Some objections might be accommodated, others might not.

Councillor Loughnane asked if the people affected could put their views to the Planning Staff. He said that there seemed to be a better climate for re-examining the By-Pass proposal and if there was greater negotiation, it would bring both sides closer together. In regard to land acquisition, he said that a mistake had been made in Oranmore and he would not like to see it repeated at Loughrea. He said that the previous proposal as shown by the yellow line would have to be altered and there would have to be less fragmentation. He said he understood that an applicant had been refused Planning Permission along the yellow corridor and that legal action was being taken, and he asked if this was correct.

The County Manager said that any interested party could make their views known to the Planning Officer and they should also make written submissions as they are entitled by Law to do, if a draft goes on display. He said that he was not aware of any legal action being taken against the Council but there may be a claim for compensation. He said the applicant had appealed to An Bord Pleanála and the An Bord Pleanála decided in the Council's favour. He said that in dealing with Planning Applications, he had to have regard to the proper

Planning and Development of the area and as there were no guidelines in the Development Plan relating to a By-Pass, he was reserving a corridor for the future.

Senator McCormack said that he felt there was a different approach by the Officials on this occasion and that the views of all would be listened to. He said that road traffic may have reduced because of increased air traffic and wondered was there any evidence to substantiate this. Councillor M. Fahy asked if there would be a better chance of compensation for business people from the E.E.C. if the proposal was deferred for a number of years. The County Manager explained the position regarding the payment of compensation. Councillor J. Burke proposed that the County Manager's proposals be agreed. He said that the Council Officials were prepared to discuss the various options with the people concerned in a reasonable manner, and if provision was not made for a By-Pass in Loughrea, it would become stagnant. Councillor Walsh asked if the County Manager intended to retain the yellow corridor.

The County Manager said that at the present time, there was no provision in the Development Plan for a By-Pass. The whole question would now be re-opened to see what options would come up. He said that an underpass would be considered. Maps would be circulated and interested parties would be invited to discuss options. Councillor Ryan favoured the re-opening of negotiations and stressed the importance of dialogue with the people of Loughrea. Councillor Brennan seconded Councillor J. Burke's proposal and said that a By-Pass for Loughrea would have to be part of any National Roads Plan. Senator McCormack asked if any Planning Applications on routes other than the yellow option were being refused. The County Manager replied that applications were not being refused along the other options because if they were, it would result in a huge sterilisation of land.

Deputy Treacy said that the question of a By-Pass was hanging over the people of Loughrea for a long time. He said the people affected would have to get prime consideration. He said that Loughrea has to develop in the future whereas the present plan had no provision for a By-Pass. The Minister had asked the Council to reconsider a By-Pass and they should do this in the performance of their statutory role as Councillors. He was satisfied from the Manager's statement that the matter would be considered fairly and he hoped that whatever would emerge would least affect the people. Any proposal would have to come back before the Council.

Councillor U. Burke said that he would not be happy unless the yellow option was excluded from any consideration. The County Manager said that all options would be considered. He would not tie the hands of the Engineers and Planners when doing their professional work. In reply to Councillor Walsh, the County Manager said that if following the review, the Council decided to make provision in the Plan for a By-Pass, a simple majority of the Members would be sufficient to do this.

The Chairman said that there was a concensus amongst the Members that the provision of a By-Pass in Loughrea should be examined and he ruled accordingly.

2491 - PLANNING APPLICATION NO. 55022 - MICHAEL MOLLOY:

Letter dated 9th September, 1988, from Ms. V. Raine, Law Agent's Office, was circulated to each Member. The County Manager explained that Mr. O'Donoghue, Law Agent, was on holidays. Councillor Mannion asked that the matter be deferred to the October Planning Meeting and this was agreed.

2492 - SALE OF SITE AT MOYCULLEN TO MS. FRANCES McDONAGH:

It was proposed by Senator McCormack, seconded by Councillor McDonagh, and resolved:

"That Galway County Council approve of the sale of a site at Moycullen to Ms. Frances McDonagh in accordance with the terms of notice dated 24th August, 1988, under Section 83 of the Local Government Act, 1946, and Section 88 of the Housing Act, 1966, which had been circulated to each Member of the Council."

2493 - TENANT PURCHASE SCHEME 1988:

Letter dated 12th September, 1988, from the Acting Secretary regarding the 1988 Tenant Purchase Scheme was submitted.

Councillor McHugh complimented the Housing Officials on their efforts in explaining and bringing the attention of the scheme to Council tenants. He asked that the valuations of the Housing Scheme in Headford be reviewed in view of the fact that one phase of the scheme was 10 years older than the other and the house types were different. Councillor Joyce said that the same position applied in Eyrecourt and he asked that the valuations be re-assessed there. Councillor U. Burke asked that the valuations also be looked at in Marion Park, Portumna. Councillor McDonagh asked that an effort be made to explain to tenants the difference between the annuity and convertible repayments. Councillor U. Burke asked if tenants on long term Social Welfare would be considered. He said the houses were very good value and it might be worthwhile for some tenants to borrow elsewhere in order to avail of the scheme.

Mr. Gleeson said that all the matters raised by the Members would be considered.

2494 - HOUSING ACT, 1988:

A summary of the Housing Act, 1988, was circulated for the information of Members. Deputy Kitt welcomed the new housing legislation. Councillor Joyce asked if there was a back log building up in providing Council houses and if the Department was aware of it. The County Manager said that houses were being provided in accordance with the Capital made available and that the Department was aware of the situation. Councillor Mannion proposed that the housing situation be considered at the November Planning Meeting, and this was agreed.

Mr. Gleeson gave some information in relation to housing progress and said that 37 new starts had been made in 1988. Councillor U. Burke proposed that the Minister be asked to provide an adequate Capital Allocation for the Council's Housing Programme.

2495 - GRUPA STIURTHA FAOIN nGAEILGE - SEIMINEAR - 30/9/'88 - 2/10/'88

It was agreed that the following Members would attend the Grupa Stiurtha faoin nGaeilge Seiminear i gCathair na Mart ar an 30 Mean Fomhair - 2 Deireadh Fomhair, 1988:

Councillor J. Joyce
Councillor M. O'Morain
Councillor J. McDonagh

2496 - NATIONAL SHEEP DIPPING MEETING IN CORK ON TUESDAY, 27TH SEPTEMBER, 1988:

Deputy Kitt said that an important National Sheep Dipping Meeting was being held in Cork on 27th September, 1988, and

proposed that Councillors Callanan and Welby attend. Councillor Ryan proposed that Councillor Mannion also attend.

The Acting Secretary explained that the position in relation to Members' Travelling Expenses would be reviewed at the September Meeting of the Council and said that if Members attended the Sheep Dipping Meeting in Cork, it may be at the expense of some other Meeting or Conference later in the year because of the limitation of funds. The Council agreed that Councillors Callanan, Welby and Mannion attend the Meeting.

2497 - HIGHER EDUCATION GRANTS:

Councillor U. Burke referred to the assessment of the eligibility of applicants for Higher Education Grants. He asked if the Council accepted the evidence of the Inspector of Taxes. Mr. Gleeson said that each application is examined on its merits and the Council has to be satisfied that all information given is correct.

2498 - SYMPATHY:

Resolutions of sympathy were adopted with the following:

Mr. Dominic Doyle, Rookhill, Ballinamore Bridge, Ballinasloe.
Mrs. Mary Doyle, Rookhill, Ballinamore Bridge, Ballinasloe.
Mrs. Thomas Connolly, Caherpeak, Kilcolgan.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED + CONFIRMED.

Patrick Finegan CHAIRMAN

24th Oct 1988 DATE

PRESENT: Councillors J. Joyce, M. Fahy, J. Mannion, M. Lynch, M. Killilea (M.E.P.)
Ms. M. Fitzgibbon, Arts Council.
Mr. T. Kavanagh, Acting County Secretary.
Ms. Mary Kavanagh, Executive Librarian.

IN THE CHAIR: In the absence of the Chairman at the start of the Meeting, it was agreed that Councillor Joyce take the Chair.

APPOINTMENT OF ARTS ORGANISER:

Mr. Kavanagh explained that while the Galway/Mayo Regional Development Organisation was in operation, it had an Arts Officer serving Counties Galway and Mayo. Since the organisation was abolished on the 31st December, 1987, there was no Arts Officer. No provision had been made by Galway County Council in its 1988 Estimates for an Arts Officer, but consideration was being given to the appointment of an Arts Organiser commencing early in 1989. It was intended that the Arts Organiser would be shared between Galway County Council and Galway Corporation and that the salary would also be shared on an equal basis. The employment would be for a two year period and the Arts Council had agreed to pay 50% of the salary for that period. He said that the matter was on the Agenda for the County Council Meeting on the 26th September.

The Committee agreed that an Arts Organiser was necessary to properly promote the Arts in the County. On the proposition of Councillor Mannion, seconded by Councillor Lynch, it was agreed to recommend to the Council that an Arts Organiser be appointed.

ARTS GRANTS 1988:

Details of applications for Arts Grants received for 1988 together with Grants awarded in 1987 were circulated to each Member. Mr. Kavanagh said that in the absence of an Arts Officer, the Arts Council had kindly agreed to examine and make recommendations on the applications received. The Arts Council had made recommendations and Ms. Fitzgibbon had also agreed to come to the Meeting and was welcomed by the Members. Mr. Kavanagh advised the Members of the recommendations.

Councillor Mannion felt that the amount of Grants for Galway City Groups was too high. Other Members were of the same opinion. Councillor Joyce said that there was a lack of suitable personnel in the County Area who were prepared to give sufficient time to motivate local groups in developing the Arts. He said that Galway City seemed to be well off in this regard and maybe it did not need as much financial help as was being suggested. Ms. Fitzgibbon said that an Arts Organiser could do a lot to help various groups in the County and this was why an Arts Organiser was so necessary. She said that the Druid, the Arts Festival, and the Nuns Island Arts Centre were magnificent resources for the Arts in Galway, and were worthy of financial support.

COUNCILLOR KILLILEA THEN TOOK THE CHAIR.

Following further discussion, the Committee agreed to recommend to the Council that the following Grants be paid for 1988:

	£	2.
Salmon Literary Magazine	700	
Galway Arts Festival	1,600	
Film Resource Centre	300	
Nuns Island Arts Centre	2,000	
Cois Cladaigh	500	
Clifden Community Arts Week	2,000	
Theatre Person in Residence	1,000	
Druid Theatre	4,000	
Gort Arts Group	200	
Poetry Co-Op, Moycullen.	200	
		£ 12,500

It was agreed that other Grants could be considered at a further Meeting, the amount available would depend on the employment or otherwise of a Writer in Residence.

WRITER IN RESIDENCE:

During the discussion on this subject, Ms. Kavanagh said that in her opinion, an Artist with a high profile was essential. It was difficult to get somebody of this calibre and the cost could also be high. Councillor Killilea and other Members agreed with the idea of continuing to have a Writer in Residence. The Committee agreed that the Council should try and get a high profile Writer for a period of approximately one month between now and the end of the year, and this could be followed by one or two similar projects in 1989. Ms. Fitzgibbon said that the Arts Council would consider this suggestion and Ms. Kavanagh agreed to draw up a proposal for submission to the Arts Council.

ARTS CENTRE:

Councillor Killilea suggested that Peterburg House, Clonbur, would be a suitable location for an Arts Centre and asked that this matter be put on the Agenda for the next Meeting.

The Committee asked that a letter be written to Ms. Helen Bygrove, former Arts Officer for the Region, to thank her for her work in promoting the Arts in the County.

The Meeting then concluded.

SUBMITTED, APPROVED & CONFIRMED:

Pádraig Inneigh CHAIRMAN

24th October 1988 DATE

COMHAIRLE CHONTAE NA GAILLIMHE

(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

20u la Mean Fomhair, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Tarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 26u la Mean Fomhair, 1988, ar a 3.30 a chlog sa trathnona.

Mise, le meas,

T. O'CAOMHANAIGH,
Runai Sealadach.

A G E N D A

1. Consideration of Minutes of the following Meetings:
 - (a) Minutes of the Meeting of a Committee of all the Members of Galway County Council held on 22nd August, 1988.
 - (b) Minutes of Monthly Meeting of Galway County Council held on the 22nd August, 1988.
2. Abstract of Accounts 1987 - Summary herewith.
3. Appointment of Arts Organiser.
4. Review of Members Travelling Expenses.
5. Conferences:
 - (a) National Conference and Exhibition 1988 - Brighton on 1/3 November, 1988
 - (b) The Challenge of 1992 for the Irish Public Service - Regional Seminar at the Sligo Park Hotel, Sligo, on 6th October, 1988.
 - (c) 4th Annual International Conference on "Domestic and Industrial Wastes" at the Imperial Hotel, Cort, on 3rd and 4th November, 1988.
6. Abattoirs Act, 1988. - Summary enclosed.
7. Special Voters List.
8. EC Structural Funds - Copy of Circular from the Department of the Environment dated 8th September, 1988, attached.
9. People of the Year Awards - any recommendation to be submitted in writing.
10. Malicious Injury Decrees. - List herewith.
11. Business submitted by the County Manager.

COUNCILLORS NOTICES OF MOTION(a) Adjourned:DEPUTY ROBERT MOLLOY: - I will propose:

12. That Members be provided with a copy of the Council's submission to the Offshore Island Committee.

DEPUTY NOEL TREACY: - I will propose:

13. That Galway County Council take immediate action to alleviate the serious flooding which is constantly occurring (location details supplied) that the works to be carried out be outlined immediately that the date in which these works will be carried out and the relevant cost of same if necessary be outlined also and that a full report on this matter be made available for the next meeting.

(b) Other Motions received:COUNCILLOR JARLATH McDONAGH: - I will propose:

14. That the Council inform me as to its future plans for widening of N.63. (Details supplied).
15. That works be carried out at Turloughmore as outlined. (Details supplied).
16. That the County Council cut immediately overgrown briars and shrubbery at Kiniska, Claregalway.

COUNCILLOR MICHAEL FAHY: - I will propose:

17. That Galway County Council repair roadway to prevent further flooding outside Thomas Ryan's house, Ballymana, Craughwell.
18. That Galway County Council cut hedges on the Frenchfort Road, Oranmore, and also the Ballinakill Road, Gort.

COUNCILLOR JOE LAMBERT: - I will propose:

19. That stop lights be provided at the Loughrea Road, Georges Street, Gort.
20. That the extension to the Cemetery at Rakerin, Gort, be opened and graves be sold to the public as there is a big demand for same.

COUNCILLOR JAMES JOYCE: - I will propose:

21. That the Council be given an up to date report on the developments in relation to access to Doon Cemetery, Eyrecourt.

COUNCILLOR MATT LOUGHNANE: - I will propose:

22. That measures be taken to prevent flooding at the location for which details are supplied.

COUNCILLOR JOE BURKE: - I will propose:

23. That the Planning Act be amended so that all applications for Planning Permission must have a suitable notice affixed to the site giving details of the application. This notice could replace the legal requirement for publication of planning applications.

COUNCILLORS T. WELBY, M. O'MORAIN, AND SENATOR N. O'CONCHUBHAIR:
- We will propose:

24. That Galway County Council acquire by Compulsory Purchase Order an area of land held in commonage adjoining the Lettermornacoille Burial Ground for the extension of the Lettermornacoille Burial Ground which is urgently required.

COUNCILLOR THOMAS WELBY: - I will propose:

25. That this Council carry out improvements to a short stretch of road at Kylemore where flooding has taken place and which has made this road impassable during heavy rainfall.
26. That this Council acquire a site beside Bunowen Pier as requested by O.P.W. for the purpose of erecting a light.

SENATOR NIOCLAS O'CONCHUBHAIR: - I will propose:

27. What is the position re repairs to footpath at Clonbur Village and cost involved.
28. What would the cost of three extra street lights in Carraroe Village be?

COUNCILLOR P. McHUGH: - I will propose:

29. That Galway County Council enter into negotiations with the Land Commission for the purpose of acquiring lands for a new road to Carrowbeg and further that the County Council set in train the process of providing that road as soon as possible. (Details supplied).
30. That Galway County Council remove two bends on the road at Caltra, Headford. It is impossible for people in the area with machinery to pass without knocking the walls. (Details supplied).

SENATOR P. McCORMACK: - I will propose:

31. That Galway County Council immediately carry out surface dressing on the Doon East Road, Roscahill, past Walsh's, Lallys and McDonagh's houses. (Details supplied).

DEPUTY N. TREACY: - I will propose:

32. That Galway County Council take immediate action to alleviate the pollution to a water supply (details supplied) that the necessary action to be taken by the Council be outlined in detail and the time limit of this work be outlined also and that a full report be made available on this matter hereafter.

33. That the Council cut and remove the bushes and briars at a location (details supplied) and that these works be carried out without delay as I have made previous requests for this and the road is very dangerous due to the overgrowth, and I wish to have full details of the date when this work will be carried out.

34. That Galway County Council carry out immediate repairs to a house (details supplied). That these repairs include the replacement of old windows which were installed circa 30 years ago and doors and any other necessary ancillary works and that these works be carried out forthwith and that a full report be made available to me as a matter of urgency.

COUNCILLOR JOHN M. MANNION: - I will propose:

35. That money be made available in the 1989 Estimates for the repair of the Lehenagh (North) Road, Recess.

MINUTES OF PROCEEDINGS AT MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD IN THE COUNTY BUILDINGS, GALWAY ON 26th SEPTEMBER, 1988.

IN THE CHAIR.

Councillor P. Finnegan.

ALSO PRESENT.

Members.

Councillors J. Brennan, U. Burke, J. Callanan, M. Fahy, P. MacGloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Deputy R. Molloy, Councillor M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

Officials.

Messrs. S. Keating, County Manager, J. Howlett, Assistant County Manager, D. O'Donoghue, Assistant City & County Manager, E. Gleeson, County Secretary, P. Flood, County Engineer, E. Lusby, Finance Officer and T. Kavanagh, Administrative Officer.

OPENING PRAYER.

The Opening Prayer was recited.

2499 - VOTES OF SYMPATHY.

The Council passed a Vote of Sympathy with Councillor Martin Lynch on the recent death of his Mother-in-Law, Mrs. Maeve Cosgrove, Oranmore.

Votes of Sympathy were also passed with the following.

Mr. Tom Keaveney, Cloonacross, Williamstown on the death of his Sister Mrs. Crofton.

Mrs. Margaret Hynes, Abbey, Loughrea on the death of her Husband, Frank.

Mr. P. J. Donnelly, Kylemore, Abbey, Loughrea on the death of his Wife, Delia.

The County Manager on his own behalf and on behalf of the Staff associated himself with the Votes of Sympathy.

The Council adjourned for a short period as a mark of respect.

2500 - MINUTES.

On resumption, and on the proposition of Clr. John Mannion, seconded by Clr. Joe Callanan the Minutes of the Meeting of the Committee of all the Members of Galway County Council held on the 22nd August, 1988 were approved and signed by the Chairman.

On the proposition of Clr. John Mannion, seconded by Clr. Joe Callanan the Minutes of the Monthly Meeting of the Council held on the 22nd August, 1988 were approved and signed by the Chairman.

2501 - ABSTRACT OF ACCOUNTS, 1987.

The Council noted and approved the Abstract of Accounts for 1987. A Summary of the Abstract of Accounts was circulated to the Members by the County Manager.

It was proposed by Senator T. Hussey, seconded by Clr. J. Molloy and resolved:-

"That the Council approve expenditure excesses, being the amounts set out in the Abstract of Accounts 1987 in excess of the adopted Estimates for that year under the various headings, such excesses being funded by other expenditure reductions and income increases".

Name and address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
Marian Neeran, 27/28 Sandford Mill Road, Cheltenham Gloucestershire, ENGLAND	Damage to Building by Fire	County at large	£30,000	£19,087.07
John Coughlan, c/o Flannery's Motor Inn, Dublin Rd., Galway.	Damage to Property	County at large	£800	£739.75
Liam Gavin, 6 Dalton Place, Salthill.	Damage to Vehicle	County at large	£10,000	£7,231.56
Thomas Madden, Palmerstown, Oranmore	Damage to Property	County at large	£1,091	£1,150.00

MALICIOUS DAMAGE DECREES SEPTEMBER MEETING

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 26th SEPTEMBER, 1988.

2502 - APPOINTMENTS OF ARTS ORGANISER

The County Manager informed the Members that up to December, 1987 an Arts Officer had been employed by the Galway/Mayo Regional Development Organisation. The Arts Officer was based in Galway, but with the abolition of the R.D.O., the employment was terminated.

The County Manager stated that it was intended that an Arts Organiser would be appointed to serve Galway County Council and Galway Corporation and that the salary would be shared by the two local authorities. The Arts Council had indicated that they would contribute 50% of the Salary involved. The County Manager gave a brief description of the duties of an Arts Organiser. He indicated that the employment would be a temporary one for an initial period of two years, after which the position would be reviewed. If the Council approved of the proposal, provision could be made in the 1989 Estimate for the salary involved. It was indicated that the salary would be of the order of £13,000 per annum, 50% of which would be recouped from the Arts Council. It was proposed by Clr. Ulick Burke, seconded by Clr. Micheal O'Morain and agreed that an Arts Organiser be appointed in accordance with the proposal outlined by the County Manager. It was agreed that the net cost should be met 50/50 by both authorities.

2503 - REVIEW OF MEMBERS TRAVELLING EXPENSES.

The County Manager indicated that he had reviewed the position and the indications were that the Council would be able to operate within the available budget for the remainder of the year.

2504 - NATIONAL CONFERENCE AND EXHIBITION 1988 - BRIGHTON - 1st - 3rd NOVEMBER, 1988.

It was proposed by Clr. J. Mannion, seconded by Senator P. McCormack that the attendance of Clr. Michael Mullins be approved for this conference. It was proposed by Deputy Micheal Kitt, seconded by Clr. P. McHugh that the attendance of Clrs. Joe Callanan and John Molloy be approved for this conference. Mhol an Comhairleoir O'Tuathail agus cuidiu an Chomhairleoir S. O'Braonain leis gan aon dealagaidi a sheol go dti an Comhchomhairle seo. It was proposed by Deputy Micheal Kitt, seconded by Clr. John Mannion that the Council send the three delegates as proposed to this Conference. The Chairman ruled that a vote should be taken for or against sending delegates to the Conference. A Vote for and against sending delegates resulted as follows:-

FOR: Clrs. U. Burke, J. Callanan, M. Fahy, P. Finnegan, Senator T. Hussey, Deputy M. Kitt, Clrs. J. Lambert, M. Loughnane, Senator P. McCormack, Clrs. J. McDonagh, P. McHugh, J. Mannion, J. Molloy, M. Mullins, M. O'Morain, P. Raftery, T. Walsh and T. Welby. (18)

AGAINST: Clrs. J. Brennan, F. Glynn, Deputy R. Molloy, Clr. P. O'Tuathail. (4)

The Chairman declared the Resolution for sending delegates to the Conference carried. As there was no further proposals he declared the proposals of Clr. John Mannion and Deputy Micheal Kitt carried, which meant that the attendance Michael Mullins, J. Callanan and J. Molloy were approved.

2505 - REGIONAL SEMINAR - SLIGO - THE CHALLENGE OF 1992 FOR THE IRISH PUBLIC SERVICE - PARK HOTEL, SLIGO, 6th OCTOBER, 1988.

It was proposed by Deputy Micheal Kitt, seconded by Clr. Micheal O'Morain and agreed that the attendance of Clrs. P. Raftery and T. Welby be approved at this Conference.

It was proposed by Clr. J. Mannion, seconded by Clr. Joe Lambert and agreed that the attendance of Clr. Jarlath McDonagh be approved at this Conference.

Contd/....

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 26th SEPTEMBER, 1988.

2506 - 4th ANNUAL INTERNATIONAL CONFERENCE ON "DOMESTIC AND INDUSTRIAL WASTES" AT THE IMPERIAL HOTEL, CORK ON 3rd AND 4th NOVEMBER, 1988.

It was proposed by Deputy Micheal Kitt, seconded by Clr. Micheal O'Morain and resolved that the attendance of Clr. P. Finnegan, Chairman, and Clr. Matt Loughnane be approved at this Conference.

It was proposed by Clr. John Mannion and seconded Senator P. McCormack and agreed that the attendance of Clr. J. Lambert be approved at this Conference.

Clr. Ulick Burke stated that this was an important Conference and proposed that Council Officials also be authorised by the County Manager to attend. Clr. O'Morain seconded Clr. Burke's proposal, and the County Manager indicated that he was considering the position in relation to the sending of appropriate staff to the conference.

2507 - NATIONAL CONFERENCE ON REGIONAL POLICY - I.F.A. -- ATHLONE - 23rd SEPTEMBER, 1988.

The Chairman indicated that he had attended the National Conference on Regional Policy organised by the Irish Farmers Association in Athlone on Friday, 23rd September, 1988 at the invitation of the I.F.A. It was proposed by Clr. M. O'Morain, seconded by Clr. John Mannion and agreed that the attendance of the Chairman at this Conference be approved.

It was agreed that the Chairman could exercise his discretion in relation to the attendance at Conferences in cases where notice was inadequate for consideration at the next available Council Meeting.

2508 - ABATTOIRS ACT, 1988.

A Summary of the provisions of the Abattoirs Act, 1988 was circulated to each Member.

Clr. T. Walsh referred to the increasing incidents of T.B. in Livestock and stated that it appeared that this increase was due to the presence of badgers, particularly in areas adjacent to forestries, which were habitats for badgers. Clr. Walsh proposed that the Minister for Agriculture be requested to take steps to improve the situation. Clr. Walsh was supported by Clr. Welby. Deputy Treacy indicated that there was a procedure whereby Certificates could be acquired for the extermination of badgers where it could be shown that livestock were being affected. The County Secretary replied to various queries raised from Members in relation to the provisions of the Abattoirs Act.

2509 - SPECIAL VOTERS LIST.

The County Secretary drew attention to the provisions of the Electoral Amendment (No. 2) Act, 1986 which introduced a special arrangement for Voting by Disabled Electors. Under this arrangement Disabled Electors may apply to have their names entered in a Special Voters List at an Election or Referendum. A Ballot Paper would be delivered to each person on the List by a special presiding officer and persons on the List would be enabled to vote at home.

Persons who were unable to go in person to vote at Polling Stations by reason of physical illness or physical disability were eligible to apply to have their names placed on the Special Voters List. Applications would have to be made annually on a Special Application Form which contained a Medical Certificate which had to be completed by a Doctor. Any person applying for entry onto the 1989/1990 Special Voters List which would come into force on the 15th April, 1989 should submit a completed application form to the County Secretary, not later than the 31st October, 1988. The County Secretary indicated that the response to the Special Provisions in the current year was very poor and that the Council wished to highlight the provisions so that qualified applicants could apply for the special arrangements.

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 26th SEPTEMBER, 1988.

In reply to Deputy Micheal Kitt the County Secretary indicated that there was no provision in the legislation whereby any fees payable to doctors could be paid by the Council or be recouped to the applicant.

Councillor Ulick Burke said that the provisions of the legislation should be amended to allow persons other than doctors to certify that people were physically disabled for the purposes of the special arrangements. He proposed that the Minister for the Environment be requested to amend this legislation accordingly. He was supported by Councillor T. Walsh.

A number of Councillors expressed the view that a Medical Certificate should be completed by a medical practitioner as provided for in the legislation and that any other arrangement could lead to abuse.

2510 - E.C. STRUCTURAL FUNDS.

The Council considered the Circular Letter PD1/88 dated the 8th September 1988 from the Department of the Environment regarding the new framework regulations and recent announcement of new arrangements for E.E.C. funding purposes. A copy of the Circular has been circulated to each Member.

The County Manager outlined details of the new arrangements in accordance with the documentation available. He stated that it had been indicated in the media that two committees would be established at regional level, one a Working Group and one a consultative group to develop programmes at sub-regional level for incorporation into the National Plan which was being prepared by the Department of Finance. Up to now most funds from the E.E.C. were allocated on a project basis. Under the new arrangements projects would be funded to the extent to which they were included in the national and regional plans. Projects would have to contribute to the goals set out in the plans. It was important, therefore, that the overall needs of the County in a regional and national context should be clearly set out and included in the plans. Every effort would be made to advance the requirements of County Galway and it was important that in addition to infrastructural projects provisions for social goals should also be made in the plans.

Councillor Ulick Burke stated that the Regional Development Organisations should not have been abolished as they had devised regional strategies which went a long way towards preparing the plans required under the new arrangements. He stated that the Council should be preparing road works schemes which might be aided from the E.E.C. Regional Fund and he referred, in particular, to two specific projects at Aughrim/Cappataggle and Hearnbrook.

Councillor J. Joyce welcomed the proposals regarding the new arrangements for E.E.C. Funding. He stated, however, that local authority members might be side-stepped under the new arrangements, and stated that Councillors should be represented on the Committees being established. He proposed that the Minister be asked to ensure that there would be a proper representation for local authority members on any regional body being established. Councillor Ulick Burke seconded Councillor Joyce's proposal. Councillor Loughnane suggested that Councillors should have representation along the same lines as representation on the Regional Health Boards.

Councillor Micheal O'Morain welcomed the new proposals and stated that he had every confidence in the Council's Chairman to promote the interests of County Galway. He asked that the Council be kept advised at all times of developments in the region, and he proposed that a special Council Meeting be arranged to deal specifically with any proposals being put forward. The Council should ensure that an integrated plan incorporating all infrastructural requirements should be prepared and put forward.

Deputy R. Molloy stated that the Council should consider appointing its own Consultants to initiate and co-ordinate an integrated plan for both Galway

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 26th SEPTEMBER, 1988.

County and City which would form the basis for Galway's case for inclusion in regional and national plans. He was supported by Senator T. Hussey.

The County Manager indicated that Consultants had been appointed by the Government for the Greater Dublin Area, and it was intended that the arrangement being developed might serve as a model for the other regions. No terms of reference have yet been published for the regional groups and the Council would also have to consider needs other than local authority needs such as the development of the Airport and the Harbour, of forestry and farming and of social programmes. It was important that the Terms of Reference of the regional groups be established initially and the Manager indicated that he would consider the appointment of a Council Official to co-ordinate the work involved under the new arrangements for E.E.C. funding. In reply to Deputy Micheal Kitt the County Manager indicated that he would request SFADCO to let the Council have details of any plans prepared by them.

The Council agreed that this matter would be placed on the Agenda for a Meeting of the Council in the near future.

2511 - PEOPLE OF THE YEAR AWARDS.

The Council agreed on the proposal of Deputy Micheal Kitt and seconded by Deputy Noel Treacy that Mr. Cyril Farrell, Manager of the Galway Hurling Team be nominated for an Award under the People of the Year Award, 1988. The Council agreed with this nomination.

Deputy R. Molloy proposed that the people of Mweenish, Carna be nominated for a people of the year award for having endured bad road conditions. This proposal was seconded by Senator P. McCormack. The Chairman in reply to Deputy R. Molloy stated that any proposal for a nomination should be submitted in writing.

2512 - MALICIOUS INJURY DECREES.

The List of Malicious Injury Decrees circulated with Item 10 on the Agenda were noted.

2513 - ESTIMATES DATE.

The County Manager indicated that the statutory period for the holding of the Estimates Meeting was the period 1st October, 1988 to the 16th November, 1988. The Council could fix a date for the Estimates Meeting at their Meeting of the 14th October, 1988

2514 - CAR-PARKING IN LOUGHREA.

Councillor Matt Loughnane proposed that the Council acquire a site which was available for car-parking in Loughrea. He stated that car-parking was very much needed at the location involved and proposed that the Council make a decision to go ahead and acquire the site. Deputy Treacy seconded Councillor Loughnane's proposal.

The County Engineer stated that the site involved had been investigated by the Engineering Staff. There were certain difficulties in relation to the development of the site including entrances through an Archway. There was only one access to the Site which was narrow and dangerous and he could see problems in relation to the operation of the site as a carpark where people would be leaving at the same time. He was arranging for a full assessment of the site, but he foresaw a number of difficulties in recommending its acquisition.

Councillor Loughnane stated that an urgent decision was necessary and that the location would enable the Council to open up backlands with entrance on to the main street. It was incumbent on the Council to avail of the opportunity to acquire the site.

Councillor Ulick Burke proposed that a thorough investigation of all

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 26th SEPTEMBER, 1988.

the suitable lands be carried out. He referred to the existence of an old derelict building in the main street and stated that there might be lands available at the old V.E.C. grounds. Deputy Treacy supported the proposal that the Council proceed to acquire this land.

2515 - DISABLE PERSONS GRANTS.

Deputy Micheal Kitt referred to grants which were being allocated for house improvements being carried out by disabled persons. He stated that grants were allocated subject to finance being available and he proposed that this qualification be removed in the allocation of grants as it gave rise to a certain amount of confusion for applicants. It was agreed that the matter would be examined.

COUNCILLORS NOTICES OF MOTION.

(a) Adjourned:

- 2516 - THAT MEMBERS BE PROVIDED WITH A COPY OF THE COUNCIL'S SUBMISSION OF THE OFFSHORE ISLAND COMMITTEE - MOTION BY DEPUTY ROBERT MOLLOY.

It was agreed that a copy of the Report would be made available to any Member on request.

- 2517 - THAT GALWAY COUNTY COUNCIL TAKE IMMEDIATE ACTION TO ALLEVIATE THE SERIOUS FLOODING WHICH IS CONSTANTLY OCCURRING (LOCATION DETAILS SUPPLIED) - DEPUTY NOEL TREACY.

Part of the necessary drainage works has been done. The remaining works which includes repairs to a road culvert will be carried out as soon as men are available in the Loughrea area.

(b) Other Motions received:-

- 2518 - THAT THE COUNCIL INFORM ME AS TO ITS FUTURE PLANS FOR WIDENING OF N.63 (DETAILS SUPPLIED) - COUNCILLOR JARLATH McDONAGH.

There are no plans for the widening of the National Secondary Route N.63, Galway to Roscommon Road. Improvement works on National Roads are State funded. The removal of grass margins and the laying of stone foundations would require a special grant which is not provided for in the current roadworks programme. The work cannot be considered a priority in present financial circumstances.

- 2519 - THAT WORKS BE CARRIED OUT AT TURLOUGHMORE AS OUTLINED - (DETAILS SUPPLIED - COUNCILLOR JARLATH McDONAGH.

The completion of the hardshoulder from Fallons Bar to Messrs. Murrays on the National Route N.63 through Turloughmore is considered desirable. The carrying out of the work will be considered if funds permit, later in the year.

- 2520 - THAT THE COUNTY COUNCIL CUT IMMEDIATELY OVERGROWN BRIERS AND SHRUBBERY AT KINISKA, CLAREGALWAY - COUNCILLOR JARLATH McDONAGH.

There are only limited funds available for hedge trimming in the current year. The above location will be considered as funds allow.

- 2521 - THAT GALWAY COUNTY COUNCIL REPAIR ROADWAY TO PREVENT FURTHER FLOODING OUTSIDE THOMAS RYAN'S HOUSE, BALLYMANA, CRAUGHWELL - COUNCILLOR MICHAEL FAHY.

The road at this location is not in need of repairs. The problem arises from the natural drainage of the road which flows to this low point. Alleviation of the problem would require extensive drainage works for which we have no funds.

- 2522 - THAT GALWAY COUNTY COUNCIL CUT HEDGES ON THE FRENCHFORT ROAD, ORANMORE, AND ALSO THE BALLINAKILL ROAD, GORT. - COUNCILLOR MICHAEL FAHY.

Hedge trimming has been carried out at both locations referred to.

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- 2523 - THAT STOP LIGHTS BE PROVIDED AT THE LOUGHREA ROAD, GEORGES STREET, GORT - COUNCILLOR JOE LAMBERT.

A traffic count based on National Guidelines was carried out in February, 1987 to determine if traffic signals are warranted at this junction. The result indicated that the volume did not warrant the provision of stop lights.

- 2524 - THAT THE EXTENSION TO THE CEMETERY AT RAKERIN, GORT, BE OPENED AND GRAVES BE SOLD TO THE PUBLIC AS THERE IS A BIG DEMAND FOR SAME - COUNCILLOR JOE LAMBERT.

Monies are available to complete a section of the extension at Rakerin Burial Ground, Gort, thereby making grave spaces available. It is intended that these works will be completed before the end of the year.

- 2525 - THAT THE COUNCIL BE GIVEN AN UP TO DATE REPORT ON THE DEVELOPMENTS IN RELATION TO ACCESS TO DOON CEMETERY, EYRECOURT. - COUNCILLOR JAMES JOYCE.

An agreement has been reached with Mr. James Clarke to acquire an area of .259 acres of land for the purpose of providing access and a car-park and some additional grave spaces to doon burial ground. We are now in the process of finalising this transaction and completing the transfer of Title. Councillor Joyce expressed the hope that this matter would be concluded before the Winter.

- 2526 - THAT MEASURES BE TAKEN TO PREVENT FLOODING AT THE LOCATION FOR WHICH DETAILS ARE SUPPLIED - COUNCILLOR MATT LOUGHNANE

The above appears to be solved. It seems to have been caused by a leak in the Corofin Group Water Scheme which has now been repaired.

- 2527 - THAT THE PLANNING ACT BE AMENDED SO THAT ALL APPLICATIONS FOR PLANNING PERMISSION MUST HAVE A SUITABLE NOTICE AFFIXED TO THE SITE GIVING DETAILS OF THE APPLICATION. THIS NOTICE COULD REPLACE THE LEGAL REQUIREMENT FOR PUBLICATION OF PLANNING APPLICATIONS. - COUNCILLOR JOE BURKE.

The Local Government (Planning and Development) Regulations, 1977 provides that prior to the making of a Planning Application, an applicant must give public notice of the making of a Planning Application either -

(a) in a newspaper circulating in the district in which the relevant land or structure is situate, or

(b) by the erection or by the fixing of a notice on the land or structure.

The Regulations further provide that the Planning Authority may require an applicant to publish a further notice if the notice published on the land or structure has not been maintained in position for at least one month after the making of the application.

Applicants for Planning Permission have, therefore, the option of giving public notice either by publication in a newspaper circulating in the area where the development is proposed or by erecting a notice on the site.

It is unlikely that the Department of the Environment would consent to the change suggested in the Notice of Motion.

- 2528 - THAT GALWAY COUNTY COUNCIL ACQUIRE BY COMPULSORY PURCHASE ORDER AN AREA OF LAND HELD IN COMMONAGE ADJOINING THE LETTERMORENACOILLE BURIAL GROUND FOR THE EXTENSION OF THE LETTERMORENACOILLE BURIAL GROUND WHICH IS URGENTLY REQUIRED - COUNCILLORS T. WELBY, M. O'MORAIN AND SENATOR N. O'CONCHUBHAIR.

Galway County Council has been endeavouring to acquire a site to provide an extension to Lettermore na Coille Burial Ground for a number of years past. Two possible sites have been identified but problems have arisen in both cases to prevent any lands actually being acquired. It seems inevitable that a Compulsory Purchase Order, must be resorted to, which ever site we intend to acquire. We have, therefore, arranged for trial holes to be dug on both sites in question and based on the results of these we will be proceeding to acquire the recommended site by Compulsory Purchase Order.

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- 2529 - THAT THIS COUNCIL CARRY OUT IMPROVEMENTS TO A SHORT STRETCH OF ROAD AT KYLEMORE WHERE FLOODING HAS TAKEN PLACE AND WHICH HAS MADE THIS ROAD IMPASSABLE DURING HEAVY RAINFALL - COUNCILLOR T. WELBY.

The road in question is the National Secondary Route N.59 and flooding is caused by run-off from flash storms. The river channel between Kylemore Bridge and Tullywee Bridge is inadequate to meet such storm situation and requires to be regraded, widened and deepened. Systematic maintenance of the river is necessary due to the transport of gravel and boulders from high ground under flood conditions.

The Council raised the section of road in question by up to 2 feet some years ago. Further raising of the road level will be difficult due to poor ground conditions. Additional roadworks would not be advisable until improved drainage works are first carried out and the situation monitored over a period.

The Council is considering means of having the drainage works done each year.

- 2530 - THAT THIS COUNCIL ACQUIRE A SITE BESIDE BUNOWEN PIER AS REQUESTED BY O.P.W. FOR THE PURPOSE OF ERECTING A LIGHT - COUNCILLOR T. WELBY.

The site in question is required for a ~~re~~ere leading light. An access right of way is also required. Past negotiations with the landowner failed to reach agreement on the purchase of a selected site, following which a revised site, on the same landowner's lands was proposed by the Office of Public Works. It is proposed to recommence negotiations with the landowner for the purchase of the revised site and access right of way in the near future.

- 2531 - WHAT IS THE POSITION RE REPAIRS TO FOOTPATH AT CLONBUR VILLAGE AND COST INVOLVED - SENATOR NIOCLAS O'CONCHUBHAIR.

Various sections of footpath in Clonbur village are in need of repair. The estimate of cost to carry out desirable repairs is £10,000. This work could be phased over a number of periods. There are no provisions in the current year's work programme to carry out any footpath repairs in Clonbur.

- 2532 - WHAT WOULD THE COST OF THREE EXTRA STREET LIGHTS IN CARRAROE VILLAGE BE? - SENATOR NIOCLAS O'CONCHUBHAIR.

Depending on the location, the cost would be in the region of £2,550. There are no funds available for the provision of additional public lights in any location in 1988.

- 2533 - THAT GALWAY COUNTY COUNCIL ENTER INTO NEGOTIATIONS WITH THE LAND COMMISSION FOR THE PURPOSE OF ACQUIRING LANDS FOR A NEW ROAD TO CARROWBEG. - COUNCILLOR P. MCHUGH.

The road referred to is C.R. 154 at Carrowbeg, which is a minor cul-de-sac road serving 4 houses. It stops short of linking the Regional Road R333 by about 200 to 300 yds.

The surrounding area is subject to severe occasional flooding whereupon the existing rampart road is rendered impassable. The raising of the existing road above flood level is prohibitive.

The Irish Land Commission owns most of the land between the end of the existing county road and the Regional Road and it is above flood level. A few years ago, consideration was given to constructing a new road, at relatively little costs across the I.L.C. lands. The I.L.C. was agreeable to sell the necessary lands to the Council but it entailed a re-arrangement of small parcels of land owned by villagers. The I.L.C. failed to get agreement on this and the matter was abandoned. The Council understands that this situation remains unchanged.

- 2534 - THAT GALWAY COUNTY COUNCIL REMOVE TWO BENDS ON THE ROAD AT CALTRA, HEADFORD. IT IS IMPOSSIBLE FOR PEOPLE IN THE AREA WITH MACHINERY TO PASS WITHOUT KNOCKING THE WALLS (DETAILS SUPPLIED). - COUNCILLOR P. MCHUGH.

The bends are located on County Road C.R. 132. The estimate of costs for setting back the roadside fence is £500.00, if necessary lands can be made available free of charge. It is proposed to approach the landowner to acquire the necessary lands.

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NOTICE OF MOTION - COUNCILLOR P. MCHUGH (contd).

The works cannot be carried out until resources permit and would be suitable for funding under a N.O.M. scheme.

Councillor McHugh asked that the land owner be approached immediately as he was considering the allocation of Notice of Motion money to this project.

- 2535 - THAT GALWAY COUNTY COUNCIL IMMEDIATELY CARRY OUT SURFACE DRESSING ON THE DOON EAST ROAD, ROSCAHILL, PAST WALSH'S, LALLY'S AND McDONAGH'S HOUSES (DETAILS SUPPLIED). - SENATOR P. MCCORMACK.

Reinstatement of metalled road surfaces excavated for pipelaying under the Newtown Group Water Supply Scheme has been completed. Pipelines were laid in the grass margin of the Doon East Road, Roscahill, past Walshe's, Lally's and McDonagh's houses and the repair of the carriageway did not arise under restoration work.

The road in question is a non-strategic County Road and the surface is in need of urgent repair. It is proposed to carry out repairs later in the year if resources permit.

Senator McCormack stated that he was not satisfied with the report and asked that the matter be re-examined with a view to carrying out some repairs. The County Engineer agreed to re-examine the position in this case.

- 2536 - THAT GALWAY COUNTY COUNCIL TAKE IMMEDIATE ACTION TO ALLEVIATE THE POLLUTION TO A WATER SUPPLY (DETAILS SUPPLIED) THAT THIS WORK BE OUTLINED AND THAT A FULL REPORT BE MADE AVAILABLE ON THIS MATTER HEREAFTER. - DEPUTY NOEL TREACY.

A survey has been carried out of the area involved in this case and it is found to be predominantly rural. Hay is mostly made in preference to silage. Untreated water is being abstracted from an underground stream and it would, therefore, be very difficult to trace the pollutant matter. It is highly unlikely that seepage from septic tanks is the root cause of the problem. As the area is predominantly agricultural, activities from this source would seem to be more likely to be contaminating the underground stream. It would require very elaborate and expensive hydrogeological examination of the area in order to trace the origin of the pollutant matter, with no guaranteed results.

The County Engineer stated that it was difficult to detect any source of pollution, but that the matter would be pursued. The County Manager enquired if people in the locality would assist the Council in identifying any possible source of pollution.

- 2537 - THAT THE COUNTY COUNCIL CUT AND REMOVE THE BUSHES AND BRIARS AT A LOCATION (DETAILS SUPPLIED). I WISH TO HAVE FULL DETAILS OF THE DATE WHEN THIS WORK WILL BE CARRIED OUT. - DEPUTY NOEL TREACY.

The roads referred to are mainly spur roads off Co. Road No. 566 and an inter-connecting section between it and Regional Road R.356. There are some sections of these roads with overgrown hedges but in general they are in reasonable condition. Due to financial restrictions it is not possible to carry out hedge trimming on minor county roads, however, we will be serving hedge cutting notices to offending landowners later this year.

In reply to queries raised, the County Engineer indicated that resources were very limited for hedge cutting. Councillor Michael Mullins proposed that the Council consider privatising the hedge cutting throughout the County with a view to getting better value for money.

- 2538 - THAT GALWAY COUNTY COUNCIL CARRY OUT IMMEDIATE REPAIRS TO A HOUSE (DETAILS SUPPLIED), AND THAT A FULL REPORT BE MADE AVAILABLE TO ME AS A MATTER OF URGENCY - DEPUTY NOEL TREACY.

The above house is vested since 1974.

MONTHLY MEETING OF GALWAY COUNTY COUNCIL ON 26th SEPTEMBER, 1988.

2539 - THAT MONEY BE MADE AVAILABLE IN 1989 ESTIMATES FOR THE REPAIR OF THE LEHENAGH (NORTH) ROAD, RECESS -- COUNCILLOR JOHN M. MANNION.

The road in question is C.R. No. 51, a cul-de-sac minor County Road serving about 8 No. houses but measuring 1.75 miles approximately. The road is in a poor condition and any extensive repairs must include for drainage works and significant surface dressing works. It is one of many minor County Roads in a similar poor condition. The work could only be considered under a special grant allocation such as a FEOGA grant and any such grant works can only be carried out on a priority basis. The Council is awaiting notification of 1989 road grants. Minor repairs will be carried out under routine maintenance as esources permit.

2540 - THE FOLLOWING ITEMS OF CORRESPONDENCE WERE CIRCULATED TO EACH MEMBER.

- (1) Letter from Mr. Padraig Flynn, T.D., Minister for the Environment in reply to our letter in connection with a resolution passed by the Council requesting that he receive a deputation to discuss funding for road works in the County, particularly in the Connemara area.
- (2) Letter from Nenagh Urban Dsitric Council re banning of Film 'The Last Temptation of Christ'.
- (3) Letter from Donegal County Council re Section 50 of the Extradition Act and release Robert Russell forthwith.

THE MEETING THEN TERMINATED.

SUBMITTED, APPROVED + CONFIRMED:

Patrick Finlay CHAIRMAN

24th Oct 1988 DATE

COMHAIRLE CHONTAE NA GAILLIMHE.

(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

7u Deire Fomhair, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara,

Iarrtar ort leis seo bheith i lathair ag cruinniú speisialta de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimhe, De h-Aoine, an 14u Deire Fomhair, 1988 ar a 3.00 a chlog sa trathnona.

Mise, le meas,

E. O'GLIASAIN,
RUNAI.

A G E N D A

1. Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:

"That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Planning Permission to John Whelan for the erection of dwelling house and Septic Tank at Lydican, Claregalway - Planning Ref. No. 57109

John Molloy

Thomas Welby

Paddy McHugh.

2. Planning Application No. 55022 - Michael Molloy.

3. Fix Date for Statutory Estimate Meeting.

COUNCILLORS NOTICE OF MOTION.

DEPUTY NOEL TREACY, COUNCILLORS MATT LOUGHNANE & ULICK BURKE - We will propose.

4. That Galway County Council immediately acquire the vacant sites (details enclosed), at Main Street, Loughrea for Town Car-parking.

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 14TH OCTOBER, 1988.

IN THE CHAIR: Councillor P.J. Finnegan.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, U. Burke, J. Callanan, M. Fahy, Senator T. Hussey, Councillor J. Joyce, Deputy M.P. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Deputy R. Molloy, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, Deputy N. Treacy, and Councillor T. Walsh.

Officials: Messrs. S. Keating, County Manager; J. Howlett, Assistant County Manager; E. Gleeson, County Secretary; P. Flood, County Engineer; T.J. O'Donoghue, Law Agent; E. Lusby, Finance Officer; D. Barrett, Senior Staff Officer; L. Kavanagh, S.E.E. (Planning).

The Opening Prayer was recited.

2541 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - JOHN WHELAN - PLANNING REFERENCE NO. 57109:

The Resolution as set out on the Agenda was proposed by Councillor John Molloy and seconded by Councillor Paddy McHugh.

The County Manager submitted the following report, a copy of which had been circulated to each Member:

"LOCATION OF SITE:

The site is located on the N.64 National Secondary Road approximately 1½ miles north of Carnmore Crossroads.

HISTORY:

No previous planning applications.

PLANNING CONSIDERATIONS:

The site is located on a re-aligned section of the N.64 National Secondary Road at a point where the maximum speed limit applies. Under the County Development Plan, Chapter 25, Table 25A this road is listed for Class 1 Control with development of individual houses being restricted to certain permissible classes of essential family housing need. The applicant does not qualify under any of the categories of permitted development and has made no claim for housing need.

RECOMMENDATION:

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

1. The proposed development would endanger public safety by reason of a traffic hazard because the site is located on a heavily trafficked section of the National Secondary Road where the maximum speed limit applies and the traffic movements generated by the development would interfere with the safety and free flow of traffic on the road. In addition, the development would militate against the objectives of the Planning Authority to: (a) preserve the level of service and carrying capacity of the road so that it can fulfill its function as a through road for heavy traffic, (b) protect the public investment in the National Road Network.

SPECIAL COUNCIL MEETING ON 14/10/'88.

2.

2. The proposed development would contravene the County Development Plan (Chapter 25, Table 25A) which limits development along this road to those where essential family housing need exists, a category of development which does not apply in this case."

Mr. P. Flood, County Engineer, stated that the applicant in this case was not claiming a housing need. The road in the area had been re-aligned at considerable public expense and it was in need of further re-alignment. The road in question was an important link road which enabled heavy traffic to by-pass the City, and the same controls applied to it as to a National Primary Road. There was no reason why the applicant should be allowed to build a house on the road and the County Engineer recommended refusal in this case. He stated that the indications were that the speed of traffic on this road would be well in excess of the speed limits and a traffic hazard would be created by cars and lorries providing services to the house, such as coal lorries and milk lorries. The applicant would be at the greatest risk of a serious accident if the house was constructed at the location involved. The County Engineer strongly recommended that this application be not granted.

Councillor John Molloy stated that the applicant was a young man working in the locality. He was about to get married in the near future and he had bought this site to build a house. In reply to Councillor Michael Ryan, the County Engineer stated that the same controls applied to the road as a National Primary Road and it was hoped that this stretch of road would be upgraded to National Primary status in the future. Cllr. Ryan stated that one additional house on the road in question would not make all that difference.

In reply to Councillor Lambert, the Assistant County Manager, Mr. Howlett, indicated that there was a risk involved for Members in passing a Section 4 Resolution. The matter would be further clarified after the decision of the Supreme Court in the Dublin Planning case was determined. In reply to Councillor Brennan, the County Engineer indicated that the applicant had not claimed a need within the categories of housing need stated in the County Development Plan. The applicant had stated that he was a prospective buyer.

In reply to queries from Councillors who asked if the case would be referred to the Law Agent if the Resolution was passed, Mr. Howlett indicated that each case which was the subject of a Section 4 Resolution was considered on its merits, after it had been considered by the Council.

It was proposed by Councillor J. Brennan and seconded by An Comhairleoir P. O'Tuathail that Planning Permission not be granted in this case.

A vote taken for and against the Resolution as set out in the Agenda resulted as follows:

FOR: Councillors U. Burke, J. Callanan, M. Fahy, P. Finnegan, Senator T. Hussey, Deputy M. Kitt, Councillors M. Loughnane, M. Lynch, Senator P. McCormack, Councillors P. McHugh, J. Mannion, M. Molloy, M. O'Morain, M. Ryan and T. Walsh. (15)

AGAINST: Councillor J. Brennan, Deputy R. Molloy and An Comhairleoir P. O'Tuathail. (3)

The Chairman declared the Resolution as set out on the Agenda carried by 15 votes for to 3 votes against.

2542 - PLANNING APPLICATION NO. 55022 - MICHAEL MOLLOY:

Councillor J. Mannion referred to the letter dated 9th September, 1988, from the Assistant Law Agent, a copy of which had been circulated to each Member. Councillor Mannion proposed that this matter be adjourned and asked that the Law Agent also submit his comments for consideration by the Council. Mr. T. O'Donoghue stated that he agreed with the terms of the Assistant Law Agent's letter and that he would submit his own observations for circulation to the Members for the next Planning meeting. Senator McCormack asked that the case of Planning Application No. 55052 - Marcus Keane be also placed on the Agenda for the next Planning Meeting.

Mr. O'Donoghue indicated that he had discussed the question of obtaining legal advice in relation to the Grove and Sharpe case -v- Dublin County Council with Senior Counsel. The Senior Counsel had advised that as this matter was on Appeal to the Supreme Court and that as the Supreme Court Hearing was scheduled for the 29th November, 1988, it would not be appropriate to express a Legal Opinion on this case pending the outcome of the Supreme Court decision. It was agreed that the Council would be kept informed in relation to developments on this case.

2543 - DATE FOR STATUTORY ESTIMATES MEETING 1989:

The Council were informed that the Statutory period for holding the Estimates Meeting to consider the Estimates for 1989 was the period 1st October, 1988 to the 16th November, 1988. It was proposed by Deputy Michael Kitt, seconded by Councillor Micheal O'Morain and agreed that the Statutory Estimates Meeting of Galway County Council to consider the Estimate of Expenses for 1989 would be held on Friday, 11th November, 1988, at 3.00 p.m.

NOTICE OF MOTION2544 - THAT GALWAY COUNTY COUNCIL IMMEDIATELY ACQUIRE THE VACANT SITES (DETAILS SUPPLIED) AT MAIN STREET, LOUGHREA, FOR TOWN CARPARKING: - MOTION BY DEPUTY NOEL TREACY, COUNCILLORS MATT LOUGHNANE & ULICK BURKE:

Deputy Noel Treacy requested that the Chairman allow Mr. James Staunton of Loughrea Businessmen' Association to address the Members of the Council. The Chairman agreed. Mr. Staunton addressed the Council and referred to the urgent need for carparking in the town of Loughrea. He stated that a site was available which had been previously occupied by An Bord Telecom and a map outlining details of the site was circulated to the Members. He stated that the site was now for sale and he asked that the Council act quickly on the matter and acquire the site. He stated that the provision of a carpark was important for the business people of the town and that the Council had not provided any commercial amenities for the rate paying community. There was an advantage for the Council in this case in that a C.P.O. would not be required. He then thanked the Council for allowing him to speak.

The County Engineer stated that an undertaking was given at the Council Meeting of the 16th September, 1988, that an investigation of all possible carparking sites would be carried out. It has not been possible in the short time available to carry out this survey. The Notice of Motion on the Agenda for the Meeting referred specifically to property occupied by Bord Telecom.

The County Engineer stated that there was only one entrance through an Archway to the property involved. This Archway was only about 9 feet wide and was exiting onto the Main Street. The Council had approached an adjacent property owner who stated that he would consider selling some land at the rear but would not give an access, pedestrian or vehicular, onto the Main Street.

The County Engineer stated that even with the two access/exits as suggested from Main Street and a one way system, the situation could be disruptive and dangerous to pedestrians and cause problems for traffic on the busy Main Street. With only one narrow access/exit, the situation would be unacceptable and he could not recommend the acquisition of the property in the absence of proper entrances. He was not against the acquisition of the property if a suitable entrance could be found and subject to the availability of finance. The County Engineer stated that a carpark was being provided at the Old Railway Station which would be ready by the end of the year.

Deputy Noel Treacy stated that the site was in the heart of the Town and would provide carparking facilities which were urgently required. He understood that exits would be available whereby traffic could enter on one side and exit on the other side, and he proposed that the site as outlined in the map which was circulated be acquired. Councillor Ulick Burke seconded Deputy Treacy's proposal and referred to the urgent need to provide carparking facilities in Loughrea. He stated that a right-of-way was all that was required as regards the second entrance and that it was not necessary that the owner should sell property. He stated that large trucks had been going through the existing entrance every day for the last number of years at peak traffic times and that there never had been an accident at the exit. The provision of a carpark would be a major commercial asset for the town and he urged that the Council proceed immediately and acquire the property. Mr. J. Howlett stated that the County Engineer had outlined the position clearly and it was necessary to clarify on the ground what was available. There was obviously a need for a proper entrance and he suggested that the Council establish with the landowners what was available. The County Engineer had indicated that there was no objection to the acquisition of the land subject to a proper access being available and to available finance.

Councillor Loughnane stated that the site which was for sale at present was in a strategic position. The entrance to it was 9½ feet wide and the land could be acquired at a reasonable price. He proposed that the Council go ahead immediately and acquire the property. Councillor Martin Lynch supported the proposal that the site be acquired. Councillor Joe Brennan stated that this carpark was located on one side of the town only and that consideration should be given to further carparking facilities on the other side of the town. He agreed with the County Engineer regarding the restrictions in relation to access and asked if it was possible to purchase land for a proper exit. He also referred to the question of availability of monies in view of the cutbacks in Local Authority funding. He also stated that the Oireachtas Members should come together and request the Minister for the Environment to make the necessary funds available for the acquisition of the carpark.

Deputy R. Molloy supported the proposal that the carpark should be acquired. He stated that the proposal should be looked at in the overall and that it was not essential that a second access be available immediately. The County Council could make a Compulsory Purchase Order for a second access if required and he proposed that the Members proceed and adopt the Motion before the Council that the sites be acquired. Councillor Joe Brennan proposed that the Council decide in principle to acquire the site subject to funds being made available by the Minister for the Environment.

The County Engineer stated that his main concern was in relation to the access whereby a narrow passage way of 125 feet long was the only access to the proposed carpark. This situation was unacceptable and could create confusion at the entrance where incoming and outgoing traffic would be meeting causing reversing over footpaths. He had serious reservations regarding the exit even if two accesses could be acquired, but he stated that the situation would be disastrous if only a single entrance was available. He could not advise the Council that such an arrangement was safe or acceptable. Councillor Ulick Burke suggested that some form of mechanical controls could be installed which would control the entrance and exit of traffic.

The County Manager stated that the County Engineer was obviously dissatisfied with the entrance which was available. If a second entrance was available, this would be examined. The Council will enter into further negotiation to establish if the second entrance was available and examine the position to see if a workable and safe arrangement could be established.

The County Engineer stated that the second person had indicated that he would not sell an entrance or make an entrance available under any circumstances. Councillor Ulick Burke stated that it was his understanding that this was not the position.

The County Manager stated that the recommendation of the Council that the site be acquired had been made by the Members and that the Council would now go freely into the market place in a business like manner and endeavour to negotiate for the necessary lands including access. He would make arrangements to initiate negotiations immediately. Deputy Noel Treacy proposed that further consideration of the matter be adjourned to the Council Meeting of the 24th October, 1988, when a full report should be made available to the Council. Councillor Joe Brennan seconded Deputy Treacy's amendment. Following further discussion in which a number of Councillors proposed that the Notice of Motion as set out on the Agenda be put to the Meeting. Deputy Treacy withdrew his amendment and the Chairman put the Notice of Motion as set out on the Agenda to the Members.

A vote taken for or against the Notice of Motion as set out on the Agenda "That Galway County Council immediately acquire the vacant sites (details enclosed) at Main Street, Loughrea, for town carparking," resulted as follows:

FOR: Councillors U. Burke, J. Callanan, M. Fahy, Senator T. Hussey, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, P. McHugh, J. Molloy, Deputy R. Molloy, Councillors P. Raftery, M. Ryan, and Deputy N. Treacy.

(15)

AGAINST: Councillor J. Brennan.

(1)

The Chairman declared the Notice of Motion carried.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED + CONFIRMED :

Patrick Incega

CHAIRMAN

19th December 1988 DATE

COMHAIRLE CHONTAE NA GAILLIMHE

(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

18u la Deire Fomhair, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 24u la Deire Fomhair, 1988, ar a 3.30 a chlog sa trathnóna.

Mise, le meas,

E. O'GLIASAIN,
Runai.

A G E N D A

Resolutions under Section 4 of the City and County Management (Amendment) Act, 1955:

1. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Planning Permission to John Forde for the erection of commercial garage and septic tank at Cloonboo, Co. Galway. - Planning Ref. No. 57282."

John Molloy. T. Welby. P. McCormack.

2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Permission to Martin Varley of Dooras for the erection of a dwellinghouse and septic tank at Dooras. - Planning Ref. No. 57262."

Thomas Welby. John Molloy. Michael Fahy.

OTHER BUSINESS:

3. Consideration of Minutes of the following Meetings:
 - (a) Special Meeting held on 16th September, 1988.
 - (b) Monthly Meeting held on 26th September, 1988.
 - (c) Arts Committee Meeting held on 23rd September, 1988.
4. Sale of houses to the following - Section 83 Notices dated 12th October, 1988, refer:-

Martin & Peggy Carter, Burnthouse, Rosscahill.
Joseph & Eileen Gillane, St. Laurencesfields, Loughrea.
Martin & Betty Fleming, Hillsbrook, Tuam.
John & Pauline Brown, Belville, Monivea.
Margaret McHugh, Tycooley, Caltra, Ballinasloe.
Maeve Johnston, 12 New Estate, Kinvara.
Edward & Peter Caulfield, Farnaun, Peterswell.
Mary Burke, Clamperpark, Athenry.
Martin & Teresa Mohilly, 23 Dublin road, Tuam.
Edward & Philomena Hackett, 9 New Estate, Headford.
Thomas & Nora Tully, Shanballymore, Garrafrauns, Tuam.
Frank & Margaret McCullagh, 39 St. Joseph's Park, Tuam.
Mr. & Mrs. Parick O'Malley, Minna, Inverin.
John Geary (Pat), Mynish, Malroe, Carna.

5. Millennium Sport Conference - Dublin - 27th to 30th October, 1988.
- Details enclosed.
6. Malicious Injury Decreases. - List enclosed.
7. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION

COUNCILLOR JARLATH McDONAGH: - I will propose:

8. That the County Council insert continuous white line on road at Carraghy, Knockdoe, Claregalway, also new and bigger sign. (Details supplied).
9. That the County Council have two "slow children crossing" signs erected each side of Claregalway School. (Details supplied).
10. That the County Council have obstruction removed at Mirah to aid sight view. (Details supplied).

SENATOR NIOCLAS O'CONCHUBHAIR: - I will propose:

11. What is the present position re road leading to Jimmy Cearra's house at Lochan Beg? Who is making money available for this road?

DEPUTY MICHAEL P. KITT: - I will propose:

12. That road be repaired and ditches and briars cut back on a road. (Details supplied).
13. That briars and bushes be cut back on a road. (Details supplied).
14. That repairs be carried out and signs cleaned and improved on the Lenafin Road, Ahascragh, and the Killure Castle Road, Ahascragh.

DEPUTY ROBERT MOLLOY: - I will propose:

15. That major reconstruction work be carried out on the National Secondary Road at Kylemore, Connemara, to eliminate the possibility of flooding after heavy rainfall.
16. That immediate steps be taken to provide for the repair and extension of Kilmurvey Pier, Inishmore.
17. That Galway County Council make an application to the Department of the Environment to upgrade the coast road from Galway to Carraroe from a Regional Road to a National Secondary Road.

DEPUTY NOEL TREACY: - I will propose:

18. That Galway County Council take immediate action to restructure the seriously dangerous crossroads between the Portumna/Woodford road and the Woodford/Gurteeny road, close to Mr. Michael Payne's house and Mr. Liam Smith's property, that a stop sign be erected on the Gurteeny road facing Woodford, to ensure that traffic coming from Gurteeny must stop, to yield to the traffic coming from the Portumna Road, and that any other ancillary works in order to make this crossroads safe be carried out forthwith, that these works be outlined in detail, that the dates on which the work will be carried out be outlined also and any other further information.
19. That Galway County Council carry out immediate repairs to the house of a person (details supplied) that these repairs be carried out forthwith, that the repairs to be carried out be outlined in detail, and that the dates on which the repairs will be carried out be outlined also and any other relevant information. (Details supplied).
20. That Galway County Council carry out immediate repairs to a house in Co. Galway (Details supplied) that these repairs be outlined in detail, that the dates in which they are to be carried out be outlined, and any other relevant information, and that the repairs be carried out forthwith.

COUNCILLOR THOMAS WELBY: - I will propose:

21. What is the reason for not cleaning the streets of Clonbur Village during the last 5 months, while I was informed that these streets would be cleaned after every Fair Day.
22. That this Council rewire a County Council house at Kelly Morgan, Clifden, occupied by Tom Connelly, the wiring was burnt out as a result of a fire next door.
23. What is the present position regarding proposed change of location of the 30 miles speed limit sign on the Galway side of Oughterard?

COUNCILLOR JAMES JOYCE: - I will propose:

24. That S.E.S. schemes be started in Laurencetown, Eyrecourt, and Clonfert, to carry out the much needed improvements in those areas. (Details supplied).
25. That money be provided in the Estimates for public lighting at Meelick Church.
26. That money be provided in the Roads Estimate for the easing of the junction at Salmon's Cross, Prospect, Eyrecourt, and for easing the dangerous bend at Brendan Naughton's house, Abbeypark, Clontuskert.

COUNCILLOR MICHAEL FAHY: - I will propose:

27. That Galway County Council repair footpath on the Loughrea Road, Gort.
28. That Galway County Council seek to procure more local authority housing in South Galway as there is a large amount of applicants awaiting housing.

COUNCILLOR PADDY McHUGH: - I will propose:

29. That Galway County Council cut the briars and bushes on the following roads - Headford to Claran Road, Manusflyn to Bradagh Road.
30. That Galway County Council take steps to remove the dangerous bend at Cahernaheena. (Details supplied).
31. That Galway County Council take steps to remove the dangerous bend at Kilamonagh. (Details supplied).

M A L I C I O U S D A M A G E D E C R E E S M E E T I N G O C T O B E R

Name and Address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
McDara Kenny, Kilronan, Inishmore, Aran Islands, Co. Galway.	Damage to dwelling	County at large	£65,000	£27,000
Willis Park Golf Club, Oughterard, Co. GALWAY.	Damage to property	County at large	£4,774	£1,481.93
Bord Telecom Eireann, Merrion Road, Dublin.	Damage to Cable	County at large	£1,500	£684.10

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON 24TH OCTOBER, 1988.

IN THE CHAIR: Councillor P. Finnegan.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, Deputy F. Fahey, Councillor M. Fahy, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Deputy R. Molloy, Councillors M. Mullins, M. O'Morain, P. O'Tuathail, P. Raftery, Deputy N. Treacy, and Clr. T. Welby.

Officials: Messrs. S. Keating, County Manager; P. Flood, County Engineer; E. Gleeson, County Secretary; L. Kavanagh, S.E.E. (Planning); A. Fleming, Administrative Officer; and D. Barrett, Senior Staff Officer.

The Opening Prayer was recited.

2545 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 57282 - APPLICANT: JOHN FORDE.

Councillor P. McHugh informed the Council that he had represented Mr. Forde in a professional capacity in relation to this planning application and that he was withdrawing from the Meeting while the Resolution under Section 4 of the City and County Management (Amendment) Act, 1955, was being considered. Councillor McHugh then withdrew from the Meeting.

The resolution as set out on the Agenda was proposed by Councillor John Molloy and seconded by Councillor T. Welby.

The County Manager submitted the following report, a copy of which had been circulated to each Member:

"LOCATION:

The site is located on a County Road in the townland of Clonboo approx. ½ mile to the west of Clonboo Cross on the Galway/Headford Road.

PLANNING HISTORY:

Ref. No. 8186: Planning Permission for one dwellinghouse granted in 1970.

Ref. No. 9610: Planning Permission for one dwellinghouse granted on a site to the north of the proposed site and including a portion of the latter (1971).

Neither of the above permissions were implemented and both have now expired.

PLANNING CONSIDERATIONS:

It is the general policy of the Planning Authority to group commercial enterprises in commercial and industrial estates close to centres of population thereby reserving the countryside for agricultural and residential development. In exceptional circumstances, the Planning Authority occasionally permit workshops, small repair garages etc., but only where a case is made in their favour and where the development does not undermine the primary land use namely agricultural or residential. In the latter case, the normal rule of thumb applied is to require any garage or workshop to be located at least 150-200 metres from any

MONTHLY MEETING OF THE COUNCIL ON THE 24/10/'88.

2.

existing dwelling or any existing planning permission for a dwelling. This is to ensure the preservation of the residential amenities of such existing buildings.

The proposed development is located 30 metres to the east of an existing dwelling and there are three other existing dwellings located approximately 100 metres to the east of the proposed site. The normal policy of refusal on the grounds of residential amenity therefore applies.

The developer has collected and submitted five letters from adjacent residents claiming that they have no objection to the development. This collecting of signatures in favour of a controversial development has occurred occasionally in the past but is a trend which the Planning Authority do not regard as desirable for the following reasons:

1. Development control policy must be applied consistently throughout the County regardless of local plebiscites.
2. Persons who are not experienced in planning matters may not fully appreciate the potential disturbance to their area or the possible adverse effects on their property which can result.

RECOMMENDATION:

Refusal is recommended as follows:

1. The proposed development is located on a site where the primary land use in the vicinity is agricultural and residential and where three existing dwellinghouses are located within a radius of 150 metres. Due to the noise, traffic and unsightliness resulting from the proposed development, it would be seriously detrimental to the residential amenities of the houses in the vicinity and contrary to the proper planning and development of the area."

The County Engineer stated that the garage proposed was a substantial one which would give rise to a substantial amount of activity in the area involved. The applicant had got the signatures of five adjacent residents indicating their agreement to the development, but the County Engineer indicated that there were a total of 18 houses between the National Secondary Road and the proposed site, and that there were another 20 houses along the further mile of road from the site. There are also further houses along a small connecting road in the area making a total of up to 50 houses in the general area of the site. The County Engineer indicated that the development would generate additional traffic along a narrow County Road where children would be walking and that the residents who submitted the signatures may not appreciate the adverse affect that the development would have on their properties. The Council had to uphold the requirements of the County Development Plan and to apply development control consistently throughout the County. Refusal of the application was recommended for the reasons set out in the report which had been circulated. The County Engineer stated that the repair garage would generate additional traffic and it was likely that trucks would be travelling the road taking in broken down cars in what was generally a residential area.

Councillor John Molloy stated that this was the only area where the applicant could erect his garage. It was not unusual for the Council to grant Permission for this type of development in built up areas and he stated that the Council had granted one such Permission on a National Secondary Road. It was his opinion that no problem would be created by the development, there were no objections from the residents and if any problem arose, the applicant would try to rectify it.

In reply to Councillor Joe Brennan, the County Engineer indicated that the proposed development was substantial being about 60 feet long by 48 feet wide, together with a number of offices and toilets, the whole frontage of the proposed development was 68 feet wide.

Councillor Brennan asked if the matter could be deferred with a view to discussing the case with the applicant to see if he could be facilitated by a lesser development.

The Council were informed that the decision date was extended with the applicant's consent to the 4th November, 1988.

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

FOR: Councillors U. Burke, J. Callanan, M. Fahy, P. Finnegan, Senator T. Hussey, Deputy M.P. Kitt, Councillors J. Lambert, M. Lynch, J. McDonagh, J. Molloy, Deputy R. Molloy, Councillors M. O'Morain, P. O'Tuathail, and T. Welby. (14)

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

The Chairman declared the resolution as set out on the Agenda carried.

2546 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 57262 - APPLICANT: MARTIN VARLEY.

The County Manager submitted the following report, a copy of which had been circulated to each Member:

"LOCATION:

The site is situated on Dooras peninsula approximately 2 miles east of Cornamona.

PLANNING HISTORY:

Ref. No. 22544: Permission granted to Martin Varley on a site to the south east of proposed site on Varley family lands in May 1977. The permission was granted on the basis of a claim for a retirement house for applicant's brother, Myles Varley. The site was subsequently sold to a Mr. Gregory Moran.

Ref. No. 55054: Outline Permission refused on the proposed site in March 1988. Applicant: Marty Varley. Refusal recommended as site was elevated and in an exposed location in an area of Outstanding Scenic Amenity and would detract from the amenities of the area. During the course of that application, applicant was requested to explain why a site, on which planning permission was granted to a member of his family on the basis of housing need claim, was subsequently sold. He was also asked to consider a more lowlying site due east of existing family dwellinghouse. Applicant did not reply to this request. Also a "For Sale" sign was posted opposite site at time of inspection in connection with this application.

PLANNING CONSIDERATIONS:

The site is situated in an elevated and exposed location overlooking Lough Corrib in an area of Outstanding Scenic Amenity which has views of Special Amenity Value. The development proposed would be extremely obtrusive due to the elevated nature of the site. A more suitable location is available immediately to the north east on family lands and at a lower level.

RECOMMENDATION:

The proposed development would be located in an elevated and exposed location in an area of Outstanding Scenic Amenity with views of special amenity value, the preservation of which is an objective of the County Development Plan. The development would be an obtrusive feature on the landscape which would not be capable of being assimilated into its surroundings and would, if permitted, seriously detract from the scenic amenities of the area and would be contrary to the proper planning and development of the area."

The resolution as set out on the Agenda was proposed by Councillor T. Welby and seconded by Councillor John Molloy.

The County Engineer stated that there was an existing house on the lower ground in front of this site. The ground started to rise behind this existing house and the applicant in this case wanted to perch his house on the high ground overlooking the existing house. There was no way in which flows from a septic tank could fall except downwards towards the existing house. The proposed site for this development was located in an elevated and exposed location in an area of high scenic amenity.

The County Engineer gave details of an Outline Permission which had been refused on the proposed site under Planning Reference No. 55054 as set out in the report circulated to the Members. He indicated that there was another site on the family lands at the same level as the existing house which would not present the same difficulties. Mr. Flood indicated that the floor level of the proposed new house was above the apex of the existing house and the erection of the proposed house at the proposed location would constitute bad planning.

Councillor T. Welby stated that the applicant was a member of the Varley family and he was in need of a house. He was proposing to provide a second family home. Councillor Welby stated that Planning Permission had been granted for a lot of houses which had been built by non Nationalists in the area and he could not understand why there was such terrible objection to this application. Councillor Welby stated that he had been told by the applicant that there were a lot of bushes in the area and that the proposed site could be screened very well. Deputy Robert Molloy stated that he went to look at the area involved and could not see any objection to the proposed development. Deputy Molloy stated that no difficulties in relation to the location of the septic tank had been referred to in the report which had been circulated and said that the reference to the septic tank by the County Engineer at the Meeting should be excluded in the consideration of the case. The applicant was a member of a local family and the Development Plan allowed for circumstances such as this. Deputy Molloy stated that there was a lot of bushes and shrubs in the area which would provide sufficient cover and he supported the application.

Councillor Ulick Burke stated that there appeared to be a huge element of exaggeration in the report before the Council. The County Engineer had used terms such as perched to indicate the location of the site. He stated that cases such as this came before the Council time and time again, and that it was not unreasonable for a brother of a family to want to live beside the family home.

Councillor Joe Brennan stated that the County Engineer had indicated that it was an elevated site and that any water or effluent would have to flow downwards which would have an affect on the existing house. He also enquired regarding the "For Sale" sign.

Councillor Micheal O'Morain stated that the Planning Permission granted under Reference No. 22544 was to the father of the present applicant to provide a house for his brother, i.e., an uncle of the present applicant. What the applicant's father did had no relevance to the second application. In reply to Councillor O'Morain, the County Engineer stated that the "For Sale" sign did not refer specifically to the site which was the subject of this application. Councillor O'Morain stated that the applicant was a young man who wanted to live in the area and said that the native people should be allowed to avail of the God given scenery and not be forced into lowlying areas to build houses.

The County Manager indicated that the statement in the report regarding the "For Sale" sign was there for information purposes. The Members need not worry about the existence of the "For Sale" sign but the reference by the County Engineer to the septic tank problem would have to be taken into account. Deputy R. Molloy asked if the Manager accepted the views of a number of Councillors who had expressed their support for the application. The County Manager stated that he had heard the views of the Members who had spoken

but that he would not try to enquire into the minds of the other Members who were present at the Meeting.

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

FOR: Councillors U. Burke, J. Callanan, M. Fahy, P. Finnegan, J. Lambert, M. Lynch, P. McHugh, J. Molloy, Deputy R. Molloy, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, Deputy N. Treacy, and Councillor T. Welby. (14)

AGAINST: Councillor J. Brennan. (1)

The Chairman declared the resolution as set out on the Agenda carried.

2547 - MINUTES:

On the proposition of Councillor Joe Callanan, seconded by Councillor Ulick Burke, the Minutes of the Special Meeting of the Council held on the 16th September, 1988, were approved and signed by the Chairman.

On the proposition of Councillor Joe Lambert, seconded by Deputy Noel Treacy, the Minutes of the Monthly Meeting of the Council held on the 26th September, 1988, were approved and signed by the Chairman.

On the proposal of Councillor John Mannion, seconded by Councillor Michael Fahy, the Minutes of the Arts Committee Meeting held on the 23rd September, 1988, were approved and signed by the Chairman.

The Council agreed with the recommendations of the Arts Committee regarding the payment of grants as set out in the Minutes. It was proposed by Councillor John Mannion, seconded by Councillor Michael Fahy, and agreed, that the following Arts Grants be paid in 1988:

	£
Salmon Literary Magazine	700
Galway Arts Festival	1,600
Film Resource Centre	300
Nuns Island Arts Centre	2,000
Cois Cladaigh	500
Clifden Community Arts Week	2,000
Theatre Person in Residence	1,000
Druid Theatre	4,000
Gort Arts Group	200
Poetry Co-Op, Moycullen.	200

TOTAL 12,500
=====

Councillor Micheal O'Morain referred to the proposed appointment of an Arts Organiser and proposed that an essential requirement in making the appointment would be that the successful applicant would have a working knowledge of Irish.

2548 - SALE OF HOUSES:

It was proposed by Councillor Joe Callanan, and seconded by Councillor Ulick Burke, and agreed:

"That Galway County Council hereby approve the sale to the following tenants of the houses occupied by them in accordance with the terms of notices dated 12th October, 1988, under Section 83 of the Local Government Act, 1946, and Section 90 of the Housing Act, 1966, as amended, by Section 4 of the Landlord and Tenant (Ground Rents) Act, 1978, which had been circulated to each Member of the Council:

Martin & Peggy Carter, Burnthouse, Rosscahill.
Joseph & Eileen Gillane, St. Laurencesfields, Loughrea.
Martin & Betty Fleming, Hillsbrook, Tuam.
John & Pauline Brown, Bellville, Monivea.
Margaret McHugh, Tycooley, Caltra, Ballinasloe.
Maeve Johnston, 12 New Estate, Kinvara.
Edward & Peter Caulfield, Farnaun, Peterswell.
Mary Burke, Clamperpark, Athenry.
Martin & Teresa Nohilly, 23 Dublin Road, Tuam.
Edward & Philomena Hackett, 9 New Estate, Headford.
Thomas & Nora Tully, Shanballymore, Garrafrauns, Tuam.
Frank & Margaret McCullagh, 29, St. Joseph's Park, Tuam.
Mr. & Mrs. Patrick O'Malley, Minna, Inverin.
John Geary (Pat), Mynish, Malroe, Carna. "

The County Secretary replied to a number of queries raised by Councillors in relation to the provision of the Tenant Purchase Scheme 1988.

Dúirt an Comhairleoir Peadar O'Tuathail da mbeadh iarrathoir mi-shasta le luachail an Comhairle Chontae go gcaithfeadh an t-iarrathoir Ceantalai a fhostu agus go mbeadh costas taisteal i gceist as Gaillimh go aiteach eagsula ar fud Chonamara.

Dúirt se go raibh cuntas ag an Comhairle Chontae cheana fein ar stat structur na tithe, agus ba cheart go mbeadh an Comhairle inan luachail na tithe a aistriú de reir ba cuntaisi seo.

Cuireadh in iuil don Chomhairle go ndeanfaidh scrudu ar cas ar bith a chuirfeadh an Comhairleoir O'Tuathail faoi bhraid an Comhairle Chontae.

2549 - SALE OF SITE AT LISNAGLOOS, CRAUGHWELL:

It was proposed by Deputy Noel Treacy, seconded by Councillor Martin Lynch, and resolved:

"That Galway County Council hereby approve of the sale of a site at Lisnagloos, Craughwell, to Mrs. Mary K. Sylver in accordance with the terms of notice dated 12th October, 1988, under Section 83 of the Local Government Act, 1946, and Section 88 of the Housing Act, 1966, which had been circulated to each Member of the Council."

2550 - MILLENNIUM SPORTS CONFERENCE - DUBLIN - 27TH TO 30TH OCTOBER, 1988:

It was proposed by Deputy Michael Kitt, seconded by Councillor Joe Callanan & agreed that the attendance of Councillor P. McHugh and Michael Fahy be approved at this Conference.

It was proposed by Councillor Ulick Burke, seconded by Councillor Martin Lynch and agreed, that the attendance of Councillor Jarlath McDonagh be approved at this Conference.

2551 - MALICIOUS INJURY DECREES:

The list of Malicious Injury Decrees circulated with Item No. 6 on the Agenda was noted.

2552 - BALLINASACK BRIDGE ON LOUGHREA/WOODFORD ROAD:

In reply to Councillor Ulick Burke and Deputy Noel Treacy, the County Engineer indicated that the Council were assessing the damage to this bridge which had occurred over the previous weekend due to bad weather conditions. The County Engineer hoped that the bridge could be repaired immediately in order that it could be got back into operation. The bridge in question had been earmarked for strengthening in 1989. It was agreed that a report on this matter would be brought to the Council at the next Monthly Meeting.

2553 - ACQUISITION OF SITES FOR CARPARKING IN LOUGHREA:

The County Manager read the following report which had been prepared by the County Engineer:

"Following the discussion at the Council Meeting on 17th instant, the Auctioneer for the Maloney property (Site A) in Loughrea - Mr. Martin Keary - was contacted on Monday 20th instant and an appointment was made to see him on 21st instant.

He intimated that the Maloney property was for sale and he felt that a figure of £35,000 would be the likely sale price. Mr. P. Martin, B.E., who spoke to Mr. Keary then spoke to Mr. O'Malley, who owns the adjoining property (Site B). Mr. O'Malley would be willing to sell the rear of his property consisting of 0.325 Ac. for £60,000. He would also be prepared to sell the right of way through his property for an additional £40,000 plus accommodation works consisting of two 9 ft. high walls for a distance of 170 feet along each side of the R.O.W. incorporating 2 No. double doors and 2 no. single entrance doors. I estimate the cost of these works at £10,000. The total cost of purchasing O'Malley's property therefore and securing a R.O.W. is c. £110,000. I do not recommend purchase of O'Malley's property on the basis that the cost is too high and even if the cost were more acceptable there is also the dangers associated with the narrow archway entrance and exit system. In view of these dangers, I would not be prepared to give a technical certificate for a Compulsory Purchase Order if such were envisaged.

Site A would not work on its own as vehicles would require to use the same narrow arch to enter and exit from the area. I could not recommend that this area be permitted to function as a carpark on its own.

Further investigation has been carried out East and West of Site A to see if any other lands could be acquired which would provide other safe entry/exit points but this investigation has not indicated that any such are available.

Finally might I add that if a C.P.O. were contemplated in any part of the town, it would be necessary to have a full survey carried out to show as evidence at any enquiry that all possible options had been investigated."

Councillor M. Loughnane stated that there was a strong body of opinion in Loughrea that the sites should be acquired. He stated that one site was available at a reasonable price and asked if the County Manager would be prepared to buy Site A. The County Manager indicated that he was not prepared to purchase Site A because of the unacceptable access to the site. He was asking the County Engineer to carry out a full review of sites in the Town to see if any one or combination of sites would be suitable for the provision of carparking. He would be prepared to initiate Compulsory Purchase Order proceedings if necessary and as a first step, he wished to establish what was available before he could acquire any site. He had to have a Certificate from the County Engineer stating that the site was suitable and safe. In the case of the sites under discussion, this Certificate was not forthcoming. The proper way to approach the provision of carparking in Loughrea was to establish through a survey what was available and suitable.

Deputy R. Molloy asked if the selection of suitable sites had already been carried out. In relation to the site under discussion, there was an engineering difficulty in the short term but this could be solved in the long term. He stated that the Council should go ahead and plan for a carpark in the area involved and suggested that the best way to proceed was along Compulsory Purchase Order procedures if necessary. Councillor Joe Brennan stated that he had experienced a build up of traffic at that point on his way through Loughrea to the Meeting. There was no way in which he would consent to the acquisition of the sites as the exit proposed was extremely dangerous. A second exit would have to be found and he strongly recommended that efforts be made to get an exit adjacent to the Morgue in the area.

Councillor Ulick Burke stated that the Council should go ahead and purchase Site A and that it might be possible to acquire the second site in time. He stated that efforts should be made to regulate traffic going in and out of the proposed carpark. He stated that the area involved was functioning as a carpark already and he proposed that the Council purchase the site. Councillor Loughnane seconded Councillor Burke's proposal.

In reply to Councillor Joe Burke, the County Manager stated that the Council intended to survey the area to see what was available. There was no finance available at present but he had hoped to seek finance from the Minister for the Environment. He saw little hope of getting funds for a site which was deemed unsuitable.

In reply to Councillor Ulick Burke, the County Manager stated that it was his intention to go about the acquisition of sites for carparking in a proper way and to have all the options assessed before a C.P.O. could be contemplated. He outlined the procedures involved in the making of a C.P.O. and the issues which would arise in relation to alternative sites. He stated that he had met the people of Loughrea on two occasions and had assured them that the Council wished to deal with the provision of carparking in the Town.

The County Engineer outlined the difficulties in relation to sight distance and the problems that would arise in relation to the access which was available. He stated that the bonnet of a car would be fully out on the roadway before a driver could see anything on the footpath. He stated that the carpark was not available for public use up to now but was used privately by An Bord Telecom.

The County Manager stated that the County Engineer's report indicated that Site A was unworkable and could create chaos in Loughrea. It was not a practical proposition to buy the properties beside the area involved and he stated that the Council should proceed in a professional manner to acquire a suitable site. Councillor Loughnane indicated that a Section 4 Resolution would be submitted in relation to this matter.

2554 - NATIONAL CONFERENCE AND EXHIBITION 1988 - BRIGHTON - 1ST-3RD NOVEMBER, 1988:

Councillor J. Mannion indicated that Councillor Michael Mullins who had been approved to attend this Conference was not in a position to attend. It was agreed that a substitute for Councillor Mullins could attend on the nomination of the proposer and seconder of the original proposal nominating Councillor Mullins to attend.

COUNCILLORS NOTICES OF MOTION2555 - THAT THE COUNTY COUNCIL INSERT CONTINUOUS WHITE LINE ON ROAD AT CARRAGHY, KNOCKDOE, CLAREGALWAY: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The road in question is the National Primary Route N.17 and the location is the intersection with the County Road extending from Corrandulla towards Turloughmore. The road is straight and the laying of solid centre line markings is not considered justified. It has not been requested by the Gardai.

Statutory sign Nos. 109, indicating an intersection ahead, are in place on each approach. There is no other legal sign which can be recommended."

2556 - THAT COUNTY COUNCIL HAVE TWO "SLOW CHILDREN CROSSING" SIGNS ERECTED EACH SIDE OF CLAREGALWAY SCHOOL: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The statutory legal signs for approaches to schools (Signs No. 125) are in position at this school. It is not proposed to erect further signs."

- 2557 - THAT THE COUNTY COUNCIL HAVE OBSTRUCTION REMOVED AT MIRAH TO AID SIGHT VIEW (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The estimated cost of demolition and levelling the area is £400 and it is proposed to carry out this work as part of County Road Maintenance."

- 2558 - WHAT IS THE PRESENT POSITION REGARDING ROAD LEADING TO JIMMY CEARRA'S HOUSE AT LOCHAN BEG: - MOTION BY SENATOR NIOCLAS O'CONCHUBHAIR:

The following written reply was given to Senator Nioclás O'Conchubhair:

"The public road at Loughaubeg extends for approximately 1 mile from its intersection with Regional Road R.336 and terminates at the entrance to Jimmy Cearras house. There are 8 no. additional houses on the road. The road is in need of strengthening, shaping and surfacing at an estimated cost of £35,000.

There is no money available to do this work and there are no provisions in the current year's work programme."

- 2559 - THAT ROAD BE REPAIRED AND DITCHES AND BRIARS CUT BACK ON A ROAD (DETAILS SUPPLIED): - MOTION BY DEPUTY M.P. KITT:

The following written reply was given to Deputy Michael P. Kitt:

"The road referred to is C.R.594 and is a link road from C.R. 597 to R.355. This is used mainly by local traffic. The hedges are in bad condition on some sections, the road surface is in reasonable condition. It is not intended to cut hedges on this road due to lack of funding, routine road maintenance such as tarpatching will be carried out as required. It is intended to issue hedge cutting notices to offending landowners within the next few weeks."

- 2560 - THAT BRIARS AND BUSHES BE CUT BACK ON A ROAD (DETAILS SUPPLIED): - MOTION BY DEPUTY MICHAEL P. KITT:

The following written reply was given to Deputy Michael P. Kitt:

"This road C.R. 571 is a lightly trafficked link road between R.356 and R.355. On some sections the hedges are overgrown and on others have been cut by local farmers. Due to lack of funding, the County Council will be unable to cut these hedges. However, it is intended to issue hedge cutting notices to the offending landowners in the near future."

- 2561 - THAT REPAIRS BE CARRIED OUT AND SIGNS CLEANED AND IMPROVED ON THE LENAFIN ROAD, AHASCRAUGH, AND THE KILLURE CASTLE ROAD, AHASCRAUGH: - MOTION BY DEPUTY M.P. KITT:

The following written reply was given to Deputy M. P. Kitt:

"Normal maintenance of road signs will be carried out in so far as resources will allow."

- 2562 - THAT MAJOR RECONSTRUCTION WORK BE CARRIED OUT ON THE NATIONAL SECONDARY ROAD AT KYLEMORE, CONNEMARA, TO ELIMINATE THE POSSIBILITY OF FLOODING: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"The road in question is the National Secondary Route N.59 and flooding is due to run-off from flash storms. The river channel between Kylemore Bridge and Tullywee Bridge is inadequate to meet such storm situations and requires to be regraded, widened and deepened. Systematic maintenance of the river is necessary due to the transport of gravel and boulders from high ground under flood conditions.

The Council raised the section of road in question by up to 2 feet some years ago. Further raising of the road level will be difficult

due to poor ground conditions. Additional roadworks would not be advisable until improved drainage works are first carried out and the situation monitored over a period.

The Council is considering means of having the drainage work done each year."

Deputy Molloy indicated that he was not satisfied with the report. He stated that the road was impassable after a recent flood. There was heavy traffic using the road and it was important that the Council emphasise to the Department the necessity to provide funds for major improvement works at the location involved. He appealed to the Council that money be provided in 1989 for improvement.

The County Engineer stated that this particular bridge and portion of road was subject to flooding a couple of times a year for about three hours duration each time. The channel of the river downstream was in need of widening and unless this channel was widened and deepened, improvement works at the bridge may not achieve the desired results. He stated that there was bad ground in the location and that expenditure of the order of £1 million could arise if a major job was undertaken. Deputy Molloy queried the estimate of £1 million and asked if consultants should be appointed to advise on how best to deal with the problem. The County Manager indicated that the matter would be discussed with the Department of the Environment with a view to requesting the necessary money to carry out improvement works. It was agreed that Deputy Molloy would be informed of the outcome of the discussions with the Department of the Environment.

- 2563 - THAT IMMEDIATE STEPS BE TAKEN TO PROVIDE FOR THE REPAIR AND EXTENSION OF KILMURVEY PIER, INISHMORE: - MOTION BY DEPUTY ROBERT MOLLOY:

This motion was adjourned to the next Monthly Meeting of the Council.

Deputy Molloy stated that the pier in question was in a dangerous condition and that the Council had already erected signs there. He asked that the matter receive attention urgently and that a report be available for the next Meeting.

- 2564 - THAT GALWAY COUNTY COUNCIL MAKE AN APPLICATION TO THE DEPARTMENT OF THE ENVIRONMENT TO UPGRADE THE COAST ROAD FROM GALWAY TO CARRAROE FROM A REGIONAL ROAD TO A NATIONAL SECONDARY ROAD: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"Roads are classified for administrative and financial purposes. Whereas the National Primary network is a road system interlinking major urban centres and with ports, the National Secondary system interlinks other urban centres with the National Primary system.

The Regional Road R.336 extending west from the County Borough boundary to Carraroe would not interlink with another National Secondary Route or National Primary Route. The whole of R.336 through Costello and on to Maam Cross at the intersection with the N.S. N.59 would have to be considered.

There are no significant urban centres located on the route and whilst the service to Rossaveal port would improve as a result of the upgrading of the road, Rossaveal is not yet a major port. The latter section of the road extending from Costello to Maam Cross is lightly trafficked and is mainly a tourist route. Upgrading the road will not guarantee an improvement in funding. Considerable funding has been expended on this road in recent years."

Deputy Molloy stated that there was an urgent need to carry out improvements on this road because of the high traffic volumes. He stated that there were heavy weights going over the road and that there were traffic jams in Spiddal. He stated that the road should have a higher status with

a view to getting increased funding and he proposed that the Council seek to have the road reclassified. His proposal was seconded by Councillor J. Joyce. The County Engineer stated that he had never experienced traffic jams in Spiddal. Problems could arise from the parking of buses in the village but there was ample space if cars were parked properly. The County Manager indicated that if it was the Council's wish, the Council would request the Department to reclassify the road. It was agreed that this matter would be taken up with the Department of the Environment.

2565 - IMPROVEMENTS TO CROSSROADS BETWEEN THE PORTUMNA/WOODFORD ROAD AND THE WOODFORD/GURTEENY ROAD: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"The junction is between R.351 and C.R. 598 the Woodford/Gurteeny Road and the Portumna/Woodford Road respectively. The Yield sign and white line are on the C.R. 598. The problem with the junction is that from the Portumna and it is difficult to see the road leading to Gurteeny and traffic from Portumna travels straight through as if there was no junction. It is intended to renew the line at this junction within the next few weeks and to erect an Advance Warning Sign on the Portumna approach. In addition, the hedge on the Portumna approach will be cut to a low level. It is not recommended to alter the yield sign to the regional road as the sight distance from it on to the County Road is very poor."

The County Engineer, at the request of Deputy Treacy, agreed to review this matter further with the Area Engineer. Deputy Treacy asked that the Council endeavour to cut bushes around road signs as some signs were completely blocked from the view of road users.

2566 - REPAIRS TO A HOUSE (DETAILS SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"This house was inspected on 18/10/'88 and some minor leaks in the plumbing were detected. These leaks will be repaired within the next fortnight. The tenant has also complained of chimney defects - these complaints require further investigation and, if found to be serious, will be attended to as soon as possible, subject to funds being available."

2567 - REPAIRS TO A HOUSE IN COUNTY GALWAY (DETAILS SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"This house was inspected on 15/10/1988 and repairs are necessary to gutters and 3 (no.) windows. These repairs will be considered in order of priority having regard to the general level of necessary repairs to the Council's housing stock, and will be undertaken, if sufficient maintenance funds are available.

I am informed by the County Engineer that it may be necessary to replace the attic storage tank. If replacement is necessary, a new tank will be installed as soon as possible."

2568 - WHAT IS THE REASON FOR NOT CLEANING THE STREETS OF CLONBUR VILLAGE DURING THE LAST 5 MONTHS: - MOTION BY COUNCILLOR T. WELBY:

The following written reply was given to Councillor T. Welby:

"The lack of resources during the current year did not permit of the cleaning of streets in Clonbur. However, this matter will be kept under review."

2569 - THAT THIS COUNCIL REWIRE A COUNTY COUNCIL HOUSE AT KILLYMONGAN, CLIFDEN, OCCUPIED BY TOM CONNELLY: - MOTION BY COUNCILLOR T. WELBY:

The following written reply was given to Councillor T. Welby:

"The damage to the electrical system in this house, (loss of power in one bedroom), was caused by a fire in an adjoining house. These faults have been repaired and power has been restored.

On inspection of the wiring of the house, it was discovered that the electrical system is in need of rewiring and a complete new installation is required. As this is a vested house, and, as the rewiring is not necessary due to the fire in the adjoining house, the Council is not responsible. It is the responsibility of the vested tenant to have this work done."

2570 - CHANGE OF LOCATION OF THE 30 MILES SPEED LIMIT SIGN ON THE GALWAY SIDE OF OUGHTERARD: - MOTION BY COUNCILLOR T. WELBY:

The following written reply was given to Councillor T. Welby:

"The 30 m.p.h. speed limit sign on the Galway side of Oughterard is erected in accordance with the Road Traffic (Speed Limits) Regulations 1987. Any revision of this speed limit must await the next review of speed limits for the County unless exceptional circumstances arise in the interim which warrant a special revision."

2571 - THAT S.E.S. SCHEMES BE STARTED IN LAURENCETOWN, EYRECOURT AND CLONFERT TO CARRY OUT IMPROVEMENTS: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

Laurencetown: Renewal of Social Employment Scheme applied for, 4 participants, on 13/3/'87. Not yet approved by FAS.

Eyrecourt: Renewal of S.E.S. which will take place in the matters mentioned, has been approved and is due to commence shortly.

Clonfert: No. S.E.S. has been applied for. The matter will be investigated with a view to the S.E.S. application, although it is felt that the work is not generally suited to S.E.S."

In reply to Councillor Joyce, the County Manager indicated that the Council would seek a special application from the Lottery Funds for the preservation of the yew trees at Clonfert.

2572 - THAT MONEY BE PROVIDED IN THE ESTIMATES OF PUBLIC LIGHTING AT MEELICK CHURCH: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"The provision of a public light at this location would be to serve church goers and people attending funerals and would not be for usage on a nightly basis. As the County Council has no funding allocated to the provision of extra public lighting in 1988, and is unlikely to have so in 1989, it is recommended that this light be provided by the users of the church and funerals, i.e., the local community and that a switch be provided for same at the Church to be put on and off when required by the Church users. It is expected that the cost of the provision of this light would not exceed £500."

2573 - THAT MONEY BE PROVIDED IN THE ROADS ESTIMATES FOR THE EASING OF THE JUNCTION AT SALMON'S CROSS, PROSPECT, EYRECOURT, AND FOR EASING THE DANGEROUS BEND AT BRENDAN NAUGHTON'S HOUSE, ASBBEYPARK, CLONTUSKERT: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"The cost of carrying out improvement works at Salmon's Cross junction is estimated at £8,000. The above work will be considered when the 1989 Road Works Programme is being prepared.

A sum of £40,000 to 50,000 is required to improve the road at Naughton's house. Sight distances could be improved by expending £10,000 but this would only be of limited value.

Improvement works on Regional Roads are normally done by direct Department of Environment Grants. The 1989 allocation has not been notified yet."

Councillor J. Joyce proposed that the cost of the improvement works at Salmon's Cross be included in the 1989 Estimates. This was seconded by Deputy Noel Treacy.

2574 - THAT GALWAY COUNTY COUNCIL REPAIR FOOTPATH ON THE LOUGHREA ROAD, GORT:
- MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"It is hoped to have some repairs to the above footpath carried out before the end of the year."

2575 - THAT GALWAY COUNTY COUNCIL SEEK TO PROCURE MORE LOCAL AUTHORITY HOUSING IN SOUTH GALWAY: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"The Council has been seeking capital allocation to build housing schemes in Gort and Loughrea and in other areas together with a substantial rural housing programme where the most urgent needs exist. The Capital Allocation for 1988 was not sufficient to allow for the construction of any schemes of houses. The allocation made allowed for the commencement of the construction of 37 rural houses which were allocated on the basis of priority.

The Council's Housing Capital requirements has been notified to the Department of the Environment and a request has been made for a substantial increase in Capital Allocation in 1989."

2576 - THAT GALWAY COUNTY COUNCIL CUT THE BRIARS AND BUSHES ON THE FOLLOWING ROADS - HEADFORD TO CLARAN ROAD, MANUSFLYNN TO BRADAGH ROAD: - MOTION BY COUNCILLOR P. McHUGH:

The following written reply was given to Councillor Michael Fahy:

"The roads in question are all County Roads. While the cutting of hedges, etc., would be desirable on all classes of road, it has not been possible in the current year to hire hedge trimmers as in previous years due to the lack of finance. This is especially so in County Road Maintenance. Normal maintenance work will continue to be carried out on the above mentioned roads as funds permit."

2577 - THAT GALWAY COUNTY COUNCIL TAKE STEPS TO REMOVE THE DANGEROUS BEND AT CAHERNAHEENA: - MOTION BY COUNCILLOR P. McHUGH:

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

"The bend at Cahernaheeny is on Regional Road R.333, Headford to Tuam Road and its removal would have to be considered in the context of major improvement works. There are no funds available in the current year's work programme to carry out such improvement works. Whilst funds remain scarce, priority must be given to the maintenance of the road surfaces."

2578 - THAT GALWAY COUNTY COUNCIL TAKE STEPS TO REMOVE THE DANGEROUS BEND AT PAT HUGHES' NEW HOUSE IN KILAMONAGH: - MOTION BY COUNCILLOR P. McHUGH:

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

"The bend at Kilamonagh is on a County Road and there are no provisions in the current year's work programme to carry out the proposed improvements. The work is not considered a priority."

Councillor Michael Mullins stated that there was an urgent need to make additional monies available to carry out road improvements as a result of the recent bad weather. He stated that the situation in his own area was chronic and stated that the Minister for Finance should be requested to make additional allocations available for road improvements.

2579 - VOTES OF SYMPATHY:

Resolutions of sympathy were adopted with the following:

Mrs. Julia Cloonan, Tiaquin, Colemanstown, Ballinasloe.
Mrs. Maureen Curran, Knockadolla, Kiltulla, Athenry.

Councillor Martin Lynch thanked the Council for their expression of sympathy to him on the recent death of his mother-in-law.

2580 - CORRESPONDENCE:

Copies of the following were circulated to each Member:

- (1) Letter dated 18th October, 1988, from Waterford Corporation re a motion "That Local Authorities - County Councils and County Borough Councils receive £1m. extra allocation each, payable from the additional tax revenue."
- (2) Letter dated 17th October, 1988, from Bundoran Urban District Council, re the following motion: "That this Council request the Government to continue payment of Social Welfare Assistant to young people between the ages of 17 and 20 who volunteer to work for Concern/Gorta or other Relief Agencies."
- (3) Letter dated 12th October, 1988, from the Private Secretary to the Minister for the Environment re EC Structural Funds.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED & CONFIRMED:

Patrick Finigan CHAIRMAN

19th December 1988 DATE

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

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

MO THAG
My Ref.
DO THAG
Your Ref.



BOSCA POIST UIMHIR 27,
ÁRAS AN CHONTAE,
CNOC NA RADHARC,
GAILLIMH.

Telephone:
(091) 63151
Ext.

28th October, 1988.

TO EACH MEMBER OF GALWAY COUNTY COUNCIL.

A Chara,

You are requested to attend the Estimates Meeting of Galway County Council which will be held at the County Buildings, Galway, on Friday, 11th November, 1988 commencing at 3.00 p.m.

Mise, le meas,

E. O'GLIASAIN,
RUNAI.

A G E N D A

1. Consideration and adoption of Estimate of Expenses for year 1989. (Copy of Estimate and of County Manager's Report herewith).
2. Determination in accordance with the Estimate of Expenses adopted of the rates in the pound to be levied for the several purposes specified in the Estimate for the financial year ending 31st December, 1989.
3. Making of Charges for Water supplied by Galway County Council for domestic purposes in respect of the period commencing 1st April, 1989 up to and including the 31st March, 1990.
4. Making of Charges in respect of Refuse Collection by Galway County Council from Domestic premises for the period 1st April, 1989, up to and including the 31st March, 1990.
5. Making and Sealing of Demand on Ballinasloe Urban District Council.

MINUTES OF THE STATUTORY ESTIMATES MEETING OF GALWAY COUNTY COUNCIL HELD IN THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 11TH NOVEMBER, 1987.

IN THE CHAIR: Councillor P. Finnegan.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Callanan, M. Fahy, J. Joyce, M. Killilea (MEP), Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Deputy R. Molloy, Councillor M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, T. Walsh, and T. Welby.

Officials: Messrs. S. Keating, County Manager; J. Howlett, and D. O'Donoghue, Assistant County Managers; P. Flood, County Engineer; E. Gleeson, County Secretary; E. Lusby, Finance Officer; T. Kavanagh and A. Fleming, Administrative Officers; T. Coughlan and P. Commins, Senior Staff Officers.

The Opening Prayer was recited.

2581 - VOTES OF CONGRATULATIONS:

On the proposal of the Chairman, the Council passed a vote of congratulations with the Abbeyknockmoy Senior Hurling Team on winning the County Senior Hurling Championship for the first time.

On the proposition of the Chairman, it was agreed that a reception for the County Senior Hurling Team would be arranged on the same basis as in 1987. The Members also passed a vote of congratulations with the Caherlistrane Minor Football Team on winning County Minor Championship.

2582 - VOTES OF SYMPATHY:

On the proposition of the Chairman, the Members passed votes of sympathy with Ms. Maura Moloney, Assistant Staff Officer, on the recent death of her Aunt, and with Mr. Gerry Conway, Staff Officer, on the recent death of his father.

Ar mholadh an Comhairleoir Nioclás O'Conchubhair, ghlac na Comhairleoirí comhbhron le Chlann Uí Chualain ar bhas beirt den chlann i gcursa tragoideach sna Stait Aontaithe le deanai.

2583 - DATES OF MEETINGS OF COUNCIL:

It was agreed on the proposition of Councillor John Mannion, seconded by Councillor Michael Ryan, that the next adjourned Estimates Meeting would be held on the 18th November, 1988, at 3.00 p.m. and that consideration of the Estimates of Expenses 1989 would include consideration of the Road Transportation and Safety Programme.

In reply to queries raised by Councillors, the County Manager indicated that the Council had received notification of the Block Grant and the Strengthening Grants and that there would be no further Grants forthcoming for County Roads. If the Council were interested mostly in County Road problems, all the information necessary was available to the Members. In reply to Councillor Micheal O'Morain, who enquired regarding European Structural Grant funding, the County Manager indicated that the Department of the Environment would be notifying the 1989 Road Grants in due course. The total level of expenditure would be determined by the Government.

2584 - ESTIMATE OF EXPENSES 1989:

The Members considered the Estimate of Expenses for the year ending 31st December, 1989, a copy of which had been circulated to each Member in accordance with the statutory requirements.

The County Manager submitted his report dated 26th October, 1988, to the Meeting, a copy of which had also been circulated to each Member. The necessary statutory requirements in relation to the giving of notice of the Estimates Meeting had been complied with.

The County Manager outlined the details of his report to the Meeting.

He indicated that the total income for 1989 was estimated at £26,487,297 and in his report, he set out the breakdown of this figure.

The County Manager informed the Council that the total Rates Support Grant notified for 1989, including the contribution in lieu of Rates on Government property which had been merged with the Grant was £7,094,000.

He indicated that after the consequent adjustments relating to the elimination of loan charges on Local Loan Fund loans were effected, the composite grant for 1989 of £7,094,000 meant a reduction of £402,050 for the year 1989 or a 5.3 % reduction. A copy of Circular Letter Fin. 17/88 dated 27th September, 1988, dealing with the 1989 Estimates and Rate Support Grant allocations was circulated to each Member and the County Manager outlined details of the provisions of this Circular.

The County Manager indicated to the Members that he was proposing an increase in the rate in the pound of 3% over 1988, making the rate in the pound for 1989 - £23.20 in the pound. He indicated that he had proposed an increase of 20% in Water Charges and gave details of the effect of these increases in the rates of Charges.

No other increases in Charges were proposed.

Refuse Collection:

The County Manager indicated that the Refuse Collection service proposed for last year was intended to be on a self financing basis and also on an experimental basis. The collection system for 1988 had resulted in a shortfall of £120,000 and in order to resolve the difficulties, the Council were working out a label system on an experimental basis. The system would provide for the sale of labels to consumers which would be affixed to bins and bags left out for collection, and the Council would only collect bags or bins to which a label had been affixed.

Meat Inspection Fees:

A sum of £30,000 had been provided in the 1989 Estimates to take account of the provisions of the Abattoir's Act whereby all meat would have to be stamped and fees charged by the Council. The County Manager went through his report and outlined the various provisions made in the 1989 Estimates.

Courthouses:

The Council were informed that the Courthouses provision allowed for Maintenance in the sum of £8,000 and improvements to the value of £5,000. The County Manager stated that the condition of a number of Courthouses throughout the County presented problems for the Council as some of them were in very bad condition.

Senator P. McCormack stated that the report of the Manager in relation to the 1989 Estimates contained some startling news. He expressed dissatisfaction at the amount of monies made available to the Local Authorities and stated that there had been a 5% reduction in the Rate Support Grant over the 1988 figure which in turn had been reduced by a figure of £1.4 million over the previous year. He said that the Rate Support Grant was of the order of £11 million about 4 years ago and that there was a reduction of between 40% and 50% in the Rate Support Grant in real terms

over the last 4 years. Senator McCormack stated that Local Authorities could not be expected to continue operating with the level of cut-backs. He said that it was unfair to require Local Authorities to make up the short fall by increasing Rates and Water Charges.

Senator McCormack stated that the present refuse collection service was unsatisfactory and the Council should consider allowing private refuse collection services which were cheaper. He said that the Council should seriously consider again the question of privatising the service.

Senator McCormack referred to the Essential Repairs Grant and referred to the fact that the Minister for Finance had directed that no Grants would be paid unless Tax Certificates were produced. He said that there was an increase in the demand for Essential Repair Grants since the abolition of other House Improvement Grants which was putting extra pressure on Council's funding.

Councillor Tiarnan Walsh asked if the new proposals in relation to refuse collection meant that people who had not availed of the service would not have to pay for it. He asked if this decision would be retrospective and whether people who had been billed in the past and who were not availing of the service would have these charges made on them, waived. In reply, the County Manager indicated that there were legal difficulties in relation to making a general decision in relation to such cases. Each case would be examined on its merits.

Councillor Michael Ryan expressed concern that there was no provision for new public lighting in the Estimates and asked if some public lighting in towns and villages would be cut off in the coming months. He stated that he would not support a 20% increase in Water Charges and stated that some water supplies, such as the Tuam Town Supply and the Moylough Water Supply were of bad quality. He said that a 20% increase was substantial and stated that he was not satisfied with the system of charges for troughs in farm supplies. He said that the Council should abandon the present system of charges for drinking troughs and introduce a lump sum payment system for farmers for water supplied to farms as the present system was not a fair one.

Councillor Ryan inquired regarding Local Improvement Schemes and stated that drainage works necessary in connection with the schemes should be allowed for Grant aid. He had been given to understand that money could only be spent on farm road construction. Councillor Ryan stated that there was insufficient monies provided for repairs to rural cottages and there was need to provide extra money for repairs to demountable houses in particular.

Councillor Ryan stated that he could not support the present refuse collection system which was making a loss of £120,000. He stated that a new system should be introduced whereby this loss would be eliminated.

Refuse Collection:

A number of Councillors supported the previous speakers and stated that there was a need to review the present refuse collection system.

Councillor Joe Brennan expressed dissatisfaction at a cut of 5% in the Rate Support Grant while at the same time, Water Charges were being increased by 20% and Rates by 3%. Councillor Brennan asked for details of the number of defaulters in relation to the payment of Water Charges, and if the Council were liable for legal costs when Court proceedings were initiated for the recovery of charges.

In reply to Councillor Brennan, Mr. E. Lusby, Finance Officer, indicated that the credit balance of £200,000 shown in the Estimates for 1989, was included for spending in 1989. Cllr. Brennan asked for details of the Waiting List for Essential Repairs and Disabled Persons Grants. He also referred to the cuts in the Book Fund for the Libraries.

He asked what the shortfall would be if the Council increased the Rates by 3% only and provided for no further increases in Charges in 1989.

Councillor Joe Callanan enquired regarding the proposed revision in Structural Fund Grants and asked how the Council might avail of the new provision whereby increased Grants might be achieved from the fund. He asked if there would be a gain for the Council as a result of the sale of houses under the new House Purchase Scheme whereby the Council could retain 40% of the proceeds. He also asked if there were any gains as a result of redemption of loans. He asked what the gain would be to the Council if refuse collection was privatised. He said that the increase proposed for Water Charges at £90 per house was too much. Cllr. Callanan asked how much the contribution of Galway County Council was to the Suck Drainage Scheme. He also referred to the need for a new Borehole on the Kilconnell Water Supply Scheme and asked if provision had been made for this in the 1989 Estimate.

In reply to Councillor Callanan, the Finance Officer indicated that the provision for Pensions for former ACOT employees were for Pensions payable pre 1977.

Councillor P. McHugh stated that there was no proper control over private operators on refuse collection. He asked for clarification regarding EC Fund Grants and stated that there was need to promote greater use of the Library Service so that the income from Library Charges might be increased.

Dúirt an Comhairleoir Peadar O'Tuathail go raibh se an mhi shasta nach raibh airgead ar fail chun seirbhíse eagsula a chur ar fail. Labhair se mar gheall ar faidhbeanna a bhainnean le boithre i gceanntair amuigh faoin dtuath. Dúirt se nach cuireadh aon sceim tithe ar fail i gConnamara agus nar deanamh aon dul chun chinn ar sceim uisce i Rosmuc agus Leitirmoir. Labhair se mar gheall ar faidhbeanna le reiligi eagsula ina cheanntar fein. Dúirt se freisin nach raibh aon seirbhíse toitean i gceanntar Connamara. Dúirt an t-Uasal O'Tuathail nach mbeadh se ag glacadh leis na Meastuchain molta le h-aghaidh 1989.

Councillor Micheal O'Morain stated that the time was fast approaching when commercial ratepayers could no longer bear the brunt of increases in Rates particularly when there were increases also in Water Charges. He could not accept the refusal by farmers to pay for Water Charges as they were not liable for Rates. Councillor O'Morain asked if the label system proposed for refuse collection has been costed and referred to difficulties which might arise in relation to the new arrangements particularly for bins provided by the Council in tourist areas. He said that public lighting was badly required in some areas. He suggested that the Council examine the provision of £20,000 for Ireland West with a view to re-allocating some of this money for public lighting.

Deputy Michael Kitt enquired as to the numbers now employed by the Council as a result of the Voluntary Redundancy Package and asked if the pay bill had been reduced. Deputy Kitt stated that he had been given to understand that the Minister for the Environment had allocated an extra £5 million for expenditure on County Roads and he asked if an additional allocation had been granted to Galway County Council as a result of this. Deputy Kitt enquired regarding the new Tenant Purchase Scheme and asked if Social Welfare recipients would be accepted under the scheme. He hoped that sales under the schemes would continue and that the Section 83 Notices would be brought forward as soon as possible. He referred to the Valuation System implemented by the Council and stated that prices for houses in Estates where there were two or three phases of construction, were being valued at the same price and that sales under the scheme were being held up because of the difference in price. Deputy Kitt also expressed his disappointment that there was no provision for public lighting and indicated that the Council should try to keep Water Charges at the same level as the current year.

Councillor Michael Mullins expressed his regret at the 5% reduction in State Support Grants. He referred particularly to the condition of Roads in the County and stated that a 20% increase in Water Charges at a time of 3% inflation was not acceptable. He stated that any increase in Rates for business people should include everything and that there should be no increases in Charges where Rates were also being paid. He regretted that there was no allocation for Public Lighting and stated that there should be a provision whereby one Councillor could nominate at least one light for provision in 1989. He stated that there were excellent private refuse collection services in the County and that such arrangements should be availed of. He asked if there was any provision for vehicle replacement in the Library Service and why the cost of Courthouses was not paid by the Department of Justice.

Councillor J. Joyce asked for details of the number of employees on the Council's payroll. He stated that systems in operation in the Council were not moving with the times and that there was no room for job satisfaction or initiative. He referred to the need to change the system.

In reply to Councillor Joyce, Mr. E. Lusby stated that the 1988 Outturn for Planning Fees was shown at £145,000 which included two large fee items in 1988 which would not be repeated in 1989.

Councillor Joyce stated that some grants had been allocated for Community Projects and that the communities involved might not be able to avail of the grants before the end of the year as decisions in relation to Planning Permission were being held up in the Planning Office. He asked that Decisions in relation to Planning Permission be speeded up so that the communities involved could meet the deadlines for qualifying for Grants.

Councillor Joyce stated that in relation to the Library Service, there was need for a new approach whereby a programme should be initiated to promote greater readership. He asked if the Ballinasloe Drama Group would qualify for an Arts Grant in the current year. In relation to the Refuse Collection Service, Councillor Joyce referred to the non payment of Charges by some people over the last two or three years. He said that the Council should consider the granting of an amnesty in some cases. He also said that there were private services in operation who were coming into Council areas and picking up the best payers. Councillor Joyce expressed disappointment that the compensation issues regarding the boundary extension had not been finalised. He said that the Water Charges proposals for an increase of 20% were too high while inflation was around 5%. The Council should try to increase charges for the Library Service and Planning fees and adjust the Water Charges increases accordingly.

Councillor Jarlath McDonagh supported the view that the Council should endeavour to privatise the Refuse Collection service in view of the loss resulting in the current year. He referred to the need to make a provision for public lighting.

Councillor McDonagh asked regarding the number of houses built in 1988, the amount of Capital Allocation for house building and the prospects for further house building in 1989. Councillor McDonagh referred to the provision for maintenance of Burial Grounds and said that greater utilisation of Social Employment Schemes should be examined in this area. He asked regarding the provision of £4,000 for the recruitment of staff.

Councillor Matt Loughnane stated that an explanatory document had been provided by the Manager in connection with the 1988 Estimates and he asked that a similar explanatory document be prepared for the current Estimates.

Councillor Loughnane asked that the question of public lighting be re-examined and stated that local communities might become involved in the initial cost of the provision of lights if the Council could pay running cost.

Councillor Loughnane asked for a breakdown of apportioned administration shown in Table 1 of the Estimate of Expenses.

In reply to Councillor Loughnane, the Finance Officer indicated that the provision in Table 1 for Traveller Rehabilitation - Accommodation at £500,000 was the projected estimate for Capital Expenditure for the provision of Travellers Halting Sites in 1989.

Councillor Loughnane stated that the Council should not increase charges for services and the Charges should be curtailed at their present level. He referred to the reduction in the work force and referred to the difficulties of getting small jobs done with the reduced work force. He stated that the cutback in the number of Meetings was not in the interests of the public at large and that matters such as Housing might not be as bad if the Council were holding additional Meetings.

Deputy Robert Molloy stated that Local Authorities had been left out on a limb. They were intended to be Development Corporations but were not allowed to use their functions because of lack of finance. There was a need for a major reform of Local Government as the present system was an inefficient one. In relation to the Estimate of Expenses, Deputy Molloy stated that he was disappointed with the provision of £30,000 for Essential Repairs as against an outturn of £78,600 in 1988. He also expressed dissatisfaction at the amount of monies available for Housing Maintenance and stated that the Council should increase its Maintenance provision at a time when there was low Capital Allocation for new housing. He asked that the Council look again at the provision for Essential Repairs in 1989.

Deputy Molloy referred to the provision for Courthouses and referred to the Courthouse in Galway which was in poor condition. The roof was leaking and it had not been painted externally for up to 30 years. The Court system was the other major arm of democracy and the Houses of Justice should be maintained in a proper state. He stated that the Council should consider transferring the Courthouse to Galway Corporation. He also referred to the bad condition of the Courthouse in Clifden.

Deputy Molloy referred to the provision for Environmental Protection and referred to difficulties which had arisen in Mayo recently where diseased salmon had been dumped illegally near the Council's Official Dump. There was concern regarding the spread of disease by birds or by seepage into rivers, and he stated that sufficient controls should be put in place at all times to ensure that there was proper provision for the disposal of diseased fish.

Deputy Molloy referred to the Integrated Plans for EC Funding and stated that there was no reference in the Estimates to these new proposals. Local Authority Members were denied an opportunity to be involved in the preparation of the Regional Plans. He had suggested at an earlier Meeting that the Council employ its own private Consultants to prepare plans for Galway. In Dublin, a special private Consultant had been appointed by the Government. Deputy Molloy stated that the documents did not include information in relation to new projects proposed by the Council.

Senator Nioclás O'Conchubhair stated that there was a general consensus that public expenditure should be curtailed. He complimented the Council in relation to the Housing Programme and stated that all the worst cases of housing in his area had been housed by the Council. He said that the Council should decide to privatise the refuse collection service and that the allocation for Local Improvement Schemes should be allocated to County Road Funds. He said that fish farms should be liable for Rates and stated that there was urgent need to provide public lighting in Kilmurvey.

EC Structural Funds:

The County Manager indicated that he had brought whatever information was available to him in relation to the EC Structural Funds to a previous Meeting of the Council. The first Meeting of the Working Group had been held on the previous Tuesday and it was his intention to place the matter for the Agenda for the Council Meeting of the 28th November, 1988.

The advisory group envisaged had not yet been appointed. The intention was that a National Plan would be prepared by the Government to cover the period up to 1993. Regional Plans would be prepared in tandem with the National Plan. The matter was at an early stage and a lot of information had yet to emerge regarding the details required. The timetable had been set by the Government with a target date for submission of plans by March 1989. In relation to the Galway situation, the R.D.O. Strategy Plan would be up-dated. The Consultants for the Dublin area had been appointed by the Government and it was not clear yet as to the need for Consultants in the Galway/Mayo area. If Consultants were necessary, he would be the first to propose same. Every help available from the two Galway Local Authorities would be availed of and he would endeavour to clarify how Members would be facilitated in assisting in the preparation of any Plans necessary for their area.

Deputy R. Molloy proposed that the Council express its concern to the Minister that a more meaningful role be given to Elected Members in the preparation of plans under the new arrangements. The Chairman informed the Members that as a result of a resolution at an earlier Meeting, this matter had been conveyed to the Minister for the Environment. It was agreed that the matter would be taken up again.

2585 - ADJOURNMENT OF ESTIMATES MEETING, 1989:

It was agreed on the proposal of Councillor John Mannion, seconded by Councillor Michael Ryan, that further consideration of the Estimate of Expenses 1989 be adjourned to Friday, 18th November, 1988, at 3.00 p.m. It was agreed that the Meeting to be held on the 18th November, 1988, would consider Programme Group 2 of the Estimate of Expenses 1989 - Road Transportation and Safety.

It was agreed on the proposal of Senator Nioclás O'Conchubhair, seconded by Councillor Michael Ryan, that consideration of the Estimate of Expenses 1989 would be further adjourned from the 18th November, 1988, to a Meeting of the Council to be held on the 25th November, 1988, at 3.00 p.m.

2586 - VOTES OF SYMPATHY:

Resolutions of Sympathy were adopted with the following:

Mr. Joe King, Roundstone, Co. Galway.
Mrs. K. Molloy, Regional Hospital, Wilton, Cork.
Mr. Paddy Dundas, c/o Miss McGlynn, Roundstone, Co. Galway.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED & CONFIRMED

Páircín Finnegan CHAIRMAN

19th December 1988 DATE

NOTE:

The notice for the adjourned Estimates Meeting to be held on Friday, 18th November, 1988, is enclosed.

The County Engineer's report on Roads which will be considered at the Meeting, will be issued within the next couple of days.

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

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

MO THAG
My Ref.
DO THAG
Your Ref.



BOSCA POIST UIMHIR 27,
ÁRAS AN CHONTAE,
CNOC NA RADHARC,
GAILLIMH.

Telephone:
(091) 63151
Ext.

14th November, 1988.

TO EACH MEMBER OF GALWAY COUNTY COUNCIL/

A Chara:

You are requested to attend the adjourned Estimates Meeting of Galway County Council which will be held at the County Buildings, Galway, on Friday, 18th November, 1988, commencing at 3.00 p.m.

Mise, lé meas,

E. O'GLIASAIN,
RUNAI.

MINUTES OF THE ADJOURNED ESTIMATES MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 18TH NOVEMBER, 1988.

IN THE CHAIR: Councillor P. Finnegan.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, J. Callanan, M. Fahy, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

Officials:

Messrs. S. Keating, County Manager; J. Howlett, Assistant County Manager; P. Flood, County Engineer; P. Martin, S.E.E.; R. Killeen, S.E.E.; E. Lusby, Finance Officer; E. Gleeson, County Secretary; T. Coughlan, Senior Staff Officer; C. Wallace, Senior Staff Officer.

The Opening Prayer was recited.

2587 - ROAD TRANSPORTATION AND SAFETY - PROGRAMME GROUP 2 - ESTIMATE OF EXPENSES 1989:

The council considered the Road Works Scheme 1989 in the context of the Estimate of Expenses 1989. The County Engineer read his Reports dated 15th November, 1988, and 27th October, 1988, dealing with the Roadworks Scheme for the financial year from 1st January, 1989, to the 31st December, 1989, a copy of which has been circulated to each Member.

L.I.S. Schemes:

A number of Councillors stated that they wished the present Local Improvement Scheme funding to continue in its present format. Senator Nioclás O'Conchubhair and Councillor J. Brennan agreed with the County Engineer's opinion that L.I.S. money could be spent more productively on public roads. The County Engineer in reply stated that L.I.S. funds must be spent in accordance with rules and regulations issued by the Department of the Environment and that the County Council had no discretion in the matter.

The Chairman requested that private roads done by L.I.S. be taken over by the Council. The County Engineer informed the Council that this was not advisable as the Council had not sufficient funds to maintain existing public roads. He also stated that the public can carry out repairs to L.I.S. roads as long as they remain private.

Councillor T. Welby welcomed the additional allocation of £285,000 for strengthening of strategic County Roads in the Connemara area. He felt that the above funds should be distributed between North and South Connemara instead of in South Connemara as recommended by the County Engineer. Councillor John Mannion also stated that he wished to see a fair distribution of available funds. The County Engineer, in reply to Councillors Welby and Mannion, informed the Council that a substantial amount of money has been spent in the Clonbur area over the past number of years. He also stated that work has been carried out on Lough Inagh Road and Tully, Letterfrack Road. He also stated that the County Road Strengthening Grant must be spent on Roads that link Towns or National Primary or National Secondary Routes.

Councillor Tiarnan Walsh thanked the County Engineer for completing the work at Esker. Councillor Walsh also asked that works be carried out at Cloonminda Crossroads and that land would be available at reasonable cost. He also asked that advance warning signs be erected at Glenamaddy Square.

Senator Nioclás O'Conchubhair welcomed the County Engineer's proposal for the spending of additional funds in the South Connemara area. He also asked that a layby be provided near Bealadangan Bridge. The County Engineer stated that this matter would be looked into.

Senator T. Hussey referred to the need for opening of Water Tables. He asked if people could be employed under Social Employment Schemes to carry out this work. The County Engineer, in reply, stated that there was not sufficient men on the ground to carry out this work due to the lack of funds. He also stated that the Unions would not allow this work to be carried out under Social Employment Schemes.

Councillor P. McHugh stated that roads in the Moycullen area were being neglected and that serious damage was being caused by large trucks to and from fish farms. The County Engineer, in reply, stated that large lorries were damaging the roads but as long as these lorries remained within legal limits, nothing could be done about it.

Councillor M. Loughnane asked if funds could be diverted from the National Routes to County Roads. He also stated that the road from Kilcolgan to Kivara was in need of repair. The County Engineer, in reply, stated that the Department were reluctant to transfer funds from the National routes to County Roads as the National Routes carry approximately 90% of the traffic volumes.

Councillor Michael Fahy referred to a number of roadworks requiring attention such as dangerous bridge at Kilchreest, hardshoulders from Ardrahan to Kiltiernan. The County Engineer, in reply, stated that the points raised by Councillor Fahy would be looked at.

Councillor J. Joyce asked how the hard shoulders job at Loughrea was being funded. He also asked if temporary staff could be recruited for a couple of hours a week to carry out work on Water Tables in view of the fact that the Council had not sufficient full time staff to carry out the work. The County Engineer, in reply, stated that the funds for the hardshoulders job became available as the Bunowen Bridge project did not proceed this year due to design difficulties. The transfer of funds was agreed with the Department Inspector. He also stated that further allocation would be made available for the Bunowen Bridge next year and that he hoped to advertise for Tender after Christmas. He also stated that the Council could not employ any temporary staff due to the lack of funds.

Councillor Joe Burke also stated that part-time staff should be employed to repair potholes. He also stated that he understood that lights would be provided on the Weir Road, Tuam. The County Engineer, in reply, stated that the lights would be provided.

Councillor J. Callanan asked that works be carried out at Cappataggle. The County Engineer, in reply, stated that design work for this project was completed and was now being discussed with the Department. He hoped to have a start in 1990.

Councillor Ryan also stated that part time Staff should be employed to fill potholes. Councillor Ryan also referred to a bridge at Cloonkell in the Clonberne area which required attention as it was getting more dangerous all the time. He asked for a report on the matter to be submitted to him when available. He also referred to the bad state of County Roads in the Milltown/Mountbellew area. In reply, the County Engineer stated that the bridge would be looked at and that if it is dangerous that work would be carried out. He also stated that a report would be submitted to Councillor Ryan as soon as possible.

Councillor Brennan referred to the damage being caused to roads by large trucks. He stated that the Gardai Authorities should be encouraged to carry out more random speed checks. He also referred to damage caused to roads as a result of car rallies and wondered if the organisers could be made responsible in the event of damage caused as a result of such rallies. The County Engineer, in reply, stated that it might be possible to seek a deposit to cover any damage caused as a result of rallies. He informed Councillor Brennan that the matter would be looked at.

Deputy Kitt stated that part-time staff should be employed for the filling of potholes and that their wages could be paid from the County Engineer's emergency fund. The County Engineer, in reply, stated that this year's emergency fund was already exhausted and that there was not sufficient funds available for the payment of temporary staff. Deputy Noel Treacy referred to a number of roads requiring attention such as Gurteen/Ballinasloe Road and Woodford Road. The County Engineer, in reply, stated that the matter would be looked at.

2588 - ADJOURNMENT OF ESTIMATE MEETING 1989:

It was agreed on the proposal of Councillor J. Brennan, seconded by Deputy Noel Treacy that further consideration of the Estimate of Expenses, 1989, be adjourned to the 25th November, 1988, at 3.00 p.m.

2589 - DATE OF DECEMBER MONTHLY MEETING:

It was agreed, on the proposition of Deputy M. Kitt, and seconded by Councillor Micheal O'Morain, that the December, Monthly Meeting of the Council will be held on Monday, 19th December, 1988.

It was agreed that the Reception for the Galway Senior Hurling Team would be held at Arus Failte on 9th December, 1988, at 4.45 p.m.

On the proposition of Deputy Michael Kitt, a vote of congratulations was passed to Claire Dillon Ahascragh on winning the Queen of the Land.

2590 - SYMPATHY:

Resolutions of sympathy were adopted with the following:

The Burke Family, The Shop, Milltown, Co. Galway.
Mr. Anthony Leahy, Gort Road, Loughrea, Co. Galway.

THE MEETING THEN TERMINATED

Submitted, Approved & Confirmed.

Patrick Finigan
Chairman.

Date: - 19th December 1988

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

Post Office Box No. 27,
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21st November, 1988.

TO EACH MEMBER OF THE COUNCIL/

A Chara:

You are requested to attend the adjourned Estimates Meeting of Galway County Council which will be held at the County Buildings, Galway, on Friday, 25th November, 1988, commencing at 3.00 p.m.

Mise, le meas,

E. O'GLIASAIN,
RUNAI.

MINUTES OF THE ADJOURNED ESTIMATES MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 25TH NOVEMBER, 1988.

IN THE CHAIR: Councillor P. Finnegan.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Mac Gloinn, Senator T. Hussey, Councillors J. Joyce, M. Killilea (MEP), Deputy M. Kitt, Councillor J. Lambert, M. Loughnane, M. Lynch, Senator P. McCormack, Councillors J. MacDonagh, P. McHugh, J. Mannion, J. Molloy, Deputy R. Molloy, Councillor M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh, and T. Welby.

Officials:

Messrs. S. Keating, County Manager; J. Howlett, D. O'Donoghue, Assistant County Managers; P. Flood, County Engineer; E. Gleeson, County Secretary; E. Lusby, Finance Officer; R. Faherty, S.E.E. (Environment); and T. Kavanagh, Administrative Officer:

The Opening Prayer was recited.

2591 - ESTIMATES OF EXPENSES - YEAR 1989:

The Council resumed consideration of the Estimates of Expenses for the year 1989. The Members considered the Programmes as set out in the Estimates circulated to each Member. Comparisons with the 1988 Estimates were circulated to each Member by the Finance Officer.

The County Manager replied to queries which had been raised in relation to the Estimates at an earlier Meeting.

In reply to Senator P. McCormack, who asked for clarification on the extent to which Tax Clearance problems were affecting expenditure on Disabled Persons Grants and Essential Repair Grants, the County Manager indicated that there was a drop in the number of applications in the current year. It was not possible to say whether the drop was related to Tax Clearance requirements.

In reply to Councillor J. Lambert, the County Manager gave details of the dates on which Road Grants had been notified to the Council by the Department of the Environment. He stated that the Road Grants in respect of 1988 were notified in November, 1987, and some of the Grants for 1989 had been notified in October, 1988. Details of the Grants notified had been considered at the Meeting of the 18th November, 1988.

Refuse Collection Service:

In reply to queries from Councillors T. Walsh and M. O'Morain, the County Manager outlined details of the new labelling system proposed for collection of charges for refuse collection. He indicated that specially printed labels would be available in a network of shops throughout the County on a similar basis to Lottery Tickets. The initial cost of printing the labels would be about £2,000 and there would be a distribution cost of around £1,800. In reply to Councillor O'Morain, the County Manager indicated that tickets would also be available for sale to tourists who wished to leave refuse for collection. In reply to Councillors O'Morain and Mannion, who expressed reservations that people such as tourists would leave bags of refuse for collection outside of premises with no tags attached resulting in the possibility that such bags may not be collected by the Council, the County Manager indicated that the new system was not intended to encourage the creation of litter under any circumstances. The Council would be covering the routes which were being covered at present.

Councillor P. McHugh supported the new system where labels would be used and proposed that the Council amend the Estimates of Expenses for 1989 by increasing the figure for income from Refuse Collection by £50,000. He stated that the new system should be capable of increasing the income under this heading.

A number of Councillors referred to the deficit of £100,000 which arose in the Estimate for the service in 1989. Councillor Michael Ryan proposed and Councillor J. Lambert seconded, that the Council introduce a private collection service in the coming year. A number of Councillors expressed their support for a private service.

The County Manager stated that he had discussed proposals regarding the privatising of the service with the Members last year and that the Council had not opted for privatisation. The Union representing the men on the service had met the Councillors and he had been asked to review the situation. The collection service had been reviewed last year and two major economy measures had been implemented, namely the reduction in the number of trucks from four to three, and the reduction of the workforce by one man per vehicle.

The County Manager stated that there was growing resistance from the Unions to the privatisation of the service. He had been put on notice by the Unions that there would be serious industrial action, if a decision was taken to privatise and he wished to advise the Council of the consequences of a decision to privatise the refuse collection service. Attempts had been made in other Counties to privatise the service and he was aware of one County which last year had taken out provision in its Estimates but were putting back a provision for refuse collection in its 1989 Estimates.

The County Manager stated that the deficiency in the Estimate arose not because of the cost of the service, but because of the reluctance of the public to pay for the service. In reply to Councillor J. Callanan, the County Manager stated that if routes became uneconomical, they would have to be revised and this might be a way in which the Council could initiate the process of withdrawing from the service in the future.

In outlining further details of the label system, the County Manager indicated that the accounts for the current year were in respect of the year ending 31st March, 1989. The Council would have to provide a service for the people who had paid and would be issuing an explanatory leaflet to each person on the present routes explaining the new arrangements. Advertisements would also be placed in the local papers. Free labels to cover the period to the end of March 1989, would be issued to people who had paid up in full and opportunities would be afforded to people owing outstanding charges to make settlements with the Council. The Council could not leave the County without a Collection Service and there were some areas as for example, Connemara, where a private collection service might not work.

Deputy R. Molloy stated that the Council should provide sufficient funds to keep the service going up to the end of March and that the service should be privatised from the 1st April, 1989. The County Manager repeated his advice to the Council of the dangers of a decision to privatise and stated that the Members would have to take their share of the responsibility of the implications of such a decision. Privatisation was an issue of principle for the Unions and he was advising the Council of the dangers of industrial action. Councillor McHugh repeated his proposal that the Income be increased by £50,000 for refuse collection. The Chairman indicated that this proposal could be taken in the context of proposals for amending the Estimate of Expenses. At the request of a number of Members, it was agreed that a report on the Refuse Collection Service would be brought before the Council at an early date.

The County Manager replied to further queries raised by Councillors at previous Meetings. In reply to Councillor Michael Ryan, he indicated that the Council had no plans to cut off any public lighting before the end of the current year. He gave details of the Charges for Water made on farmers and indicated that the present arrangements were quite reasonable. He stated that any additional monies for repairs for Council housing would have to result in higher charges than already proposed.

In reply to Councillor Joe Brennan, the County Manager indicated that there were costs involved for the Council in taking proceedings in Court for the recovery of Water Charges. It was up to the Court to decide whether the Council would be awarded costs in individual cases.

The County Manager stated that a total of 109 members of the staff had left the Council under the Voluntary Redundancy Scheme - 94 Outdoor staff, 15 Officers, and 10 Career Breaks. The total reduction in the Pay Bill was in the order of £804,000 as a result of the Redundancies. The County Manager indicated that the reduction in Rates Support Grant was £402,050 in 1989 as against 1988.

In reply to Councillor J. Callanan, the County Manager indicated that the cost of ACOT Pensions was £62,465 and that the Council's contribution to the Suck Drainage was £28,500.

The County Manager indicated that the estimated amount available for the Book Fund in the Library Service was £100,000 based on a provision of £50,000 in the Estimates and an expectation that the Receipts from Charges would realise a further £50,000. The total Book Fund available would be £50,000 plus the amount received in Charges. The Council had made efforts to promote the Library Service and projects such as the Children's Book Week and a Writer in Residence had been organised. Organisations were encouraged to come to the Libraries and the Local Branch Libraries were made available to Groups if required.

The County Manager indicated that no Capital Allocation had been received for major Sanitary Services Works and he could not give any indication of when approval might be given to the Rosmuc Water Supply Scheme.

The County Manager indicated that it was not possible to make any provision for public lighting because of the restrictions on the Council's Funding. He indicated that two Library Vehicles had been replaced in 1988 and there were no proposals to replace any vehicles in 1989.

Courthouses:

The County Manager indicated that a number of the Courthouses throughout the County were in a very poor state of repair. It had not been possible to provide any substantial amounts to carry out improvements and he suggested that the Council might pass a Resolution calling on the Department of Justice to make a grant available to the Council to carry out improvements from the income received from Fines. The Council were coming under increased pressure from Judges and Members of the Legal Profession. It had been indicated to him that under the new family laws, certain arrangements were required regarding privacy but the Council were unable to make any improvements in the absence of finance.

Compensation from Galway Corporation:

The County Manager indicated that this matter had not yet been finalised by the Minister for the Environment. The Council were in constant touch with the Minister for the Environment requesting that the matter be finalised at an early date.

Arts Grants:

The County Manager indicated that the provision for Arts Grants in 1989 was £15,000.

The County Manager also indicated that the number of Planning Applications per annum was 1,800, but that it had been higher in previous years.

In reply to Councillor Jarlath McDonagh, the County Manager indicated that the Maintenance of Cemeteries could not be carried out under Social Employment Schemes. The Schemes were monitored by a National Committee and could not impinge on areas which would normally be regarded as work which would be carried out by the Council.

In reply to Deputy R. Molloy, the County Manager indicated that the question of transferring the Galway Courthouse to Galway Corporation could be examined. It was proposed by Deputy R. Molloy and seconded by Deputy Michael Kitt that Galway Corporation be asked to take on the responsibility for Galway City Courthouse.

In reply to Councillor J. Mannion, the County Manager indicated that he would endeavour to facilitate Council Tenants in paying Charges for Services weekly.

Councillor Joe Brennan stated that the Estimates should be amended by the elimination of the provision for Arts Grants of £47,000. He stated that Arts Grants should be assisted from Lottery Funds. He also proposed that the provision of £10,000 for improvement of Courthouses be eliminated and that the shortfall of £100,000 in the Estimates for Refuse Collection be eliminated.

The County Manager indicated that the Council had already given commitments in relation to some Amenity Grants including the payment of £5,000 to the Clonfert Cathedral, £5,000 to Tuam Cathedral, and £6,000 for the Aghrim Interpretative Centre. Councillor Mark Killilea (MEP), stated that alot of projects were being assisted through the Arts Grants and stated that the Arts Committee had allocated Grants to a number of deserving projects. He asked that the Council not reduce the provision in the Estimates.

Councillor J. Joyce queried the provision of meters in public houses and stated that he knew of one Publican who had received a Bill for £650 for Water Charges in addition to Rates. It was agreed that this matter would be examined if Councillor Joyce submitted the details.

In reply to Deputy Michael Kitt, Mr. J. Howlett indicated that he would like to see the Housing Maintenance Provision maintained at the provision in the Estimates. A number of houses had not been painted for years and provision for painting should be made in the Estimates in order that the houses might be preserved in their present state.

In reply to Deputy R. Molloy, the County Manager indicated that he would be bringing forward a proposal to the Members in due course regarding the Council Yard. The Machinery Yard was being transferred to the G.T.P. premises. The County Manager indicated that any Capital which might accrue from the sale of any land, would have to be used for Capital purposes and he did not envisage any finance becoming available in 1989 from this source.

In reply to a number of queries from Councillors, Mr. E. Lusby, Finance Officer, gave details of the implications of various amendments to the Estimate of Expenses and of the shortfalls arising if the Water Charges or Rate in the Pound were reduced.

Amendments to Estimates of Expenses 1989.

It was proposed by Councillor Micheal O'Morain, seconded by Councillor J. Joyce and agreed:-

"That the Estimate of Expenses 1989 be amended as follows:-

Programme Group	Details	Amendment	
		From £	To £
2.2	Road Transportation and Safety.		
	Expenditure - Road Improvement	2,974,000	3,294,000
	Income - Road Improvement	2,974,000	3,294,000

The above amendments had the effect of increasing the provision for Road Improvement both Income and Expenditure by £320,000. These amendments arose as the actual allocation for County Road Strengthening Grant from the Department of the Environment had not been notified until after the publication of the Estimate and the amount notified was greater than the amount provided in the Estimate.

It was proposed by Deputy Michael Kitt and seconded by Councillor P. McHugh:

"That the Estimate of Expenses 1989 be amended as follows:-

Programme Group	Details	EXPENDITURE		£	£
		Amendment			
1	Housing and Building. Local Authority Housing - Reduction of £17,245 in provision for Maintenance, Repair and Improvement.	Reduction of Expenditure provision for Programme 1.1 of			17,245
4	Development Incentives and Control - other development and promotion - Reduction of £10,000 in provision for Tourist Development - Contribution to Ireland West Tourism.	Reduction of Expenditure Provision for Programme 4.3 of			10,000
6	Recreation and Amenity - Parks, Open Spaces and Recreation Centres - Reduction of £2,879 in Expenditure provision for Lough Corrib Navigation Trustees.	Reduction of Expenditure Provision for Programme 6.3 of			2,879
1,3 & 4	Reduction of £17,160 in provision for Agency Services provided by Western Health Board.	Reduction of Expenditure Provision for Programme 1.1 of		8,585	
		Reduction of Expenditure Provision for Programme 3.8 of		4,285	
		Reduction of Expenditure Provision for Programme 4.1 of		4,290	17,160

Programme Group	Details	Amendment	£	£
8	Miscellaneous Services Administration of Justice and Consumer Protection - Reduction of £10,000 in provision for Courthouses.	Reduction of Expenditure Provision for Programme 8.5 of		10,000
1 to 8	Administration and Miscellaneous - Reduction of £591 in Contribution to Staff Negotiations Board	Reduction of Expenditure Provision for Programme 1.8 of	164	
		Reduction of Expenditure Provision for Programme 2.8 of	184	
		Reduction of Expenditure Provision for Programme 3.8 of	106	
		Reduction of Expenditure Provision for Programme 4.8 of	8	
		Reduction of Expenditure Provision for Programme 5.8 of	41	
		Reduction of Expenditure Provision for Programme 6.8 of	28	
		Reduction of Expenditure Provision for Programme 7.8 of	41	
		Reduction of Expenditure Provision for Programme 8.8 of	19	591

I N C O M E

3	Water supply and Sewerage - Public Water Supply Schemes - Reduction of £117,334 in the provision for Charges for Water.	Reduction in Income Provision for Programme 3.1 of		117,334
4	Development Incentives and Control - Land Use Planning. Increase of £10,000 in provision for Planning Charges.	Increase in Income Provision for Programme 4.1 of		10,000
5	Environmental Protection Waste Disposal - Increase of £50,000 in the provision for Refuse and Dump Charges.	Increase in Income Provision for Programme 5.1 of		50,000

and that the consequential amendments arising from the foregoing amendments be made to the Statutory Documents and Tables in the Estimate of Expenses 1989."

Mr. E. Lusby, Finance Officer, explained to the Meeting that the amendments proposed by Deputy Kitt will give rise to consequential amendments to the apportionment among the eight Programme Groups in respect of -

Apportioned administration (Support Services) figures;
Domestic Rate Grant Adjustment;
Grant in lieu of Rates on land;
Urban Contribution calculation;

and also the Rate in the Pound for each of the eight Programmes while the overall general rate would remain at the proposed £23.20.

Councillor J. Mannion stated that he could not support a reduction in the provision for Ireland West Tourism and proposed that the provision in the Estimate for Ireland West Tourism be left unchanged. Senator McCormack seconded Councillor Mannion's proposal. The Chairman decided to put Deputy Kitt's proposal to the Meeting and indicated that Councillors opposed to it would have the opportunity of voting against it.

The Chairman then put Deputy Kitt's proposal to the Meeting which had been seconded by Councillor P. McHugh.

A vote taken for or against Deputy Kitt's proposal resulted as follows:-

FOR: Councillors J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, Senator T. Hussey, Councillors J. Joyce, M. Killilea(MEP), Deputy M. Kitt, Councillors M. Loughnane, P. McHugh, J. Molloy, Senator N. O'Conchubhair, Councillor M. O'Morain, Deputy N. Treacy, and Councillor T. Welby.

(15)

AGAINST: Councillors J. Brennan, F. Glynn, J. Lambert, Senator P. McCormack, Councillors J. McDonagh, J. Mannion, Deputy R. Molloy, Councillors M. Mullins, P. O'Tuathail, M. Ryan, and T. Walsh.

(11)

The Chairman declared Deputy Kitt's proposal carried and stated that the Estimate of Expenses for 1989 had been amended in accordance with the foregoing proposal of Deputy Kitt's.

ADOPTION OF ESTIMATE OF EXPENSES 1989 (AS AMENDED):

It was proposed by Deputy Michael Kitt, seconded by Councillor Micheal O'Morain and agreed:

"That Galway County Council hereby adopt the Estimate of Expenses for the financial year ending 31st December, 1989, as amended, as set out in Tables A, B1, and D of the said Estimate of Expenses as amended."

The Chairman declared Deputy Kitt's proposal carried and stated that the Estimate of Expenses for the financial year ending 31st December, 1989, as amended, had been adopted by the Council.

DETERMINATION OF THE RATES IN THE POUND TO BE LEVIED FOR THE SEVERAL PURPOSES SPECIFIED IN THE ESTIMATE FOR THE FINANCIAL YEAR ENDING 31ST DECEMBER, 1989:

It was proposed by Councillor J. Joyce, and seconded by Deputy Michael Kitt, and agreed:

"That Galway County Council hereby determine in accordance with the Estimate of Expenses for the financial year ending 31st December, 1989, as amended, and adopted, the rates set out in Column 13 of Table B1 as amended and Column 7 of Table D, to be the rates in the pound to be levied for the several purposes set out in Column 1 of Table B1, and in Table D, for the financial year ending on the 31st December, 1989."

The Chairman declared Deputy Kitt's proposal carried and declared that the Rates in the Pound to be levied for the several purposes specified in the Estimate for the financial year ending 31st December, 1989, had been determined by the Council. The prescribed Certificate was then signed.

MAKING OF CHARGE FOR WATER SUPPLIED FOR DOMESTIC PURPOSES:

It was proposed by Deputy Michael Kitt, seconded by Councillor Micheal O'Morain, and agreed:

"That in accordance with Section 65 A of the Public Health (Ireland) Act, 1878, inserted by Section 7 of the Local Government (Sanitary Services) Act, 1962, as amended by Section 8 of the Local Government (Financial Provisions) (No. 2) Act, 1983, as applied by Article 4 of the County Management (Reserved Functions) Order, 1985, and having regard to the provisions of the scheme for waiving of charges in accordance with the Local Government (Financial Provisions) (No. 2) Act, 1983, the following charge be made for water supplied by Galway County Council for domestic purposes in respect of the period commencing 1st April, 1989, up to and including 31st March, 1990, such charge to be payable in two equal instalments, the first instalment payable on 1st April, 1989, and the second instalment payable on the 1st October, 1989:

	<u>Amount of Charge</u>
	£
Charge for Water supplied to any Domestic Premises where water is used for Domestic Purposes	80

The Chairman declared Deputy Kitt's proposal carried.

MAKING OF CHARGE FOR WATER SUPPLIED TO PRIVATE GROUP WATER SUPPLY SCHEMES FOR DOMESTIC PURPOSES:

It is proposed by Deputy Michael Kitt, seconded by Councillor J. Callanan, and agreed:

"That in accordance with Section 65 A of the Public Health (Ireland) Act, 1878, inserted by Section 7 of the Local Government (Sanitary Services) Act, 1962, as amended by Section 8 of the Local Government (Financial Provisions) (No.2) Act, 1983, as applied by Article 4 of the County Management (Reserved Functions) Order, 1985, and having regard to the provisions of the scheme for waiving of charges in accordance with the Local Government (Financial Provisions) (No. 2) Act, 1983, the following charge be made on Private Group Water Supply Schemes for water supplied by Galway County Council to them for domestic purposes for each domestic premises in the said schemes in respect of the period commencing 1st April, 1989, up to and including 31st March, 1990, such charge to be payable in two equal instalments, the first instalment payable on 1st April, 1989, and the second instalment payable on the 1st October, 1989:

	<u>AMOUNT OF CHARGE</u>
	£
Charge on Private Group Water Supply Scheme for each domestic premises in the Scheme where water is used for domestic purposes	
(a) Where the group water supply scheme is in existence for 10 years or less	40
(b) where the group water supply scheme is in existence for over 10 years.	64

The Chairman declared Deputy Kitt's proposal carried.

MAKING OF CHARGE IN RESPECT OF REFUSE COLLECTION FOR DOMESTIC PURPOSES:

It was proposed by Councillor P. McHugh, seconded by Deputy Michael Kitt, and agreed:

"That in accordance with the provisions of Section 2 of the Local Government (Financial Provisions) (No. 2) Act, 1983, as applied by Article 3 of the County Management (Reserved Functions) Order, 1985, and the Local Government (Sanitary Services) Acts, 1878 - 1964, and having regard to the provisions of the scheme for waiving of charges in accordance with the Local Government (Financial Provisions) (No. 2) Act, 1983, a charge of 50p be made by Galway County Council (hereinafter called the Council) in respect of each label, details of which shall be specified by the Council, and which shall be affixed to any bin, bag, box or other similar container containing refuse which shall be left out for collection by the Council from any domestic premises along the Council's Refuse Collection Routes. The said charge of 50p shall apply for the period 1st April, 1989, up to and including 31st March, 1990, and shall be payable in advance on the purchase of the said label from the Council or from such other source as shall be approved by the Council from time to time."

The Chairman declared Councillor McHugh's proposal carried.

DEMAND ON BALLINASLOE URBAN DISTRICT COUNCIL:

It was proposed by Deputy Michael Kitt, and seconded by Councillor P. McHugh, and resolved:

"That the Statutory Demand on the Ballinasloe Urban District Council for the year ending 31st December, 1989, be sealed and signed."

The Demand was then sealed and signed.

ESTIMATED EXPENDITURE AND INCOME OUTTURN FOR 1988:

The Council noted and approved the estimated outturn figures for 1988 as set out in the book of Estimates.

It was proposed by Deputy Michael Kitt, seconded by Councillor James Joyce, and resolved:

"That the Council approve expenditure excesses, being the estimated expenditure outturn figures for 1988 in excess of the adopted 1988 Estimates, such excesses being funded by other expenditure reductions and income increases."

2592 - SYMPATHY:

A resolution of sympathy was adopted with the following:

Mrs. Delia Mannion, Killahawn, Ballycrissane, Ballinasloe.

THE MEETING THEN TERMINATED

Submitted, Approved & Confirmed.

Patrick Finney
Chairman.

Date. 19th December 1988

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

2lu la Samhain, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 28u la Samhain, 1988, ar a 3.30 a chlog sa trathnóna.

Mise, le meas,

E. O'GLIASAIN,
RUNAI.

A G E N D A

1. Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:
"That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Planning Permission to Mr. G. Fahy for two dwellinghouses and septic tanks (Planning Ref. No. 57146) at Pallacossaun Eighter."
J. McDonagh. John Molloy. Michael Ryan.
2. Consideration of Minutes of the following Meetings:-
 - (a) Special Meeting held on 14th October, 1988.
 - (b) Monthly Meeting held on 24th October, 1988.
 - (c) Estimates Meeting held on 11th November, 1988.
3. Overdraft accommodation for quarter ending 31st March, 1989.
4. Sale of land (including factory building) at Ballygar to Mr. James Lohan, Plunkett Park, Ballygar. - Section 83 Notice dated 27th October, 1988, already circulated.
5. EC Structural Funds.
6. Letter of 14th October, 1988, from the Valuation Office regarding 1988 Revision of Valuation - copy enclosed.
7. Local Environment Campaign 1988.
8. Housing Progress Report. - Copy enclosed.
9. Report on Ballinasack Bridge on Loughrea/Woodford Road.
10. Caltraduff/Muckloon/Derryfadda Group Water Supply Scheme.
11. Letter from County Galway V.E.C. regarding Petersburg Outdoor Education Centre.
12. Malicious Injury Decrees. - Copy enclosed.
13. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION

2.

(a) Adjourned from previous Meeting:

DEPUTY ROBERT MOLLOY: - I will propose:

14. That immediate steps be taken to provide for the repair and extension of Kilmurvey Pier, Inishmore.

(b) Other Motions received:

COUNCILLOR JARLATH McDONAGH: - I will propose:

15. That the county Council carry out repairs to road in dire condition at Corrandulla. (Details supplied).
16. That the County Council cut briars, etc., at Slievefinn, Claregalway, and surrounding area. (Details supplied).
17. That the County Council inform me of the current position with regard to installing Water Supply to house at Corofin. (Details supplied).

DEPUTY ROBERT MOLLOY - I will propose:

18. That Galway County Council stop issuing demands for payment of charges in respect of services that have never been requested or availed of by those being asked to pay.
19. That the County Council proceed immediately with the provision of a new cemetery at Oranmore, Co. Galway.
20. That immediate plans be prepared to facilitate a free flow of traffic through Spiddal Village to avoid future traffic congestion as has been occurring regularly during the tourist summer season.

COUNCILLOR JAMES JOYCE: - I will propose:

21. That this Council affiliate to the European Council for the village and small town and include funding for this purpose in the Annual Estimates.
22. That a new advance warning sign of a dangerous bend be erected on the Laurencetown side of the bend at Gerry Lahart's house in Eyre Demesne, Eyrecourt, and that the bend be eased and the road be given a better camber.

DEPUTY NOEL TREACY: - I will propose:

23. That Galway County Council repair, renew and resurface a road (details supplied), that the works to be carried out be outlined in detail and the dates on which the works will be carried out also.
24. That Galway County Council immediately repair house at Fahy, Eyrecourt, (details supplied) that the repairs to be carried out be outlined in detail, that the date on which these repairs to be carried out be outlined also and any other relevant information.
25. That Galway County Council carry out an immediate inspection and total repairs to a house in Kylebrack, Loughrea, (details supplied), that the works to be carried out be outlined in detail, that the date on which these works will commence be outlined and any other relevant information and that these works to be carried out before the deep winter sets in as these conditions are unbearable.

AN COMHAIRLEOIR PEADAR O'TUATHAIL: - Molaim:

26. Go ndeiseodh an Comhairle Chontae bothar Cruinnine go prainneach agus go gcuirfeadh an Comhairle Chontae airgead go leath taobh sna Meastuachain chun bothar a dheanamh arís dho.
27. Go ndeiseodh an Comhairle Chontae bothar Leitircaladh o thuaidh. Is gearr nach mbeidh aon duine in ndan an bothar seo a usaid.

AN COMHAIRLEOIR PEADAR O TUATHAIL:

28. Go ndeanfadh an Comhairle Chontae athru sa mbealach a hargaionn siad tairiscinti le haghaidh clocha a chur fail don Comhairle Chontae - go bhfeadfadh Innealltoir Aitiul clocha nios saoire/nios gaire don ait a fhail - sa gcaoi nach dtarlodh an "mix up" a tharla i mBeal a Daingean.

COUNCILLOR MARTIN LYNCH: - I will propose:

29. That Galway County Council cut the briars and bushes and cut back the corner at James Keane's house, Cregand, Oranmore.

COUNCILLOR JOE BURKE: - I will propose:

30. That Galway County Council Workers get free Water Charges and free Refuse Charges as a subsidiary to their wages.

SENATOR PADRAIC McCORMACK: - I will propose:

31. That Galway County Council carry out repairs to the Kilmurvey Pier in Inishmore, Aran Islands. A large hole has developed at the side of this pier and there is a great danger that the pier will disintegrate altogether over the coming Winter if repairs are not carried out. This pier is still being used for the landing of fish and it is essential that repairs be carried out.

COUNCILLOR MATT LOUGHNAME: - I will propose:

32. That the road at Upper Forge, Woodford, be restored to what it was prior to the laying of sewerage mains some years ago.

33. That essential repairs be carried out to the following roads from Cross of Reag to Attipeerish from Con O'Connor's, Moyglass to Gort-Ballinakill Road at John Connor's Cross.

COUNCILLOR MICHAEL FAHY: - I will propose:

34. That Galway County Council will clean and repair Frenchfort Road, Oranmore.

35. That Galway County Council clean and repair road leading to John Lane's house, Caherdevane, Craughwell.

36. That Galway County Council take over and maintain Sewerage Treatment Plant for Local Authority Houses at Clarinbridge and also County Council repair footpaths at back of dwellinghouses.

SENATOR NIOCLAS O'CONCHUBHAIR: - I will propose:

37. That Galway County Council hold a Meeting in the Aran Islands as soon as possible in the New Year.

38. That Galway County Council repair the footpath in Roundstone Village.

39. That Galway County Council widen the road from Bealadangan Bridge to John O'Toole's Bar, Annaghavane.

COUNCILLOR THOMAS WELBY: - I will propose:

40. In a recent Notice of Motion, I was informed that this Council would dig holes on land at Lettermorenacolle for a proposed extension to Burial Ground. What is the reason that this work did not take place?

41. What is the present position regarding the High Cashel Burial Ground Extension?

42. That this Council cut roadside hedges or otherwise request the land owners to have them cut, in the public interest.

COUNCILLORS J. BRENNAN, J. JOYCE, J. CALLANAN, AND DEPUTY M.P. KITT:
- We will propose:

43. That money be provided in Estimates for construction of footpaths between Cross and Primary School in Kilconnell.

COMHAIRLE CHONTAE NA GAILLIMHE

Oifig an Runai,
Arus an Chontae,
Cnoc na Radharc,
GAILLIMH.

27th October, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

In accordance with Section 83 of the Local Government Act, 1946, notice is hereby given to you of a proposal to dispose of a plot of land including factory building at Ballygar, particulars of which are given hereunder.

PARTICULARS OF LAND:

Plot of land (including factory building) measuring 0.435 acres approximately situated in the Townland of Ballygar and Electoral Division of Killeroran.

FROM WHOM ACQUIRED:

Land acquired from Mr. Michael Silke, Ballygar.

PERSON TO WHOM LAND INCLUDING FACTORY BUILDING IS TO BE SOLD:

Mr. James Lohan, Plunkett Park, Ballygar.

CONSIDERATION IN RESPECT OF SALE: £10,500

This matter will be placed on the Agenda of a Meeting of this Council which will be held after expiration of 10 clear days from the date of this notice.

Mise, le meas,

E. GLEESON,
COUNTY SECRETARY.

Telefón 7632



19 OCT 1988

Tag:

Ref:

1988 Revision of valuation

OIFIG LUACHÁLA,
Valuation office

6, PLÁS ÍLE,
6, Ely Place,

BAILE ÁTHA CLIATH, 2
Dublin, 2.

Dear Sir/Ms,

I wish to let you know that the residue of valuation lists for the 1988 Revision will issue later this month and I will be very grateful for your co-operation in arranging for publication and public inspection of the lists and the early return of appeals and fees to the Valuation Office.

As you are aware, you are required by Section 18 of the Valuation (Ireland) Act 1852 to give public notice within three days of the receipt of the Lists indicating that the Lists have been received and are available for inspection. You should therefore make immediate arrangements for inserting the relevant notice during the period 2 - 4 November in the newspapers circulating in your area. The notice should incorporate the following points:

1. The Lists have been received from the Commissioner of Valuation.
2. The Lists for your rating area will be open for public inspection at your Offices at specified hours until 22 November 1988.
3. An owner or occupier of a property included in the List may, on payment of the appropriate fee, appeal to the Commissioner through the local authority by notice in writing.
4. Such notice together with the fee must reach you (specify the address) not later than 29 November 1988.
5. The notice of appeal shall contain a statement of the specific grounds of appeal.
6. The appeal fee which should be made payable to the Secretary, Valuation Office is as follows:-


<u>R.V. of Property</u>	<u>Fee</u>
Less than £100	£25.00
£100 - £499	£50.00
£500 and over	£75.00

The notices of appeal and the appeal fees should be sent immediately to the Secretary, Valuation Office, 6 Ely Place, Dublin 2, and in any event not later than 9 December. In view of the changing timetable for valuation work it is essential to have the appeals in the Valuation Office at the earliest possible date.

If no appeals are received by 29 November 1988, please inform this office immediately.

No alteration other than a change which does not affect value may be made in you copies of the Valuation Lists. Any such changes should be reported to this Office. (Local Government Act, 1941, S.60 refers).

Yours faithfully


J Larkin
Deputy Secretary
14 October 1988

Secretary
Galway Co Council
County Buildings
Prospect Hill
GALWAY

D E C R E E S

M A L I C I O U S D A M A G E

Name and Address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
Mid West Farmers Co-Op. Ltd., Athenry, CO. GALWAY.	Damage to Property	County at large	£3,000	£892.50
Sean McGready, Tuam Road, GALWAY.	Damage to Vehicle	County at large	£3,500	£2,420.75
I.D.A., Mervue, GALWAY.	Damage to Property	County at large	£6,000	£2,963.12
Margaret Downey Beachpark, Laytown, CO. MEATH.	Damage to Property	County at large		£3,427.13
Fitzgerald Construction Co. Ltd., 76 Prospect Hill, Galway.	Damage to equipment	County at large	£3,804.97	£3,935.47
Udaras na Gaeltachta, Carna, CO. Galway.	Damage to Property	County at large	£5,000	£2,614.50

D E C R E E S

M A L I C I O U S D A M A G E

Name and Address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
Sean Hennelly, Moyvills, Oranmore.	Damage to Vehicle	County at large	£3,000	£3,787.60
Patrick Feeney 4 Raven Tce., Galway.	Damage to Property	County at large	£8,000	£1,672.00
Patrick O'Loughlin Kinvara, CO. GALWAY.	Damage to Property	County at large	£7,500	£3,234.44
Martin Standun, Spiddal, Co. Galway.	Damage to Vehicle	County at large	£7,500	£7,027.25
Knockdoe Motors Ltd. (Healy Coaches), Castlegar, GALWAY.	Damage to Vehicle	County at large	£1,000	£408.05

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY ON MONDAY, 28th NOVEMBER, 1988

IN THE CHAIR:- Councillor P. Finnegan.

ALSO PRESENT:-

Members:-

Councillors J. Brennan, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. MacGloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, Senator P. McCormack, Councillor J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Deputy R. Molloy, Councillor M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

Officials:-

Messrs. S. Keating, County Manager, P. Flood, County Engineer, E. Gleeson, County Secretary, D. O'Donoghue Assistant City & County Manager, D. Barrett, S.S.O., M. Tierney, S.E.E., L. Kavanagh, Planning Officer, E. Lusby, Finance Officer, T. Kavanagh, Admin. Officer, A. Fleming, Admin. Officer and J. Howlett, Assistant County Manager.

The Opening Prayer was recited.

2593 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 57146 - APPLICANT MR. G. FAHY.

The Resolution as set out on the Agenda was proposed by Clr. J. McDonagh and seconded by Clr. J. Molloy.

The County Manager submitted the following report, a copy of which had been circulated to each Member:-

"LOCATION OF SITE

The proposed site is located on the Galway/Tuam Road immediately adjoining the old Cummer Dance hall approximately six miles south of Tuam. In fact the site is the carpark of the dancehall.

PLANNING HISTORY.

- Ref. No. 5397: Planning permission for a group water scheme pump-house granted in 1968. This has been constructed.
- Ref. No. 46871: Permission refused in 1983 for a change of use of premises from dancehall to commercial use to Mr. F. Keaveney who was described as the owner.

PLANNING CONSIDERATION:

The applicants father who is a farmer with 27 acres located on a minor road, recently purchased the proposed site with the express intention of giving it to his two sons.

- Therefore (a) The proposed site cannot be considered an integral part of the farm and
- (b) there is ample space on the holding on the minor road to locate the proposed houses.

To permit this development would be to imply that any farmer with a land holding in the vicinity of a National Primary route is entitled to buy a site on the main road and claim an essential housing need. This is clearly not the intention of the development plan.

MONTHLY MEETING OF THE COUNCIL ON THE 28th NOVEMBER, 1988.

2.

A second unrelated matter is the location of the Cummer Group Water Scheme source in front of the old Dancehall. The proposed septic tanks will be located 70 and 90 metres from this source and there will, therefore, be a danger of contamination and consequent risk to public health.

RECOMMENDATION:

- (1) The proposed development would endanger public safety by reason of a traffic hazard because the site is located on a heavily trafficked section of National Primary Road where the maximum speed limit applies and the traffic movements generated by the development would interfere with the safety and free flow of traffic on the road. In addition, the development would militate against the objectives of the Planning Authority
 - (a) to preserve the level of service and carrying capacity of the road so that it can fulfill its function as a through road for heavy traffic.
 - (b) to protect the public investment in National road network.
- (2) The proposed development would contravene the County Development Plan (Chapter 25, Table 25A) which limits development along this road to particular categories of essential housing need which need does not apply in this case.
- (3) The proposed development located in the vicinity of the Cummer Group Water Scheme source would owing to the proximity of the proposed septic tanks and percolation areas be likely to give rise to contamination and the development would thus be liable to constitute a public health hazard."

The County Engineer indicated that the proposed site was located on the National Primary Road and that he was opposed to the development. The capacity of the road should be preserved and he indicated that the applicant could be suitably housed on a minor adjacent road. The County Engineer read a letter dated 28th November, 1988 from the Western Health Board which recommended refusal of the application because of the risk of contamination of the water supply of an adjacent group water supply scheme.

Councillor Jarlath McDonagh stated that the proposed development for the erection of two dwellinghouses were for two brothers where housing needs existed. Their father had bought the site for this purpose. The father was a small farmer with 27 acres of land and he had already given one site to another member of the family. Two further sites off the farm would greatly reduce the viability of his land. This particular piece of land which he had purchased was no good for anything. The area involved was a hive of activity at the last weekend where beet was stored and loaded onto lorries. The area had also been a hive of activity over the years when it had been used as a carpark for the Cummer Ballroom which generated enormous amounts of traffic. The area was now quite as the Ballroom was closed down and if this application was refused the area would be left idle leaving a useless piece of land. The applicant could not afford to build on other sites and he did not accept that the proposed development would contaminate the source of the group water supply scheme. The proposal now was to reduce the use of the land from a commercial to a domestic use. The applicants would accept one entry for the two houses and would accept a road inside the fence to ease the situation if required.

In reply to questions raised the County Engineer indicated that the applicant had not claimed a second family dwellinghouse in his original application. In reply to a request for further information he had made a claim for a second family house but had not made the case originally. The County Engineer indicate that the nearer of the septic tanks to the group scheme source would be only

150 ft. and that the required distance was at least 200 ft. Councillor McDonagh stated that the applicants would not be involved in farming, and that the father was only a small farmer. The County Engineer referred again to the report of the Health Board which stated that the development was likely to contaminate the source of the group water supply scheme. There was no way of knowing where effluent from the tank would go underground. The County Manager stated that the Council had been put on notice that this development might contaminate the source of the group scheme and the Council should not take the chance of polluting the source. The Council would be leaving itself wide open to problems if this development was allowed to proceed.

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

FOR: Councillors M. Fahy, P. Finnegan, J. Lambert, Senator P. McCormack, Councillors J. McDonagh, J. Mannion, J. Molloy, Deputy N. Treacy, Councillors T. Walsh and T. Welby. (10)

AGAINST: Councillor J. Brennan, Senator T. Hussey, (2)

The following Councillors abstained from Voting:-

Deputy M. Kitt, Senator N. O'Conchubhair, Councillor M. O'Morain, P. O'Tuathail, P. Raftery. (5)

The Council were informed that without prejudice to any other relevant requirements, it was necessary for the passing of a Resolution under Section 4 of the City and County Management (Amendment) Act, 1955 that the number of Members of the Local Authority voting in favour of the Resolution should exceed one third of the total number of the members of the local authority. In the case of Galway County Council it was necessary that at least eleven members should vote in favour of a Section 4 Resolution. As the number voting in favour of this Section 4 Resolution was only ten members and did not exceed one third of the total number of the members of the Council, the Chairman declared that the Resolution as set out on the Agenda had not been passed.

2594 - MINUTES.

On the proposition of Councillor J. Mannion seconded by Deputy Micheal Kitt, the Minutes of the following Meetings were approved and signed by the Chairman.

- (a) Special Meeting held on 14th October, 1988.
- (b) Monthly Meeting held on 24th October, 1988.
- (c) Estimates Meeting held on 11th November, 1988.

2595 - OVERDRAFT ACCOMMODATION FOR QUARTER ENDING 31st MARCH, 1989.

It was proposed by Senator T. Hussey, seconded by Councillor J. Callanan, and resolved.

"That Galway County Council hereby approve the raising of Overdraft to the extent of £3 million on the Council's Revenue and Capital Accounts for the quarter ending 31st March, 1989, subject to the sanction of the Minister for the Environment"

2596 - SALE OF LAND (INCLUDING FACTORY BUILDING) AT BALLYGAR TO MR. JAMES LOHAN, PLUNKETT PARK, BALLYGAR. SECTION 83 NOTICE DATED 27th OCTOBER 1988.

It was proposed by Councillor P. Raftery and Seconded by T. Hussey and agreed:

"That Galway County Council hereby approve of the sale of a plot of land (including factory building) measuring 0.435 acres approximately situated in the Townland of Ballygar and Electoral

Division of Killaroran to Mr. James Lohan, Plunkett Park, Ballygar in accordance with terms of Notice dated 27th October, 1988 under Section 83 of the Local Government Act, 1946 which had been circulated to Members of the Council"

2597 - EC STRUCTURAL FUNDS.

The County Manager gave an up to date report on the Structural Fund - Regional Programme. He stated that the Government were in the process of preparing a national plan for submission to the European Commission. When the contents of the plan had been agreed between the Government and the EC a support framework would be agreed setting out the level of support which would be committed by the E.E.C. to the implementation of the plan. The maximum support possible was 75% of the cost of the programme. The national plan must be submitted to the Commission as early as possible in 1989 and by the end of March at the latest.

The County Manager gave details of the working groups which had been set up to prepare the regional programme. The groups included representatives of a number of government departments and in the case of the Galway/Mayo/Roscommon region, the three County Managers, the Regional Managers of the I.D.A., Western Regional Tourism Organisation, FAS and Telecom Eireann.

The County Manager indicated that a further meeting of the Working Group was scheduled for the 29th November, 1988 and this meeting would consider a draft statement on the development strategy for the region.

The County Manager indicated that the Counties of Galway and Mayo would have the benefit of the Regional strategy to the year 2004 which had been prepared by the R.D.O. in 1983. That strategy would have to be updated but it provided an approach to a statement of strategy for the present exercise in hands. The County Manager indicated that he proposed to invite the group to include in the strategy a statement of the role and function of Galway City as the regional capital functioning as a resource centre for the rest of the region. He also proposed to emphasise the importance of the tourist industry in the County and the needs for an adequate infrastructure with particular reference to Connemara Roads. He was also endeavouring to advance the idea that towns and villages throughout the County which were functioning as tourists centres cannot achieve their potential unless their amenity and infrastructural standards are upgraded. A special submission had already been made in relation to infrastructure for the development of the aquaculture industry and proposals would be repeated again in the present submission. He also wished to have community based matters considered at part of the overall programme and said that a submission regarding Kilbeg/Knockferry Bridge could also be considered.

The County Manager stated that the group was still open to receive suggestions, and Councillors might submit any suggestions they considered merited consideration for inclusion in the programme. No guarantee could be given of what funds might be available and the question of the state subvention also arose. The region would be in competition with the other regions and the County would be in competition with the other counties within its own region. It was important to ensure that all the best projects were put forward for consideration under the programme.

The County Manager indicated that the first meeting of the advisory group was to be held in Galway on the 2nd December, 1988. The Chairman of Galway County Council and the Mayor of Galway County Borough were Members of the Group. The Chairman and Mayor would be kept fully advised about the projects which he was endeavouring to have accepted at working party level, and their needs in this regard would be fully supported by the local authority staff.

Councillor P. McCormack stated that there were certain matter to be clarified in relation to the programme. He referred to the fact that there were no public representatives on the working groups. He supported the proposals which were being put forward particularly in relation to tourism and the Kilbeg/Knockferry Bridge project and hoped that the required finance would become available.

Deputy Frank Fahey welcomed the Manager's statement and his commitment to the preparation of plans. He stated that substantial amounts of money would become available and there was great potential for development. There was need for private and community investment in the plans and assistance would have to be given to people who were prepared to help themselves. He stated that Community Groups should be invited to put forward their proposals for inclusion in the programme and to identify projects where they are prepared to have an input themselves. The involvement of the private sector was vital to the programme, as for example, developments in areas such as Ballyconneely Golf Club.

In reply to Councillor O'Morain, the County Manager indicated that he will endeavour to arrange to inform the members of the proposals being put forward from Galway and that all the documentation which he was preparing would be available to the Members. Updated reports would be made available at Council Meetings, if required.

The County Manager indicated that every effort would be made to involve private enterprise and he mentioned a group in Clifden which was endeavouring to initiate the development of an Airstrip.

Councillor O'Morain asked that efforts be made to bring the three Councils within the region together for a day to have a presentation on the proposals being put forward by the working group to central government. The County Manager stated that he would explore the possibility of such an arrangement.

Councillor Peadar O'Tuathail stated that he would like to see basic services provided in the Connemara area such as burial grounds, fire services and county roads. He also stated that the upgrading of services in Gaeltacht areas should be included and also plans for improvements on the off-shore islands. The County Manager agreed and stated that a plan had been proposed for Spiddal. The off-shore islands were being looked at separately and proposals would be brought forward for these also. In reply to Sen. N. O'Conchubhair he stated that Roinn na Gaeltachta was represented on the working group. As regard any private enterprise there was need for the submission of specific details outlining their contribution to the development of the area. Clr. T. Walsh expressed disappointment that Enterprise Connacht was not represented on the working group. Clr. McHugh supported the idea of a one day seminar for the members of the local authorities in the region to be made aware of the proposals being put forward. He referred to the potential of agri-tourism in the region. The County Manager stated that he had been in touch with Dr. Tony Claffey regarding the bringing forward of proposals on the interpretation of the town of Tuam and its hinterland. Deputy R. Molloy stated that there were major changes in policy in relation to E.C. Funding and proposals being put forward would have to form part of an integrated five year plan. He stated that the Council should be professionally advised in relation to the economic aspects of the plan. The County Manager indicated that he had been considering the appointment of Consultants and that he proposed discussing the matter with the County Managers of the other counties. He was giving consideration to engaging the firm who had done work on the regional strategy and stated that he would take it that he had the agreement of the Council if Consultants were to be appointed. This was agreed. It was proposed by Deputy R. Molloy and seconded by Councillor J. Joyce that a representative of The Galway Harbour Commissioners be appointed to the working group.

Deputy Molloy stated that the needs of the Islands should be well outlined in the reports, and referred to the need for a new ferry service to the Islands. He also referred to the need to develop Galway Airport to its full potential and to the need for planning for a much larger runway to attract greater tourism traffic. He asked if projects could proceed in advance of grant approval as there could be a massive backlog of work throughout Europe if all projects had to await full approval of grants.

In reply to Councillor J. Joyce the County Manager indicated that Mr. Alec Fleming, Administrative Officer had been assigned duties in relation to work on the preparation of programmes for the E.C. Structural Funds.

In reply to Councillor J. Brennan, the County Manager indicated that Ballinasloe Urban District Council were working on proposals for their area. He also indicated that the Council would examine whether the drainage of the Dunkellin River could be included in the programme. Councillor Brennan also asked that proposals be prepared for the development of the Canal and backlands in Ballinasloe Town.

Deputy Michael Kitt asked that the development of amenities to facilitate the development of the Ballinasloe Fair be included in the programme. He also asked that the Westrail project be considered.

Deputy Noel Treacy stated that the tourism potential of the Woodford/Ballinasloe/Tuam area should be explored and the development of areas of a cultural and historic nature should be included. Councillor Michael Mullins asked that the National Primary Road at Aughrim be included for improvement. Councillor O'Morain asked that a caravan park be developed in the Ballyconneely area and that the possibility of providing a local authority car-park should be looked at again. He was supported by Deputy R. Molloy. The Chairman stated that there should be a provision for county roads in the programme and also for sewerage schemes throughout the County.

The County Manager indicated that the Working Group were hoping to have all projects listed by the middle of December, 1988. He indicated that the Chairman would have access to any information he required in relation to his participation in the advisory group.

2598 - LETTER OF 14th OCTOBER, 1988 FROM THE VALUATION OFFICE REGARDING 1988 REVISION OF VALUATION

The Members noted a copy of a letter dated the 14th October, 1988 from the Valuation Office setting out details of fees which would be payable in respect of revisions of valuation from 1989 onwards. The Council were informed that the cost to the Council would be of the order of £14,550 per annum.

2599 - LOCAL ENVIRONMENT CAMPAIGN, 1988.

The Members considered the Local Environment Campaign, 1988, a report on which had been circulated to each Member.

The Council approved of the recommendations in the report regarding the Tidy Towns and other competitions which were as follows:-

CATEGORY A

1st Prize:	Mountbellew	£500.
2nd Prize:	Portumna	£400.
3rd Prize	Clifden	£300.
4th Prize	Tuam	£200

Joint 5th: 3 towns shared the prize - £100 each.
Headford, Gort and Ballinasloe.

Most improved entry: Oughterard. £300.

CATEGORY B

1st Prize:	Milltown	£500.
2nd Prize:	Ardrahan	£400.
3rd Prize:	Clarenbridge	£300.
4th Prize:	Spiddal	£200.

Best New Entry: Joint Winners - Woodford and Moycullen - £150 each.

Most Improved Entry: Williamstown £300.

Tidy Burial Grounds Competition.

The Council approved of the recommendations in the Report regarding the Tidy Burial Ground Competition which were as follows:-

1st Prize:	Church Road Burial Ground, Gort	£200
2nd Prize:	Abbey Burial Ground, Duniry, Loughrea.	£150.
3rd Prize:	Kilmalinogue Burial Ground, Portumna	£100.
4th Prize:	Creevaghbawn Burial Ground, Tuam.	£ 50.

Tidy Schools Competition.

The Council approved of the recommendations in the Report regarding the Tidy Schools Competition. The results of the Competition were as follows:-

1st Prize:	Glinsk National School, via Castlerea	£400.
2nd Prize:	Castleblakeney National School, Ballinasloe.	£300.
3rd Prize:	Gardenfield National School, Tuam.	£200.
4th Prize:	Killasolan National School, Mountbellew.	£100

Highly commended were Kilcooley National School, Newtowndaly, Loughrea and Scoil Bhride, Lettercallow, Lettermore.

The Council were informed that arrangements for the presentations would be made in consultation with the Chairman of the Council in the near future.

2600 - HOUSING PROGRAMME, 1988.

The Council considered the report of the Assistant County Manager dated the 22nd November, 1988 regarding the Housing Programme, 1988. The Assistant County Manager indicated in his report that applications had been made to the Department of the Environment for Finance for 100 rural houses and 56 scheme houses. An allocation of £815,000 had been received to cover 37 rural starts and to finance the Halting Site for travellers at Ballygar. The Council have already indicated to the Department that there were 109 approved applicants for rural houses and 245 approved applicants for scheme houses on the Council Books. In particular, the Council were asking the Department to consider schemes of houses at Athenry, Loughrea, Clifden, Tuam and Gort for which funding had already been sought early in 1988. Details of the Housing Loan Allocations were outlined by Mr. Howlett.

Tenant Purchase Scheme.

Mr. Howlett informed the Meeting that the total number of eligible tenants for the 1988 Tenant Purchase Scheme was 1752. A total of 554 applications had been received to date and these applications were being processed. All tenants had been notified on two occasions of the Scheme and all tenants had received valuations and sale prices. Mr. Howlett informed the Meeting that further public notice would be given regarding the Closing Date for receipt of applications for the Tenant Purchase Scheme. The Council was receiving appeals in relation to valuations in some cases and these cases were being considered by the Council. Tenants would be eligible to be considered under the scheme if they had made their application before the 31st December, 1988.

In relation to extensions of existing houses, Mr. Howlett indicated that a list of the required extensions had been prepared and the Council were hoping to establish a programme for the provision of extensions in the coming year. He was hoping that approval would be forthcoming to the use of capital receipts for this purpose. Senator Nioclás O'Connor stated that some demountable houses where old people resided were in a very bad state and he asked that improvements be carried out immediately before the worst of the Winter months. He was supported by Councillor Peadar O'Tuathail. In reply Mr. Howlett stated that the Council are endeavouring to carry out as much repairs as possible to demountable houses but that there were limited funds available. He referred to the fact that the Council had further reduced the provision for repairs to Council houses in its 1989 Estimates. Councillor O'Tuathail stated that the repairs to some of the demountables should be given out to private Contractors where the men were not available to do this work. He also referred to the lack of a housing scheme in the South Connemara area and urged that the Council provide a scheme of houses in that area.

Councillor N. O'Conchubhair asked if applicants for the tenant purchase scheme who were old age pensioners could have relatives of their family guarantee the repayments under the scheme as the present applicants may not be alive for the full duration of the repayment period. Mr. Howlett undertook to examine any individual case submitted by Senator O'Conchubhair.

2601 - REPORT ON BALLINASTACK BRIDGE ON LOUGHREA/WOODFORD ROAD.

Adjourned to the December Meeting.

2602 - CALTRADUFF/MUCKLOON/DERRYFADDA GROUP WATER SUPPLY SCHEME.

Adjourned to the December Meeting.

2603 - LETTER FROM COUNTY GALWAY V.E.C. REGARDING PETERSBURG OUTDOOR EDUCATION CENTRE

Adjourned to the December Meeting.

2604 - MALICIOUS INJURY DECREES.

Adjourned to the December Meeting.

2605 - BUSINESS SUBMITTED BY THE COUNTY MANAGER.

Adjourned to the December Meeting.

COUNCILLORS NOTICES OF MOTION.2606 - THAT IMMEDIATE STEPS BE TAKEN TO PROVIDE FOR THE REPAIR AND EXTENSION OF KILMURVEY PIER, INISHMORE - MOTION BY DEPUTY ROBERT MOLLOY.

The following written reply was given to Deputy R. Molloy.

"Kilmurvey Pier was damaged by storms on the 9th February, 1988. A Section of the Pier was washed away and a further section is part undermined. A thorough investigation of the foundations is essential and such work requires some clearance and inspection in the dry. The extent of the works will depend on the state of the foundations. The costs of repairs could vary between £25,000 and £40,000 accordingly. Special funds to meet such repairs consequent on the above storm have not been made available. The extension of the pier is a matter for the Office of Public Works."

- 2607 - THAT THE COUNTY COUNCIL CARRY OUT REPAIRS TO ROAD IN DIRE CONDITION AT CORRANDULLA (DETAILS SUPPLIED) - MOTION BY COUNCILLOR JARLATH McDONAGH.

The following written reply was given to Councillor McDonagh.

"Repairs have been carried out".

- 2608 - THAT THE COUNTY COUNCIL CUT BRIARS, ETC., AT SLIEVEFINN, CLAREGALWAY, AND SURROUNDING AREA (DETAILS SUPPLIED) - MOTION BY COUNCILLOR JARLATH McDONAGH.

"Under County Road Maintenance expenditure, priority must be given to the maintenance of the road surface. Resources are not available for hiring of hedge trimmers to work on County roads."

- 2609 - THAT THE COUNTY COUNCIL INFORM ME OF THE CURRENT POSITION WITH REGARD TO INSTALLING WATER SUPPLY TO HOUSE AT COROFIN (DETAILS SUPPLIED) - MOTION BY COUNCILLOR JARLATH McDONAGH.

The following written reply was given to Councillor McDonagh.

"The water supply has been provided at the above house."

- 2610 - THAT GALWAY COUNTY COUNCIL STOP ISSUING DEMANDS FOR PAYMENT OF CHARGES IN RESPECT OF SERVICES THAT HAVE NEVER BEEN REQUESTED OR AVAILED OF BY THOSE BEING ASKED TO PAY. - MOTION BY DEPUTY ROBERT MOLLOY.

The following written reply was given to Councillor McDonagh.

"The position is that where a service such as refuse collection is provided in an area and a charge is made for that service, the charge is payable in respect of each premises served whether the service is actually availed of or not.

Where persons do not avail of the service the Council is prepared to consider, on an individual basis, the waiving of the charge in respect of such persons who are able to establish to the satisfaction of the Council that they are not availing of the service.

The Council proposes to introduce new arrangements in connection with the refuse collection service in the County area for the coming year. Under the new arrangements it is intended that refuse will be collected only where the bin or refuse bag which is left out for collection has a special "Galway County Council" label tied to it. A charge of 50p per label is proposed and it is envisaged that labels will be on sale in shops throughout the County on a similar basis to the parking discs system in operation in Galway City.

Transitional arrangements will be made whereby persons who have paid their charges for the year ending 31/3/1989 will receive labels free of charge up to that date. Persons who owe outstanding charges will be required to make arrangements to settle their accounts before labels will be issued to them in respect of this period.

It is hoped that the above arrangements will make for a more efficient system for the collection of charges for refuse collection. "

- 2611 - THAT THE COUNTY COUNCIL PROCEED IMMEDIATELY WITH THE PROVISION OF A NEW CEMETERY AT ORANMORE, CO. GALWAY - MOTION BY DEPUTY ROBERT MOLLOY.

The following written reply was given to Deputy Molloy.

"Land has been acquired at Rinville for the provision of a new cemetery for Oranmore.

A section of this land nearest the public road has to be drained before development works commence. The drainage proposal involves the purchase of two wayleaves. Maps have been prepared and the price agreed on these wayleaves and the County Solicitor is to finalise the purchase agreement.

Once an Agreement is obtained it is intended to commence the development works"

- 2612 - THAT IMMEDIATE PLANS BE PREPARED TO FACILITATE A FREE FLOW OF TRAFFIC THROUGH SPIDDAL VILLAGE TO AVOID FUTURE TRAFFIC CONGESTION - MOTION BY DEPUTY R. MOLLOY.

The following written reply was given to Deputy Molloy.

"Traffic congestion in Spiddal during the Summer season arises from a combination of factors. These include the servicing of shops and parking by local and tourist traffic in the village street on festive occasions. Kerbside parking is provided along the main street but it is inadequate at times during the tourist season.

The provision of additional parking facilities would alleviate the situation. Such facilities would of necessity, be 'off street' parking. Additional parking facilities could lay idle outside of the tourist season and may be little utilised otherwise unless located convenient to the shopping area. It is proposed to carry out investigations to ascertain if a satisfactory plan can be prepared.

In the meantime, traffic flow is a matter for the Gardai.

- 2613 - THAT THIS COUNCIL AFFILIATE TO THE EUROPEAN COUNCIL FOR THE VILLAGE AND SMALL TOWN AND INCLUDE FUNDING FOR THIS PURPOSE IN THE ANNUAL ESTIMATES. MOTION BY COUNCILLOR JAMES JOYCE.

The following written reply was given to Councillor Joyce.

"Before a firm recommendation can be brought to the Council regarding this matter, it will be necessary to make further enquiries regarding this matter. Arrangements are being made to assemble further information with the assistance of documentation which you submitted regarding this matter".

- 2614 - THAT A NEW ADVANCE WARNING SIGN OF A DANGEROUS BEND BE ERECTED ON THE LAURENCETOWN SIDE OF THE BEND AT GERRY LAHART'S HOUSE IN EYRE DEMESNE, EYRECOURT, AND THAT THE BEND BE EASED AND THE ROAD BE GIVEN A BETTER CAMBER - MOTION BY COUNCILLOR JAMES JOYCE.

The following written reply was given to Councillor Joyce.

"There are 2 No. Advance Warning Signs on the approaches to this bend (Sign No. 102) and a chevron at Lahart's house on the approach from Laurencetown. It is intended to renew the centre line and to mark both approaches with Slow bend on the road in the current year. The surface and camber on the road are adequate. There is no funding to ease this bend. The cause of these accidents is excessive speed".

- 2615 - THAT GALWAY COUNTY COUNCIL REPAIR, RENEW AND RESURFACE A ROAD (DETAILS SUPPLIED) - MOTION BY DEPUTY NOEL TREACY.

The following written reply was given to Deputy Treacy.

"The road to the house and lands of the persons involved is approximately 500 metres long and is in bad condition. For almost half the length the bitumen surface has completely broken down. Sections of the road hold water. Consequently simply patching potholes would be ineffective.

What is required is (a) that drainage channels be opened to adjoining land provided the agreement of landowners is forthcoming; (b) 250 metres to be regraded and strengthened with road base material; (c) that potholes be filled over the remaining length (d) that 500 metres be surface dressed. The estimated cost of this work is £4,000. There are no funds available in the current year for this work".

- 2616 - THAT GALWAY COUNTY COUNCIL IMMEDIATELY REPAIR HOUSE AT FAHY, EYRECOURT (DETAILS SUPPLIED) - MOTION BY DEPUTY NOEL TREACY.

The following written reply was given to Deputy Treacy.

"The chimney in above house was damaged by fire. An estimate has been submitted to the County Council's Insurers and approval to proceed with repairs has been obtained. The work will be carried out early in 1989"

- 2617 - THAT GALWAY COUNTY COUNCIL CARRY OUT AN IMMEDIATE INSPECTION AND TOTAL REPAIRS TO A HOUSE IN KYLEBRACK, LOUGHREA (DETAILS SUPPLIED) - MOTION BY DEPUTY NOEL TREACY.

The following written reply was given to Deputy Treacy.

"Above house has been inspected and a detailed list of repairs submitted for approval. Repairs are not considered urgent and will be included in County Council's work programme for early 1989".

- 2618 - GO NDEISEODH AN COMHAIRLE CHONTAE BOTHAR CRIMNAGH GO PRAINNEACH AGUS GO GCUIRFEADH AN COMHAIRLE CHONTAE AIRGEAD GO LEATH TAOBH SNA MEASTUCHAIN CHUN BOTHAR A DHEANAMH ARIS DHO. - MOLADH O'N CHOMHAIRLEOIR PEADAR O'TUATHAIL.

Thugadh an freagra seo leanas d'on Chomhairleoir O'Tuathail.

Cuireadh caoi ar chuid den bhothar ag Crimnagh faoi dheontas o Roinn na Gaeltachta. Cosnoidh se thart ar £10,000 an chuid eile den bhothar a fheistiu, ach ni feidir an obair seo a dheanamh i 1989 gan deontas"

- 2619 - GO NDEISEODH AN COMHAIRLE CHONTAE BOTHAR LEITIRCALADH O THUAIDH. IS GEARR NACH MBEIDH AON DUINE IN NDAN AN BOTHAR SEO A USAID. - MOLADH O'N CHOMHAIRLEOIR PEADAR O'TUATHAIL.

Thugadh an freagra seo leanas d'on Chomhairleoir O'Tuathail.

"Ta an bothar seo ina droch caoi. Baineann 13 tige usaid as agus ta se timpeall mile ar fhad. Ta an cuid is mo den tar imithe den bhothar seo agus ta seraigeanna mara ann. Le haghaidh caoi a chur ar an bothar seo, ta £35,000 ag taisteal agus nil airgead den meid sin ar fail faoi lathair".

- 2620 - GO NDEANFADH AN COMHAIRLE CHONTAE ATHRU SA MBEALACH A HARGAIONN SIAD TAIRISCINTI LE HAGHAIDH CLOCHA A CHUR FAIL DON COMHAIRLE CHONTAE - GO BHFEADFADH INNEALLTOIR AITIUL CLOCHA NIOS SAOIRE/NIOS GAIRE DON AIT A FHAIL - SA GCAOI NACH DTARLODH AN "MIX UP" A THARLA I MBEAL A DAINGEAN. - MOLADH O'N CHOMHAIRLEOIR PEADAR O'TUATHAIL.

Thugadh an freagra seo leanas d'on Chomhairleoir O'Tuathail.

"Ta an Comhairle Contae ag lorg tairiscinte poibli anois le haghaidh abhar bothar, agus ta tairiscinte tagha isteach cheanna fein le haghaidh 1989. Beith an Comhairle Chontae ag ceannacht abhar on tairgtheoir is isle le haghaidh gach abhair."

- 2621 - THAT GALWAY COUNTY COUNCIL CUT THE BRIARS AND BUSHES AND CUT BACK THE CORNER AT JAMES KEANE'S HOUSE, CREGANA, ORANMORE - MOTION BY COUNCILLOR MARTIN LYNCH.

The following written reply was given to Councillor Lynch.

"Briars and bushes have been cut recently on the above road."

- 2622 - THAT GALWAY COUNTY COUNCIL WORKERS GET FREE WATER CHARGES AND FREE REFUSE CHARGES AS A SUBSIDIARY TO THEIR WAGES - MOTION BY COUNCILLOR JOE BURKE.

"The Law does not allow for exceptions to be made for Council employees in respect of service charges"

- 2623 - THAT GALWAY COUNTY CARRY OUT REPAIRS TO THE KILMURVEY PIER IN INISHMORE, ARAN ISLANDS - MOTION BY SENATOR PADRAIC McCORMACK.

The following written reply was given to Senator McCormack.

"Kilmurvey Pier was damaged by the storms of the 9th of February, 1988. A section of the pier was washed away and a further section is part undermined. A thorough investigation of the foundations is essential and such work requires some clearance and inspection in the dry. The extent of the works will depend on the state of the foundations. The costs of repairs could vary between £25,000 and £40,000 accordingly.

Special funds to meet such repairs consequent on the above storm have not been made available.

The extension of the pier is a matter for the Office of Public Works."

- 2624 - THAT THE ROAD AT UPPER FORGE, WOODFORD, BE RESTORED TO WHAT IT WAS PRIOR TO THE LAYING OF SEWERAGE MAINS SOME YEARS AGO - COUNCILLOR MATT LOUGHNANE.

The following written reply was given to Councillor Loughnane.

"A number of manhole covers need to be lowered on the roadway at Upper Forge. This work will be carried out as soon as finances allow."

- 2625 - THAT ESSENTIAL REPAIRS BE CARRIED OUT TO THE FOLLOWING ROADS FROM CROSS OF REAG TO ATTIPERISH FROM CON O'CONNOR'S, MOYGLASS TO GORT-BALLINAKILL ROAD AT JOHN CONNOR'S CROSS - COUNCILLOR MATT LOUGHNANE.

The following written reply was given to Councillor Loughnane.

"Normal road maintenance will be carried out on these roads in so far as finance and availability of manpower will allow".

- 2626 - THAT GALWAY COUNTY COUNCIL WILL CLEAN AND REPAIR FRENCHFORT ROAD, ORANMORE - COUNCILLOR MICHAEL FAHY.

The following written reply was given to Councillor Fahy.

"At present the laying of a group scheme is in progress on the Frenchfort road and the responsibility of keeping this section of road clean and temporarily restoring the trench rests with the group. Final restoration will be carried out by the County Council in due course"

- 2627 - THAT GALWAY COUNTY COUNCIL CLEAN AND REPAIR THE ROAD LEADING TO JOHN LANE'S HOUSE, CAHERDEVANE, CRAUGHWELL - MOTION BY COUNCILLOR MICHAEL FAHY.

The following written reply was given to Councillor Fahy.

"The problem here has been caused by farm machinery depositing dirt on to the roadway during the recent wet weather. The dirt has now become caked into the roadway with the advent of the cold weather. We are endeavouring to find out the name or names of the people responsible with a view to having them remove the dirt and clean up the roadway".

- 2628 - THAT GALWAY COUNTY COUNCIL TAKE OVER AND MAINTAIN SEWERAGE TREATMENT PLANT FOR LOCAL AUTHORITY HOUSES AT CLARENBRIDGE AND ALSO COUNTY COUNCIL REPAIR FOOTPATHS AT BACK OF DWELLINGHOUSES - MOTION BY COUNCILLOR MICHAEL FAHY.

The following written reply was given to Councillor Fahy.

"The communal Septic tank attached to Clarenbridge Housing Scheme is being maintained on a regular basis by Galway County Council.

Repairs to the footpaths referred to will be included in the County Council's work programme for 1989".

- 2629 - THAT GALWAY COUNTY COUNCIL HOLD A MEETING IN THE ARAN ISLANDS AS SOON AS POSSIBLE IN THE NEW YEAR. - MOTION BY SENATOR NIOCLAS O'CONCHUBHAIR.

This Motion was adjourned to the December Meeting.

- 2630 - THAT GALWAY COUNTY COUNCIL REPAIR THE FOOTPATH IN ROUNDSTONE VILLAGE - MOTION BY SENATOR NIOCLAS O'CONCHUBHAIR.

The following written reply was given to Senator N. O'Conchubhair.

"A sum of £10,00 would facilitate the repair of a significant area of footpath in Roundstone.

A special allocation is required for this work and it is considered suitable for a Notice of Motion Scheme."

- 2631 - THAT GALWAY COUNTY COUNCIL WIDEN THE ROAD FROM BEALADANGAN BRIDGE TO JOHN O'TOOLE'S BAR, ANNAGHAVANE - SENATOR N. O'CONCHUBHAIR.

The following written reply was given to Senator N. O'Conchubhair.

"The road referred to is C.R. No. 53 and the stretch in question extends over a reverse or 'S' bend. The section between the bends measures 200 m approximately. Improvement of the bends is impractical due to the location of O'Toole's Bar at one extremity and Bealadangan Bridge at the other. Widening of the road between the bends, involving land acquisition and construction of new walls is estimated to cost £10,000 and is likely to encourage increased traffic speeds and create a traffic hazard.

There are not funds available to carry out the works. A further detailed survey is required to determine how road widening works can be carried out without creating a new traffic hazard".

- 2632 - IN A RECENT NOTICE OF MOTION, I WAS INFORMED THAT THIS COUNCIL WOULD DIG HOLES ON LAND AT LETTERMORENACOILE FOR A PROPOSED EXTENSION TO BURIAL GROUND. WHAT IS THE REASON THAT THIS WORK DID NOT TAKE PLACE? - MOTION BY COUNCILLOR THOMAS WELBY.

The following written reply was given to Councillor Welby.

"The proposed extension of Lettermorenacoile burial ground is on commonage and the Council has been advised by the Law Agent that the tenants in common must be notified as to the Council's intention to enter the land and dig trial holes - the Council has the names of the tenants but not their addresses. Once the addresses are compiled and the tenants notified and barring objections the trial holes will be dug".

- 2633 - WHAT IS THE PRESENT POSITION REGARDING THE HIGH CASHEL BURIAL GROUND EXTENSION - MOTION BY COUNCILLOR THOMAS WELBY.

The following written reply was given to Councillor Welby.

"Mr. Canavan, Tuam agreed to sell land to Galway County Council for the proposed extension to High Cashel Burial Ground and nominated his Solicitor for transfer purposes.

Communicating by telephone and letter with Mr. Canavan and his Solicitor has proven difficult to say the least and every effort is being made by the Council to conclude transfer".

- 2634 - THAT THIS COUNCIL CUT ROADSIDE HEDGES OR OTHERWISE REQUEST THE LAND OWNERS TO HAVE THEM CUT, IN THE PUBLIC INTEREST - MOTION BY COUNCILLOR THOMAS WELBY.

The following written reply was given to Councillor Welby.

"Roadside hedges are cut on a very limited basis only, due to the lack of resources available to the Council for this type of work.

The serving of Notices on all landowners would be a sizeable administrative task and the enforcement of requirements would absorb additional resources.

The Council will consider the issue of notices in cases where the issue of same is considered to be appropriate".

- 2635 - THAT MONEY BE PROVIDED IN ESTIMATES FOR CONSTRUCTION OF FOOTPATHS BETWEEN CROSS AND PRIMARY SCHOOL IN KILCONNELL - MOTION BY COUNCILLORS J. BRENNAN, J. JOYCE, J. CALLANAN, AND DEPUTY M. P. KITT.

This Motion was deferred to the December Meeting

- 2636 - VOTES OF SYMPATHY.

Resolutions of Sympathy were passed with the following:

Mrs. Norah Varley, Dooras Cornamona on the death of her Husband, Martin (Snr).
Mr. James Mulrooney, Tully West, Ballygar on the death of his Mother.

THE MEETING THEN TERMINATED.

Submitted, Approved & Confirmed

Patrick Finlay
Chairman.

Date: 19th December 1988.

COMHAIRLE CHONTAE NA GAILLIMHE.

(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

2u la Nollaig, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara,

Iarrtar ort leis seo bheith i lathair ag cruinniú speisialta de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimhe, De h-Aoine, an 9u la Nollaig, 1988 ar a 3.00 a chlog sa trathnóna.

Mise, le meas,

E. O'GLIASAIN,
RUNAI.

A G E N D A

Resolutions under Section 4 of the City and County Management (Amendment) Act, 1955:

1. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Planning Permission to Miceal O Flatharta for erection of a dwellinghouse at Dare Fhearta Beg, Cheathru Rua, Co. na Gaillimhe - Planning Ref. No. 57375.

N. O'Conchubhair. P. O'Tuathail. T. Welby.

2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Planning Permission to P. J. O Cualain for erection of a dwellinghouse at Clynagh, Carraroe - Planning Ref No. 57864.

N. O'Conchubhair. P. O'Tuathail. T. Welby.

3. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Planning Permission to Mr. Edward Sweeney for dwellinghouse and Septic Tank at Ballinduff - Planning Ref. No. 57525.

P. McHugh. T. Welby. M. Kitt.

OTHER BUSINESS.

4. Sale of houses to the following tenants in accordance with Section 90 of the Housing Act, 1966 as amended - Section 83 Notices dated 17th November, 1988 and 18th November, 1988 refer:-

- Mr. Christy Pender, Newgrove, Kilreekil.
- Anthony & Winifred Dunne, Ballyglass, Kilconnell.
- Michael Bane, Kilmeen, Loughrea.
- Anthony and Ann Madden, Fohenagh, Ahascragh.
- John & Christina Hyland, Cloonluane, Renvyle.
- Mary Nolan, Knock, Hillsbrook.
- Michael and Noleen McCormack, 7, St. Laurencefields, Loughrea.
- Patrick and Mary Jordan, 34, Parkmore, Tuam.
- Martin and Sheila Carr, Moneymore West, Oranmore.
- Francis and Sarah Nevin, Muingbaun, Ballycrissane.
- George and Rita Bayliss, 19, St. Laurencefields, Loughrea.
- Joseph and Marieta Fallon, 14, New Estate, Clarinbridge, Co. Galway.
- James and Rita Gleeson, Ballyboy, Tuam.
- William and Mary Jordan, Baranna, Corrandulla.

Contd/...

- Thomas and Anne Quinn, 51, Fairyhill, Portumna.
- Vincent and Mary O'Brien, 7, St. Josephs Park, Killimor.
- Patrick and Mary Higgins, Sconce, Lettermore.
- Frank Joyce, Kilbricken, Rosmuc, Co. Galway.
- Gerard and Maura Wade, 6, Pollroebuck, Loughrea.
- Patrick and Noreen Fahy, 78, Pollroebuck, Loughrea.
- Gerard and Teresa Manning, 65, Pollroebuck, Loughrea.
- Patricia Donnellan, Carrowmanagh, Dunmore.
- Patrick and Nora Maher, 4, Pollroebuck, Loughrea.
- John and Bernadette Kelly, Turla, Ballymoe.
- Terence and Vera Plower, 75, St. Laurencefields, Loughrea.
- Anthony Casey, 27, Fahy Gardens, Loughrea.
- Felim and Nerina Burke, Gardenblake Commons, Peterswell.
- Frances Donnellan, Kill, Clontuskert, Ballinasloe.
- John and Jane Quinn, Chapel Park, Clontuskert, Ballinasloe.
- Thomas Fahey, Rushlake, Woodlawn, Ballinasloe.

- 5. Planning Application No. 55022 - Michael Molloy - Copy of Law Agent's Letter dated 14th November, 1988 attached.
- 6. Report on Ballinastack Bridge on Loughrea/Woodford Road.
- 7. Caltraduff/Muckloon/Derryfadda Group Water Supply Scheme.
- 8. Letter from County Galway V.E.C., regarding Petersburg Outdoor Education Centre.
- 9. Malicious Injury Decrees for November - List already circulated.

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

DLÍODÓR CHONTAE:
TOMÁS I. Ó DONNCHADHA,
CÚIRT BHARR CHALAIHDH,
BARR AN CHALAIHDH,
GAILLIMH.

MOTHAG VR/MC/P.1a
My Ref.
DO THAG DB/Pr.22819 & 55022
Your Ref.



Fax 65817

Law Agent:
Thomas J. O'Donoghue
Exec. Solr.:
Vivian Raine,
Woodquay Court,
Woodquay,
Galway.
Tel. Ph. (091) 63151
Ext. 701 & 707.

9th September, 1988

COUNTY SECRETARY

Re: Application for Permission by Michael Molloy

A Chara,

I refer to the Law Agent's advise dated the 14th June, 1988 relative to the above, where he recommends that the Section 4 Resolution passed by the Councillors herein should not be implemented subject to the two conditions mentioned in the ultimate paragraph of his letter.

I understand that since that meeting, a copy of a letter dated the 15th November, 1977 from the County Council to Messrs. Patrick Rooney and Associates who represented a previous Planning Applicant, Sean Lydon, was handed to the Law Agent during a Council meeting on the 22nd August, 1988. This letter approves of a sewage treatment plant serving the development described as a Fishing Tavern at the same location as the present application subject to three conditions listed therein. That letter was written following a decision by the Minister for Local Government to grant permission for Sean Lydon's development on appeal. The Grant on appeal dated the 11th March, 1977 stipulated that proposals for sewage treatment and disposal of effluent should be submitted to and agreed with the Planning Authority or determined by the Minister for Local Government in the event of disagreement, before the development would be commenced.

The question to be addressed is why the Planning Authority now consider it impossible to entertain a Sewage Treatment Plant for a single house, when, eleven years ago, they might have appeared

Cont/.....

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

DLÍODÓR CHONTAE:
TOMÁS I. Ó DONNCHADHA,
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- 2 -

satisfied to accept a Sewage Treatment Plant which was designed to serve a considerably larger volume of effluent than would now be contemplated. I am assuming that the two Plants would be similar in operation, save that the Plant considered in 1977 would have a far greater capacity.

It should firstly be borne in mind that in the letter of the 15th November, 1977, the Planning Authority expressed no objection to the drainage system proposed in the context of a decision having been made by the Minister for Local Government to grant permission for the development. It is clear that the Planning Authority were at all times opposed to the development, and this opposition and the grounds for opposition remain the same now. In that letter of the 15th November, 1977, the Planning Authority stipulated three conditions which may or may not have been capable of implementation by the Developer. That Development was not proceeded with, and subsequently lapsed.

The present application by Mr. Molloy was considered, as are all cases, on its merits, and the proposed method of disposal of effluent was considered by all the relevant experts, and rejected as unacceptable for the reasons given in the decision to refuse permission dated the 14th June, 1988.

The production to the Officials of the County Council of the letter dated the 15th November, 1977, does not in my view, alter the situation materially, and is not, it seems to me a reason for reconsidering any decisions already made in this Planning Application. The attitude of the Planning Authority has at all times been consistent, and in both applications, namely the application for the Fishing Tavern in 1976, and the application for a Dwellinghouse by Mr. Molloy, the County Council experts were opposed to a development on this property for the reasons already given. The conditional agreement to the drainage system referred to in the letter of the 15th November, 1977 was subject to limiting conditions which, as indicated earlier, may or may not have been capable of being complied with.

The present application was considered in the ordinary way, and a decision to refuse was made.

I am returning herewith both your files.

Mise, le meas,

COMHAIRLE CHONTAE NA GAILLIMHE
GALWAY COUNTY COUNCIL

DLÍODÓR CHONTAE:
TOMÁS I. Ó DONNCHADHA,
CUIRT BHARR CHALAIHDH,
BARR AN CHALAIHDH,
GAILLIMH.

MOTHAG
My Ref. TJO'D.LD P.1(a)
DO THAG
Your Ref. DB.PR. 22819 & 55022



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Ext. 701 & 707.

14th November, 1988

COUNTY SECRETARY

RE: Application for Permission by Michael Molloy

A Chara,

I would refer to the above matter and to an advice sent by Mrs. Raine, Solicitor dated the 9th of September, 1988 re the above. I would refer to the second paragraph in page 2 of the said letter. I would agree with the comments made therein namely that this letter was written at the time and the context of a permission already granted by the Minister for Local Government. The County Council did not grant a permission at the time as a result of that letter. It would appear, therefore, that the context in which that letter was written is relevant in that it was not submitted with the Planning Application and the County Council did not grant Permission on foot of it.

On this basis, therefore, had this letter been available to the Council when it was considering the current application, it would have been a matter for the Council to decide whether it would have cured the position regarding the disposal of effluent or not. I understand that the technical officers of the County Council would report that they would not have been satisfied.

It must also be borne in mind, and this is a very important consideration, that the Water Pollution Act, 1977 had not come into force when this letter was written. If it had it would appear to me that a completely different influence would have been brought to bear in the County Council which they have to consider now but which they did not have to consider then and which would have made a considerable difference to any decision they might have made in relation to that letter.

Mise, le meas,

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY ON 9TH DECEMBER, 1988.

IN THE CHAIR : Councillor P. Finnegan

ALSO PRESENT:

Members : As recorded in the Attendance Book

Councillors J. Callanan, M. Fahy, F. Glynn, Sen. T. Hussey
Councillors J. Joyce, M. Killilea, Dep. M. Kitt, Cllrs.
J. Lambert, M. Loughnane, Sen. P. McCormack, Cllrs J.
McDonagh, P. McHugh, J. Mannion, J. Molloy, M. Mullins,
Sen. N. O'Conchubhair, Councillors M. O'Morain, P.
O'Tuathail, P. Raftery, M. Ryan, T. Walsh and T. Welby.

Officials: Messrs S. Keating, County Manager; J. Crotty, Deputy
County Engineer; T. O'Donoghue, Law Agent; J. Howlett,
Asst. County Manager, L. Kavanagh, S.E.E., D. Barrett,
Senior Staff Officer and T. Kavanagh, Acting County
Secretary.

The Opening Prayer was recited.

2637 - RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY MANAGEMENT (AMENDMENT) ACT,
1955 - PLANNING APPLICATION NUMBER 57375 - APPLICANT: Michael O Flatharta.

The County Manager submitted the following report, a copy of which had been circulated to each Member of the Council.

"Location

The site is located off the Carraroe-Bealadangan Road approximately 1.1 miles north of Carraroe.

Planning History

No previous planning history.

Planning Contributions

The site is located in an area which is listed in the County Development Plan as being of Outstanding Scenic Amenity. The proposed dwellinghouse with its gabled front elevation is in direct contravention of the County Development Plan Chapter 24.1 (VI). There have been a number of consultations with applicant and Cllr. N. O'Conchubhair regarding proposed house design and they were advised that a conventional type bungalow or dormer type bungalow would be accepted.

Recommendation

Refusal is recommended as follows:

The site is located in an area which is listed in the County Development Plan as being of outstanding scenic amenity and the proposed house by reason of its design would be injurious to the amenities of the area. In addition the proposed house design would be in contravention of the County Development Plan (Ch. 24.1 VI) and Chapter 26.1(III) which seeks to ensure that new development is in character with and assimilates into its surroundings."

The resolution set out on the Agenda was proposed by Senator O'Conchubhair. He said the applicant had come back from America and wished to build a house. The only objection which the Council raised was in relation to the house type but the applicant and his wife wanted to build this particular type of house. He said it would not be seen directly from the County Road and there were similar houses to it build in Carraroe already. Cuidigh an Comhairleoir O'Tuathail leis an run. Dúirt se nach mbeadh an teach i gcoinne taitheamhacht radhairce na h-aite.

Mr. L. Kavanagh stated that the Council had no objection in principle to the erection of a dwellinghouse on the site by the applicant. The site was in an area of scenic amenity and the planning department tried to persuade applicants to build houses which are in character with and can be assimilated into the surroundings. The proposed house had the gable facing the road with a veranda in front and would be completely out of character. The booklet issued by Bord Failte referred specifically to the unsuitability of such house designs.

Councillor O'Morain said that applicants could not be expected to build thatched cottages with small windows and that he was not happy with the recommendations of Bord Failte. The County Manager said that the planning staff had tried to get agreement on a suitable type of house design but the applicant was not prepared to change. He said that the planning staff should be supported in their efforts to try and achieve suitable designs in sensitive areas. He said that there was plenty of scope to alter the design if the applicant would come in and discuss it with the Officials who would not be too restrictive. Councillor Brennan proposed that the application be deferred but Senator O'Conchubhair said that he wanted the Council to make a decision on it.

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

FOR : Councillors J. Callanan, P. Finnegan, Sen. T. Hussey, Councillors J. Joyce, M. Killilea, Dep. M. Kitt, Sen. P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Sen. N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery and T. Welby. (16)

AGAINST: None.

Councillors J. Brennan, J. Lambert, M. Mullins and M. Ryan abstained. The Chairman declared the resolution carried.

2638 - RESOLUTION UNDER SECTION 4 OF THE CITY & COUNTY MANAGEMENT (AMENDMENT) ACT 1955 - PLANNING APPLICATION NUMBER 57864 - APPLICANT: P. J. O'CUALAIN.

The County Manager submitted the following report, a copy of which had been circulated to each Member of the Council:

"Location

The site is located in the townland of Clynagh approximately 0.2 miles south of junction of Carraroe and Lettermore roads.

Planning History

Ref. No. 55417: Permission refused by the Planning Authority on the proposed site in April, 1988. Applicant P. J. Folan. Refusal on public health and scenic amenity grounds. Refusal upheld by An Bord Pleanala in September 1988 on scenic amenity grounds.

Planning Considerations

The site is located on a small promontary extending into Clynagh Bay. The proposed percolation area is within 100 ft. of the high water wash and therefore County Council minimum distances are not being and cannot be complied with on site.

The proposed site is also in an exposed location between the public road and the seashore in an area of Outstanding Scenic Amenity which has views of special amenity value. The dwellinghouse could not be satisfactorily assimilated into this landscape and would therefore be seriously injurious to the scenic amenities of the area.

There are 2 no. existing dwellinghouses on family lands immediately to the north. One of these apparently is unoccupied at present. Permission Ref. No. 53568 was granted on these lands in May 1987 to Michael O Cualain. These lands would appear to comprise almost 2 acres and could accommodate another dwellinghouse. There is also an alternative site on family lands on Bealadangan Rd.

Recommendation

1. The proposed development would be likely to give rise to a public health hazard because the site is located adjacent to the seashore and the County Council minimum distance requirements between percolation area and seashore cannot be met on site.

2. The development would seriously detract from the scenic amenities of the area because it would constitute an unduly obtrusive feature in an exposed landscape between the public road and the sea in an area of Outstanding Scenic Amenity with views of special amenity value. The development would not be capable of being assimilated into its surroundings and would, therefore, be contrary to the proper planning and development of the area."

The resolution as set out on the Agenda was proposed by Senator O'Conchubhair, and seconded by An Comhairleoir O'Tuathail.

Mr. Liam Kavanagh said that the Council's objection to the proposal was outlined in the report. He said that the Council was not disputing the second family house claim. He said the proposed site was on a small promontory extending into Clynagh Bay. It was an area of outstanding scenic amenity and the dwelling house could not be satisfactorily assimilated into the landscape. The house could be accommodated on family lands across the road to the north. He said the proposed percolation area was within 100 ft of the high water mark and therefore was not complying with the County Council minimum distance requirements.

Senator O'Conchubhair said that the applicant was one of five sons, each of whom was getting a site from their father. He said that An Bord Pleanala refused permission on scenic amenity grounds only. He said that the septic tank effluent should not cause any problem in the light of the fact that the effluent from Carraroe's sewerage scheme discharges into the Bay. Duirt an Comhairleoir O'Tuathail nach bhfuil go leor forbairt sa nGaeltacht agus go mbionn ar alan daoine dul ar imirce. Duirt se gur fhan an Iarrathoir seo sa bhaile agus gur mian leis teach a thogail. Duirt se go raibh an suiomh iséal agus gur thog an Comhairle Chontae tithe níos congarai don fharráige. Councillors Brennan and Ryan suggested that the applicant build on the other side of the road as suggested by the Planning Office. Senator O'Conchubhair said that the alternative site did not have water or electricity. Councillor O'Morain said that the landowner was giving five sites to his sons and he should not be asked to build a ghetto of five houses and should have a right to decide where the houses should be built.

The County Manager said he would have to advise the Council of the difficulties in relation to this application in view of the fact that it was refused before by the Council and by an Bord Pleanala on appeal and that he would have to refer it to the Council's Law Agent. Senator O'Conchubhair said that there was some development on the road already and he was surprised that it should be referred to the Law Agent. The County Manager replied that the law provided a planning application procedure together with an appeal procedure and that the present application had gone through the full system and had been rejected. If the Section 4 resolution was now passed, he said that he would have to seek the advice of the Law Agent.

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

FOR : Councillor J. Callanan, Councillors M. Fahy, P. Finnegan, Sen. T. Hussey, Councillors J. Joyce, M. Killilea, Dep. M. Kitt, Cllrs. P. McHugh, J. Mannion, J. Molloy, Sen. N. O'Conchubhair, Cllrs. M. O'Morain, P. O'Tuathail, T. Welby. (14)

AGAINST : Councillor J. Brennan

Councillors F. Glynn, J. Lambert and M. Ryan abstained.

The Chairman declared the resolution carried.

2639 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 57525 - APPLICANT: EDWARD SWEENEY:

The following report which had been circulated to each Member was submitted by the County Manager:

"LOCATION:

The proposed site is located on the Galway/Headford National Secondary Route approximately five miles south of Headford and where the maximum speed limit is in force.

PLANNING HISTORY:

- Ref. No. 10141: Outline Planning Permission for a dwellinghouse on a larger site which included the proposed site was refused in 1971 to Mr. M. Flaherty.
- Ref. No. 28525: Outline Planning Permission for two dwellinghouses on a larger site which included the proposed site was refused by the Planning Authority and An Bord Pleanala in 1978. Applicant: S. Molloy.
- Ref. No. 31582: Planning Permission was granted on the proposed site in 1979 to Mr. S. Molloy on the basis of a Section 4 Motion.
- Ref. No. 57016: Outline Planning Permission was refused for a dwellinghouse on the site in 1988. Applicant: Mrs. R. Molloy

CONSIDERATION:

The proposed site is located on the National Secondary Route where the maximum speed limit pertains. An essential housing need has not been claimed and no details of mitigating circumstances have been offered as to why this planning permission should be granted.

RECOMMENDATION:

1. The proposed development would endanger public safety by reason of a traffic hazard because the site is located on a heavily trafficked section of the National Secondary Road where the maximum speed limit applies and the traffic movements generated by the development would interfere with the safety and free flow of traffic on the road. In addition, the development would militate against the objectives of the Planning Authority to:-
 - (a) preserve the level of service and carrying capacity of the road so that it can fulfill its function as a through road for heavy traffic;
 - (b) protect the public investment in National road network.
2. The proposed development would contravene the County Development Plan (Chapter 25, Table 25(b) which limits development along this road to particular categories of essential housing need which need does not apply in this case."

The resolution set out on the Agenda was proposed by Councillor McHugh. He said that the applicant was a nephew of the late Mr. S. Molloy and Mrs. Molloy was trying to sort out the family affairs. He said that there was a previous Planning Permission on the site and that the site was not for sale. The resolution was seconded by Deputy Kitt.

Mr. Liam Kavanagh stated that the proposed site was located on the Galway/Headford National Secondary Route where Class 11 restriction applies. He said that an essential housing need had not been claimed. Councillor McHugh said that the applicant had not filled out the form properly and did not appreciate the importance of that.

The County Manager said that the application form showed the applicant as a prospective buyer of the site. Councillor Mannion proposed that a decision be deferred as there seemed to be some conflict of information. It was agreed to defer a decision to the January Meeting.

2640 - VOTE OF SYMPATHY:

Councillor Killilea (MEP) proposed a vote of sympathy to Brian Callagy on the recent death of his father. All the Members and the County Manager joined in the expression of sympathy.

2641 - SALE OF HOUSES:

It was proposed by Deputy Kitt, seconded by Councillor Joyce and agreed

"That Galway County Council hereby approve the sale to the following tenants of the houses occupied by them in accordance with the terms of Notices dated 17th November, 1988, and 18th November, 1988, under Section 83 of the Local Government Act, 1946, and Section 90 of the Housing Act, 1966, as amended by Section 4 of the Landlord and Tenant (Ground Rents) Act, 1978, which had been circulated to each Member of the Council:

Mr. Christy Pender, Newgrove, Kilreekil.
 Anthony & Winifred Dunne, Ballyglass, Kilconnell.
 Michael Bane, Kilmeen, Loughrea.
 Anthony and Ann Madden, Fohenagh, Ahascragh.
 John & Christina Hyland, Cloonluane, Renvyle.
 Mary Nolan, Knock, Hillsbrook.
 Michael and Noeleen McCormack, 7 St. Laurencefields, Loughrea.
 Patrick and Mary Jordan, 34 Parkmore, Tuam.
 Martin and Sheila Carr, Moneymore West, Oranmore.
 Francis and Sarah Nevin, Muingbaun, Ballycrissane.
 George and Rita Bayliss, 19 St. Laurencefields, Loughrea.
 Joseph and Marieta Fallon, 14 New Estate, Clarinbridge.
 James and Rita Gleeson, Ballyboy, Tuam.
 William and Mary Jordan, Baranna, Corrandulla.
 Thomas and Anne Quinn, 51 Fairyhill, Portumna.
 Vincent and Mary O'Brien, 7 St. Joseph's Park, Killimor.
 Patrick and Mary Higgins, Sconce, Lettermore.
 Frank Joyce, Kilbricken, Rosmuc.
 Gerard and Maura Wade, 6 Pollroebuck, Loughrea.
 Patrick and Noreen Fahy, 78 Pollroebuck, Loughrea.
 Gerard and Teresa Manning, 65 Pollroebuck, Loughrea.
 Patricia Donnellan, Carrowmanagh, Dunmore.
 Patrick and Nora Maher, 4 Pollroebuck, Loughrea.
 John and Bernadette Kelly, Turla, Ballymoe.
 Terence and Vera Plower, 75 St. Laurencefields, Loughrea.
 Anthony Casey, 27 Fahy Gardens, Loughrea.
 Felim and Nerina Burke, Gardenlake Commons, Peterswell.
 Frances Donnellan, Kill, Clontuskert, Ballinasloe.
 John and Jane Quinn, Chapel Park, Clontuskert, Ballinasloe.
 Thomas Fahey, Rushlake, Woodlawn, Ballinasloe."

Mr. Howlett reminded the Members that the scheme expired on the 31st December, 1988, and that there would be no extension of that date and that the terms would not be extended to other schemes.

2642 - PLANNING APPLICATION NO. 55022 - MICHAEL MOLLOY:

Councillor Mannion asked that this matter be deferred to the next Planning Meeting and this was agreed.

Mr. O'Donoghue, Law Agent, informed the Members that in the case of another Section 4 Resolution (Flanagan) which the County Manager did not implement, the applicant had applied for a judicial review. Mr. O'Donoghue said that another judicial review case was before the Supreme Court recently and the Supreme Court reserved its judgement. When the Judgement issues, it could resolve some of our problems and be of assistance in the future.

Pending the issue of the Judgement by the Supreme Court, Mr. O'Donoghue said that the case against Galway County Council had been deferred but he wished to advise the Members of the situation.

2643 - BALLINSACK BRIDGE:

The Acting Secretary read the following report dated 23rd November, 1988, from the County Engineer regarding Ballinasack Bridge:

"A section of the parapet and spandrel walls on the above bridge collapsed on Friday 21st October, 1988.

The high water flows obviously contributed to the collapse.

The bridge is located on Regional Route R.351, the main Loughrea to Woodford Road and the road has been closed to traffic since this incident.

Rebuilding the fallen walls has commenced and is being carried out by the Area Engineer, Loughrea.

Before re-opening the road to normal traffic, it will be necessary to carry out further repairs to the bridge walls and arches.

This work involves guniting, grouting, installation of tie bars and is of a specialist nature. A contractor has been appointed to carry out this specialised repair work and payment will be made from the 1989 County Road Strengthening Grant as already proposed to the Council.

It is hoped to have the work executed as soon as possible and have the bridge opened at the earliest date. The appointed Contractor is currently working on three bridges in Connemara and the works are almost completed. He will immediately move to Ballinasack Bridge and the work will take approximately 4 weeks."

Councillor Loughnane and Deputy Kitt welcomed the report and asked that adequate signposting be provided.

2644 - CALTRADUFF/MUCKLOON/DERRYFADDA GROUP WATER SUPPLY SCHEME:

The Acting Secretary stated that this Group Water Supply Scheme consisted of 68 domestic and 55 farm connections. The total daily requirement for the Group was 22,000 gallons. The group sought a supply of water from Roscommon County Council. Roscommon County Council have indicated that they are prepared to make the required amount of water available at a cost of £1.50 per 1,000 gallons. The group scheme are seeking an arrangement with Galway County Council whereby the Council would pay the full cost of the water to Roscommon County Council and then collect water charges from the group at the reduced rates applicable to group water supply schemes. This would result in a substantial shortfall to the Council's funds.

The County Manager said that there was no provision in the Estimates for subsidising this scheme and there was also no mechanism for controlling the amount of water to be used. If there were leaks or wastage in the scheme, the Council would end up paying for it. Some method would have to be found for controlling the supply. The Council could not enter into an open ended commitment and the group would have to agree to pay for water used in excess of 22,000 gallons.

Deputy Kitt said that the rate being charged by Roscommon County Council was very high and the scheme would work out very expensive for the members of the group. He said it was the only group that would not qualify for the 10 year reduction in charges, and that a scheme being supplied from Mayo County Council did qualify for the reduced rates. He understood the cost to the Council would be in the region of £9,000 per annum. The County Manager said that no provision had been made in the Estimates for this sum and that the figure could be much higher if there was no control on the water usage. Mr. Howlett said that the supply of water for this scheme was working out very expensive.

He had approached Roscommon County Council with a view to getting a reduction in the charge but without success. Councillor Joyce supported Deputy Kitt in providing assistance for the Group Scheme. He said it was in a very remote area and the group would probably have pumping costs as well as the water charges and the Council should take this into consideration. The County Manager said that he would re-examine the proposal to see if a solution could be found, bearing in mind the Council's financial resources.

Rinne an Comhairleoir O'Tuathail tagairt do Sceim Uisce Poibli Leitirmoir/Tir an Fhia. He said that due to the lack of pressure, at least 20 or 30 houses on high ground had no water at times. He asked that the matter be investigated.

2645 - PETERSBURGH OUTDOOR EDUCATION CENTRE:

A letter was received from the County Galway Vocational Education Committee saying that it was setting up a Board of Management in the near future for Petersburg Outdoor Education Centre, and inviting the Council to nominate a Member as a Candidate for election to the Board of Management.

The County Manager said that this proposal could not involve the Council in any expenditure and the Council should consider whether or not it should make a nomination. Councillor Brennan said that he did not think the proposal would commit the Council to any expenditure. Senator Hussey proposed that the matter be deferred. This was seconded by Deputy Kitt and agreed.

2646 - MALICIOUS INJURY DECREES:

The list of Malicious Injury Decrees circulated with Item 9 on the Agenda were noted.

THE MEETING THEN TERMINATED

Submitted, approved and confirmed:

Patrick Finnegan
CHAIRMAN

27th February 1989
DATE

COMHAIRLE CHONTAE NA GAILLIMHE

(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

13u la Nollag, 1988.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 19u la Nollag, 1988, ar a 3.30 a chlog sa trathnona.

Mise, le meas,

E. O'GLIASAIN,
RUNAI.

A G E N D A

1. Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:

"That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Planning Permission to Liam Coyne for the erection of a dwellinghouse and septic tank at Cregg, Oughterard. - Planning Ref. No. 56002."

Thomas Welby. John Molloy. Mark Killilea.

2. Consideration of Minutes of the following Meetings of the Council:

- (a) Adjourned Estimates Meeting held on 18th November, 1988.
- (b) Adjourned Estimates Meeting held on 25th November, 1988.
- (c) Monthly Meeting held on 28th November, 1988.

3. Disposal of houses to the following tenants in accordance with Section 90 of the Housing Act, 1966, as amended - Section 83 Notices dated 7th December, 1988, already circulated refer:-

Patrick & Maureen Glynn, Ballynahowna, Peterswell, Co. Galway.
Gerard & Carmel Sullivan, 13 St. Laurencesfields, Loughrea, Co. Galway.
Denis & Rose Cronin, Carnaun, Athenry, Co. Galway.
Edmund & Brid O'Leary, Kilroe East, Inverin, Co. Galway.
Michael & Mary Walsh, Derryooper, Woodford, Co. Galway.
James O'Brien, Killoughter, Carrowbrowne, Co. Galway.
James Rabbitte, Cloonascragh, Lavally, Tuam, Co. Galway.
Thomas McCabe, Shrulegrove, Caherlistrane, Co. Galway.
Mrs. Nuala Duffy, Kilskeagh, Athenry, Co. Galway.
Michael & Kathy Connolly, Ballyglass, Turloughmore, Co. Galway.
Gerard & Anne Steed, 5 New Estate, Headford, Co. Galway.
Paul & Marian Kelly, 69 Parkmore, Tuam, Co. Galway.
Augustine & Carmel O'Rourke, 59 Pollroebuck, Loughrea, Co. Galway.
J.J. & Bernadette O'Reilly, 36, Crowe Street, Gort, Co. Galway.
John & Eileen McNeive, Cloonrane, Ballindine, Co. Galway.
James & Deirdre Malone, Ballinderry, Kilconnell, Ballinasloe, Co. Galway.
John & Bernadette Hoban, 23 Cloughbrack, Eyrecourt, Co. Galway.
Patrick & Delia Audley, Park, Roscahill, Co. Galway.

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Mrs. Ellen Clarke, Cregg, Craughwell, Co. Galway.
Joseph & Nora O'Rourke, Cullenagh, Kylebrack, Loughrea, Co. Galway.
Michael & Helen Mannion, Knockaundarragh, Kylebrack, Loughrea, Co. Galway.
Michael & Bernie Sweeney, Killeenaran, Kilcolgan, Co. Galway.
Patrick & Philomena Burke, Cloonboo, Corrandulla, Co. Galway.
Joseph & Rose O'Connor, 11 Convent Road, Kinvara, Co. Galway.
Thomas & Bernadette Mitchell, 13 Clarinbridge, Co. Galway.
John Barrett, 41 Pollroebuck, Loughrea, Co. Galway.
Mrs. Margaret Martin, Baunyknave, Kylebrack, Loughrea, Co. Galway.
John & Mary Burke, Parkroe, Flaskaghmore, Dunmore, Co. Galway.
Sean & Martina Rattigan, Corlacken, Creggs, Co. Galway.
Michael & Barbara Flaherty, Allnabroon, Kilkerrin, Connemara, Co. Galway.
Mary & Bill Waldron, Cathill, Dunmore, Co. Galway.
Padraic & Carmel Conneely, 17 Tullyvoheen, Clifden, Co. Galway.
Patrick & Christina Mawn, 40 St. Joseph's Park, Tuam, Co. Galway.
Brendan & Kathleen O'Reilly, 22 Tullyvoheen, Clifden, Co. Galway.
Edward & Peter Caulfield, Farnaun, Peterswell, Co. Galway.
William & Stella Howard, 11 New Estate, Headford, Co. Galway.
Peter & Sara Smith, 38 Tullyvoheen, Clifden, Co. Galway.

4. Refurbishment of Local Authority houses owned by Tuam Town Commissioners at Gilmartin Road, Tuam.
5. Declaration of Roads to be public roads - list attached.
6. Election of representative of the Council on the Governing Body of University College, Galway, for period commencing 1st February, 1989.
7. Malicious Injuries Decrees - list attached.
8. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION(a) Adjourned from previous Meeting:COUNCILLOR JAMES JOYCE: - I will propose:

9. That this Council affiliate to the European Council for the village and small town and include funding for this purpose in the Annual Estimates.

SENATOR NIOCLAS O'CONCHUBHAIR: - I will propose:

10. That Galway County Council hold a Meeting in the Aran Islands as soon as possible in the New Year.

COUNCILLORS J. BRENNAN, J. JOYCE, J. CALLANAN, AND DEPUTY M. KITT:
- I will propose:

11. That money be provided in the Estimates for construction of footpath between Cross and Primary School in Kilconnell.

(b) Other Motions received:COUNCILLOR JARLATH McDONAGH: - I will propose:

12. That Galway County Council carry out inspection with a view to improving sight distance at Annagh Cross. (Details supplied).
13. That Galway County Council have limited road repairs carried out at Annagh. (Details supplied).
14. That the County Council have public light pole placed in a safe position at Claregalway before it causes a serious fatal accident. (Details supplied).

COUNCILLOR JAMES JOYCE: - I will propose:

15. That a survey be carried out of all the road signs in the Eyrecourt, Fahy, Laurencetown, Kiltormer, Clontuskert, Killoran Parishes with a view to repairing or replacing all those that are broken, rusted or fallen down.
16. That a light be erected at the gate of the County Council Pound in Ballinasloe to help stop the damage being done to it.
17. That the new Regional Body (Galway, Mayo, Roscommon) bring to the notice of the Government the need to have a major Development Plan for the River Shannon Basin and especially that part of it from Lough Allen to Lough Derg which bound our region.

DEPUTY ROBERT MOLLOY: - I will propose:

18. That Galway County Council provide a pedestrian crossing for the safety of pedestrians particularly school children at The Square, Headford, Co. Galway.
19. That Galway County Council arrange for fire fighting equipment to be made available at Headford, Co. Galway.
20. That the County Engineer indicate whether he is satisfied with the quality of the effluent being discharged into Lough Corrib at Mount Ross from the Headford Public Sewerage Scheme, and if not, what action he proposes to take.

COUNCILLOR PADDY McHUGH: - I will propose:

21. That Galway County Council organise a Social Employment Scheme to carry out development works at Lough Hackett, Caherlistrane, to include provision of slipways, development of a gravelled access way, an enclosed bathing area, seating and landscaping.

COUNCILLOR PADDY McHUGH (Continued):

22. That Galway County Council -

- (a) Give a report on the adequacy of the Headford Sewerage Treatment Plant to serve the present day needs of the town.
- (b) Outline what emergency steps are to be taken to eliminate the pollution being caused due to the inadequacy of the Plant to handle the present loading.
- (c) Provide me with results of the tests carried out to determine the pollution levels caused by the inferior Treatment Plant.
- (d) Outline the progress being made on the plans for provision of a new Treatment Plant and a timetable for the completion of the various stages.

DEPUTY NOEL TREACY: - I will propose:

23. That Galway County Council take immediate action in order to provide proper housing conditions for a person in County Galway, (details supplied), that the Council outline in detail their proposals whether they be total replacement of existing conditions or total repair of same or otherwise, that the date in which the necessary action will be taken be given and any other relevant information.

COUNCILLOR J. MANNION: - I will propose:

24. That the County Council utilise Social Employment Scheme to carry out badly needed improvement work at Clifden Cemetery.

COUNCILLOR TIARNAN WALSH: - I will propose:

25. That Galway County Council provide the following information. What progress has been made regarding Williamstown Sewerage Scheme since the acceptance of the revised Preliminary Report almost two years ago.
26. That Galway County Council carry out work urgently needed on approximately two miles of road at Gurteenbawn and Kilavoher near Dunmore.

COUNCILLOR JOE LAMBERT: - I will propose:

27. That public lighting be provided at Ballymana Church, Craughwell.
28. That a sign be erected indicating the end of hard shoulder at Craughwell Village.
29. That the camping site at Lisatunna, Gort, be fenced off.

COUNCILLOR T. WELBY: - I will propose:

30. That large signs be erected on both ends leading to Killanin National School indicating children crossing and also that consideration be given to the appointment of a School Warden as this school is on a National Secondary route. The parents and the teachers are very concerned at the speed that vehicles are driven at along this stretch of road and they fear for the children's safety.

SENATOR PADRAIC McCORMACK: - I will propose:

31. In view of the recent dumping of salmon at the County Council dump, I will ask what are the regulations and procedures to be adopted when dead fish are being dumped at Carrowbrowne, Headford Road. I will further ask for a report of an incident on the 23rd November, 1988, when a large consignment of fish was dumped there, apparently, without burial or treatment.
32. What is the present position re the proposed water scheme for Kiniska, Claregalway.

Name and Address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
Patrick O'Brien, Ballinamore Bridge, Ballinasloe, Co. Galway.	Damage to Vehicle	County at large	£500	£755.93

COMHAIRLE CHONTAE NA GAILLIMHE
(GALWAY COUNTY COUNCIL)

DECLARATION OF ROADS TO BE PUBLIC ROADS

Notice is hereby given that Galway County Council at a Meeting to be held not less than one month from the date of this Notice will consider the making of a declaration that the following roads shall be Public Roads.

Area	From	To	Metres
Miltown	R. 328 in Townland of Cloonkeen Oughter	G. Higgins House in Townland of Cloonkeen Oughter	230
Mountbellew	Dangan Beg	South eastwards towards Cloonkeen Abbert	553
Gort	C.R. 358 in Townland of Drummin	P. J. Moylan's in Townland of Drummin	275
Miltown	C.R. 268 in Townland of Castletogher	L. Finnegan's house in Townland of Castletogher	135
Gort	C.R. 358 in Townland of Drummin	J. J. Kilcooley's house in Townland of Drummin	25
Portumna	C.R. 575 in Townland of Graiguegown	M. Quinn's house	90
Gort	C.R. 373 in Townland of Rindifin	D. Connolly's house in Townland of Rindifin	268
Athenry	C.R. 188 in Townland of Ahapouleen	S. Niland's house in Townland of Ahapouleen	20

E. GLEESON, County Secretary

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 19TH DECEMBER, 1988.

IN THE CHAIR: Councillor P. Finnegan.

ALSO PRESENT:

Members: As recorded in Attendance Book.

Councillors J. Brennan, J. Burke, J. Callanan, Deputy F. Fahey, Councillor M. Fahy, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, Senator P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, M. Mullins, Senator N. O'Conchubhair, Councillors M. O'Morain, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh, and T. Welby.

Officials: Messrs. S. Keating, County Manager; J. Howlett, Assistant County Manager; P. Flood, County Engineer; L. Kavanagh, S.E.E. (Planning); E. Gleeson, County Secretary; T. Kavanagh, Administrative Officer; and D. Barrett, Senior Staff Officer.

The Opening Prayer was recited.

2647 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 56002 - APPLICANT: LIAM COYNE:

The resolution as set out on the Agenda was proposed by Councillor T. Welby and seconded by Councillor John Molloy. The County Manager submitted the following report, a copy of which had been circulated to each Member:

"LOCATION:

The site is located off the Shannafeistin Road, approximately west of Oughterard.

NO PLANNING HISTORY

PLANNING CONSIDERATIONS:

The site consists of extremely wet boggy soil with large drains crossing same. A trial hole inspected revealed the site to consist of waterlogged peat and is totally unsuitable for the reception and disposal of septic tank effluent even from a treatment plant. (See C.M.O.'s reports on the 9th June, 1988, and the 15th December, 1988.) The house does not come within any of the special categories of housing need outlined in the Development Plan.

RECOMMENDATION:

The proposed development would be likely to give rise to a serious public health hazard as the site is extremely wet consisting of waterlogged peat and a trial hole inspection revealed the site to be unsuitable for the reception and disposal of domestic effluent."

The County Engineer stated that there were serious objections to the proposed site as it could not accommodate a septic tank. He stated that the Western Health Board had indicated that the proposed development would give rise to a serious public health hazard as the conditions were totally unsuitable for the reception and disposal of domestic effluent even from any form of Treatment Plant. The County Engineer stated that no percolation could be provided in what was a waterlogged area.

Councillor T. Welby stated that he had been told by the applicant and the applicant's Engineer that suitable material could be imported for percolation purposes. Councillor Welby stated that Permission had also been granted

MONTHLY COUNCIL MEETING ON 19TH DECEMBER, 1988.

2.

for a new house which was a couple of hundred yards away from the site in question within the last five years and that the soil was of the same nature at that location.

The County Engineer stated that the importation of material into boggy ground would not improve percolation as the area involved was waterlogged. He had visited the site himself and he was satisfied that there would be no percolation possible as the ground was not suitable. In reply to Councillor Welby, who asked if the applicant had made any submissions regarding an alternative system, the County Engineer stated that the Health Board had reported that in any proposed system there would be effluent which could not be disposed of satisfactorily. Even if a proper standard of effluent was achieved, no dilution was possible. Councillor Joe Brennan stated that he was proposing that Planning Permission not be granted in view of the County Medical Officer's report. A vote taken for or against the resolution as set out on the Agenda resulted as follows:

FOR: Councillors J. Callanan, P. Finnegan, Senator T. Hussey, Deputy M. Kitt, Councillors P. McHugh, J. Mannion, M. O'Morain, P. Raftery, M. Ryan, and T. Welby. (10)

AGAINST: Councillor J. Brennan. (1)

Councillors J. Lambert and J. McDonagh abstained from voting.

The Council were informed that without prejudice to any other relevant requirements, it was necessary for the passing of a resolution under Section 4 of the City and County Management (Amendment) Act, 1955, that the number of Members of the Local Authority voting in favour of the resolution should exceed one third of the total number of Members of the Local Authority. In the case of Galway County Council, it was necessary that at least 11 Members should vote in favour of the Section 4 Resolution. As the number voting in favour of this Section 4 Resolution was only 10 Members and did not exceed one third of the total number of the Members of the Council, the Chairman declared that the resolution as set out on the Agenda had not been passed.

2648 - MINUTES:

On the proposition of Councillor Joe Brennan, seconded by Councillor Joe Callanan, the Minutes of the Adjourned Estimates Meeting held on the 18th November, 1988, were approved and signed by the Chairman.

On the proposition of Councillor J. McDonagh, seconded by Councillor J. Lambert, the Minutes of the Adjourned Estimates Meeting held on the 25th November, 1988, were approved and signed by the Chairman.

On the proposition of Councillor Michael Ryan, seconded by Senator Tom Hussey, the Minutes of the Monthly Meeting of the Council held on the 28th November, 1988, were approved and signed by the Chairman.

2649 - SALE OF HOUSES:

It was proposed by Councillor Joe Callanan, seconded by Councillor Joe Brennan, and agreed:

"That Galway County Council hereby approve the sale to the following tenants of the houses occupied by them in accordance with the terms of notices dated 7th December, 1988, under Section 83 of the Local Government Act, 1946, and Section 90 of the Housing Act, 1966, as amended by Section 4 of the Landlord and Tenant (Ground Rents) Act, 1978, which had been circulated to each Member of the Council:

Patrick & Maureen Glynn, Ballynahowna, Peterswell, Co. Galway.
Gerard & Carmel Sullivan, 13 St. Laurencesfields, Loughrea, Co. Galway.
Denis & Rose Cronin, Carnaun, Athenry, Co. Galway.
Edmund & Brid O'Leary, Kilroe East, Inverin, Co. Galway.
Michael & Mary Walsh, Derryooper, Woodford, Co. Galway.

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James O'Brien, Killoughter, Carrowbrowne, Co. Galway.
 James Rabbitte, Cloonascragh, Lavally, Tuam, Co. Galway.
 Thomas McCabe, Shrulegrove, Caherlistrane, Co. Galway.
 Mrs. Nuala Duffy, Kilskeagh, Athenry, Co. Galway.
 Michael & Kathy Connolly, Ballyglass, Turloughmore, Co. Galway.
 Gerard & Anne Steed, 5 New Estate, Headford, Co. Galway.
 Paul & Marian Kelly, 69 Parkmore, Tuam, Co. Galway.
 Augustine & Carmel O'Rourke, 59 Pollroebuck, Loughrea, Co. Galway.
 J.J. & Bernadette O'Reilly, 36 Crowe Street, Gort, Co. Galway.
 John & Eileen McNeive, Cloonrane, Ballindine, Co. Galway.
 James & Deirdre Malone, Ballinderry, Kilconnell, Ballinasloe.
 John & Bernadette Hoban, 23 Cloughbrack, Eyrecourt.
 Patrick & Delia Audley, Park, Roscahill, Co. Galway.
 Mrs. Ellen Clarke, Cregg, Craughwell.
 Joseph & Nora O'Rourke, Cullenagh, Kylebrack, Loughrea.
 Michael & Helen Mannion, Knockaundarragh, Kylebrack, Loughrea.
 Michael & Bernie Sweeney, Killeenaran, Kilcolgan.
 Patrick & Philomena Burke, Cloonboo, Corrandulla.
 Joseph & Rose O'Connor, 11 Convent Road, Kinvara.
 Thomas & Bernadette Mitchell, 13 Clarinbridge, Co. Galway.
 John Barrett, 41 Pollroebuck, Loughrea.
 Mrs. Margaret Martin, Baunyknave, Kylebrack, Loughrea.
 John & Mary Burke, Parkroe, Flaskaghmore, Dunmore.
 Sean & Martina Rattigan, Corlacken, Creggs.
 Michael & Barbara Flaherty, Allnabroon, Kilkerrin, Connemara.
 Mary & Bill Waldron, Cathill, Dunmore.
 Padraic & Carmel Conneely, 17 Tullyvoheen, Clifden.
 Patrick & Christina Mawn, 40 St. Joseph's Park, Tuam.
 Brendan & Kathleen O'Reilly, 22 Tullyvoheen, Clifden.
 Edward & Peter Caulfield, Farnaun, Peterswell.
 William & Stella Howard, 11 New Estate, Headford.
 Peter & Sara Smith, 38 Tullyvoheen, Clifden.

2650 - TENANT PURCHASE SCHEME, 1988:

Deputy Michael Kitt asked if tenants who purchased houses under the Scheme could subsequently sell their houses to improve their housing conditions. Mr. J. Howlett indicated that the terms of the scheme did not envisage speculation but were intended to place tenants in the ownership of their houses at low cost. The scheme was a once off scheme. He indicated that the Council approval would have to be sought to the subsequent sale by purchasers of any houses. The sale of the house would have to be to persons who would normally be in the category who would qualify for local authority housing and the seller could not render himself and his family in need of housing by selling the house involved.

Deputy Frank Fahey stated that the Council should emphasise through publicity that applications under the scheme should be lodged with the Council by the 31st December, 1988. Mr. J. Howlett indicated that tenants had been written to on three occasions. Tenants were written to initially informing them of the terms of the scheme, and two subsequent letters had been issued to each tenant giving them details of the purchase price in each case. Public advertisement regarding the scheme had also been made in the local press.

In reply to Deputy Fahey, Mr. Howlett stated that tenants would have to clear rent arrears before the sale of a house. The Council would be endeavouring to recover arrears of rent where income for rent purposes had not been submitted correctly. Each case would be considered on its merits.

Councillors J. Mannion and M. O'Morain enquired regarding the position of a widow who was the tenant of a house and who wished to purchase her house. They asked if a son's name could be accepted as a joint purchaser as the widow may not live for the entire repayment period. Mr. J. Howlett stated that sale of house must be to existing tenants in accordance with the terms of the scheme and that if a widow wished to ensure that a son would get her house, she could make a will subsequently providing for this.

The County Manager indicated that the advice of the Law Agent would be sought in relation to the query raised and that the people concerned would be informed of the position. In reply to Senator Nioclás O'Conchubhair, Mr. Howlett indicated that a Mortgage Protection provision in relation to the sale of the houses was being considered by the Department.

2651 - REFURBISHMENT OF LOCAL AUTHORITY HOUSES OWNED BY TUAM TOWN COMMISSIONERS AT GILMARTIN ROAD, TUAM:

Mr. J. Howlett, Assistant County Manager, stated that it had been recognised for a long while past that there was urgent need to carry out major reconstruction to houses at Gilmartin Road, Tuam. It had not been possible to carry out this work for financial reasons and also because of the fact that the houses were owned by Tuam Town Commissioners who did not have the available resources to carry out the work involved. Mr. Howlett indicated that these obstacles were to a certain extent removed by a new 100% Grant scheme and by the provisions of the new Housing Act whereby the Council could assume responsibility for houses such as these. Mr. Howlett indicated that he wished to have a full assessment carried out which would set out the works necessary and asked for the agreement of the Council to the formulation of a proposal for the reconstruction of the houses in accordance with the schemes. He indicated that if a proposal was formulated, financial assistance could be sought from the Department. The matter was a Reserved Function and at this stage, he was seeking the Council's agreement in principle to proceeding as outlined.

It was proposed by Senator T. Hussey and seconded by Councillor P. Raftery and agreed, that the Council agree in principle to proceed along the lines outlined by Mr. Howlett.

2652 - ELECTION OF REPRESENTATIVE OF THE COUNCIL ON THE GOVERNING BODY OF UNIVERSITY COLLEGE, GALWAY FOR THE PERIOD COMMENCING 1ST FEBRUARY, 1989:

The County Secretary informed the Council that nomination papers had been handed in within the time specified in the appropriate Statutes of the University nominating the following Councillors:

Councillor M. O'Morain
 Councillor J. McDonagh

Councillor J. McDonagh expressed his thanks to the Councillors who had nominated him but stated that he was withdrawing his nomination. As the nomination of Councillor Micheal O'Morain was the only remaining nomination which had been submitted, it was agreed on the proposal of Deputy Michael Kitt, seconded by Councillor P. Finnegan, that Councillor Micheal O'Morain be elected as representative of the Council on the Governing Body of University College Galway. The Chairman then declared Councillor Micheal O'Morain elected as the representative of Galway County Council on the Governing Body of University College, Galway, for the period commencing 1st February, 1989.

Councillor Micheal O'Morain thanked the Members for electing him.

2653 - DECLARATION OF ROADS TO BE PUBLIC ROADS:

It was proposed by Senator T. Hussey, seconded by Councillor P. Raftery, and resolved:

"That Galway County Council hereby declare to be public roads, the roads set out as follows:

Area	From	To	Metres
Milltown	R.328 in Townland of Cloonkeen Oughter	G. Higgins House in Townland of Cloonkeen Oughter	230
Mountbellew	Dangan Beg	South eastwards towards Cloonkeen Abbart	553
Gort	C.R. 358 in Townland of Drummin	P.J. Moylan's in Townland of Drummin	275

MONTHLY COUNCIL MEETING ON 19TH DECEMBER, 1988.

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Area	From	To	Metres
Milltown	C.R. 268 in Townland of Castletogher.	L. Finnegan's house in Townland of Castletogher.	135
Gort	C.R. 358 in Townland of Drummin.	J.J. Kilcooley's house in Townland of Drummin.	25
Portumna	C.R. 575 in Townland of Graiguegown.	M. Quinn's house	90
Gort	C.R. 373 in Townland of Rindifin.	D. Connolly's house in Townland of Rindifin.	268
Athenry	C.R. 188 in Townland of Ahapouleen.	S. Niland's house in Townland of Ahapouleen.	

2654 - MALICIOUS INJURY DECREES:

The list of Malicious Injury Decrees circulated with Item No. 7 on the Agenda was noted.

BUSINESS SUBMITTED BY THE COUNTY MANAGER:

2655 - E.C. STRUCTURAL FUNDS:

The County Manager informed the Members that he hoped to submit details of the projects which were being submitted for consideration as part of the Regional Programme for aid from EEC Structural Funds to the Members of the Council at the January Monthly Meeting.

2656 - MONTHLY MEETING OF COUNCIL FOR JANUARY 1989:

It was agreed on the proposal of Deputy Michael Kitt, seconded by Councillor Michael Ryan that the Monthly Meeting of the Council for January 1989 would be held on Monday, 30th January, 1989.

Councillor James Joyce has asked that Items No. 9 and 17 be adjourned to the January Meeting.

COUNCILLORS' NOTICES OF MOTION:

2657 - THAT THIS COUNCIL AFFILIATE TO THE EUROPEAN COUNCIL FOR THE VILLAGE AND SMALL TOWN: - MOTION BY COUNCILLOR JAMES JOYCE:

This item was adjourned to the January Monthly Meeting of the Council.

2658 - THAT GALWAY COUNTY COUNCIL HELD A MEETING IN THE ARAN ISLANDS: - MOTION BY SENATOR NIOCLAS O'CONCHUBHAIR:

Senator Nioclas O'Conchubhair stated that the Council had never held a Meeting on the Aran Islands. He proposed that a Council Meeting be held in the Aran Islands as soon as possible in the New Year. Senator McCormack seconded Senator O'Conchubhair's proposal and it was agreed that the matter would be brought before the Council for further consideration early in 1989.

2659 - THAT MONEY BE PROVIDED IN THE ESTIMATES FOR CONSTRUCTION OF FOOTPATH BETWEEN CROSS AND PRIMARY SCHOOL IN KILCONNELL: - MOTION BY COUNCILLORS J. BRENNAN, J. JOYCE, J. CALLANAN, AND DEPUTY M. KITT:

The following written reply was given to Councillors J. Brennan, J. Joyce, J. Callanan, and Deputy M. Kitt:

"To provide a footpath at the above location, it will be necessary to acquire a strip of land from the adjoining landowner. Subject to the agreement of the landowner, the estimated cost of providing a 6 ft. footpath for a distance of approximately 200 ft. from the cross to the school entrance is £8,100. There are no funds available unless Notice of Motion Money is provided."

MONTHLY COUNCIL MEETING ON 19TH DECEMBER, 1988.

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Councillor Joe Callanan stated that the path was very necessary at this location and that the 5 Councillors who had submitted the Notice of Motion were prepared to allocate Notice of Motion monies to the work. The County Engineer stated that if Notice of Motion Money was allocated in writing, he would endeavour to proceed with the work. Councillor Brennan asked that the estimate for the job be reviewed with a view to reducing the final cost. The County Engineer agreed to review the Estimate in this case.

2660 - THAT GALWAY COUNTY COUNCIL CARRY OUT INSPECTION WITH A VIEW TO IMPROVING SIGHT DISTANCE AT ANNAGH CROSS (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"This refers to junction N.63 and R347. Sight distance is restricted when travelling north on R347 at approach to N.63 due to roadside bushes. The local landowner trimmed the bushes earlier this year at the request of the Council.

Further trimming back is now necessary and the Council will again approach the landowner with a view to having the necessary work carried out."

2661 - THAT THE COUNTY COUNCIL HAVE LIMITED ROAD REPAIRS CARRIED OUT AT ANNAGH: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The road crossings are part of the Mid-Galway Group Water Scheme and will be restored in the near future as soon as programme of working permits."

2662 - THAT THE COUNTY COUNCIL HAVE PUBLIC LIGHT POLE PLACED IN A SAFE POSITION AT CLAREGALWAY (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The E.S.B. has been instructed to remove the metal pole and re-erect the light on an existing wooden pole nearby. It is expected that the work will be completed before Christmas."

2663 - THAT A SURVEY BE CARRIED OUT OF ALL THE ROAD SIGNS IN THE EYRECOURT, FAHY, LAURENCETOWN, KILTORMER, CLONTUSKERT, KILLORAN PARISHES: - MOTION BY CLR. JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"The road signs in the area are in poor condition. There is an ongoing programme of sign renewal/replacement and it is intended to renew as many signs as funds will allow."

2664 - THAT A LIGHT BE ERECTED AT THE GATE OF THE COUNTY COUNCIL POUND IN BALLINASLOE: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"A light is required for security purposes at the County Pound in Ballinasloe and it will be provided early in 1989."

2665 - THAT A NEW REGIONAL BODY (GALWAY, MAYO, ROSCOMMON) BRING TO THE NOTICE OF THE GOVERNMENT THE NEED TO HAVE A MAJOR DEVELOPMENT PLAN FOR THE RIVER SHANNON BASIN: - MOTION BY COUNCILLOR JAMES JOYCE:

This item was adjourned to the Monthly Meeting of the Council in January.

2666 - PEDESTRIAN CROSSING AT THE SQUARE, HEADFORD: - MOTION BY DEPUTY ROBERT MOLLOY:

The following report was issued to Deputy Robert Molloy:

"A pedestrian crossing can only be provided at The Square in Headford if it satisfies criteria in relation to numbers of pedestrians crossing the Square and traffic flows.

Having regard to the above criteria, it is unlikely that a pedestrian crossing is warranted at this location.

Our Design Section have been requested to carry out the necessary survey."

2667 - FIRE FIGHTING EQUIPMENT AT HEADFORD: - MOTION BY DEPUTY ROBERT MOLLOY:

The following report was issued to Deputy Robert Molloy:

"I wish to inform you that some years ago a Fire Squad existed in Headford but this squad has ceased to exist for a number of years. The Headford area is served by Tuam Fire Brigade at present.

There are no funds available to finance extension to the Fire Service in 1989."

2668 - HEADFORD SEWERAGE SCHEME: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was issued to Deputy Robert Molloy:

"The Headford Sewerage Works was designed and constructed in the 1940s. The original design loading has obviously increased over the years and the works are being operated beyond their capacity at present. This scheme is being maintained as well as is possible. Some improvement works were effected in recent years whereby overflow baffles were provided to reduce the risk of sewage overflowing into the river. The Council has also increased the frequency of desludging of the works under its Maintenance Programme.

The Council carries out detailed monitoring of the receiving waters from the Treatment Plant. The results of this monitoring indicate that the receiving waters recover from any effects caused by the Treatment Works before reaching Lough Corrib. The Council carry out extensive monitoring on the Corrib and the results to date are very satisfactory.

The Council have a proposal to improve the Headford Sewerage Works by the provision of a new Treatment Works under its Sanitary Services Capital Programme for major projects. The provision of the new works is subject to the necessary Capital Allocation being made available within the Council's overall programme for the provision of new Capital Schemes.

The Council have sought Capital funds from the Department under the Small Schemes Capital Programme for the purposes of carrying out improvements. It is estimated that works which would improve the situation would cost £120,000. The present limit under which Small Schemes are funded is £50,000 but the Council have requested the necessary allocation of £120,000 in this case.

The Council will continue to monitor and maintain the present sewerage system at Headford to ensure that the best performance possible is achieved within the capacity of the scheme."

2669 - SOCIAL EMPLOYMENT SCHEME AT LOUGH HACKETT, CAHERLISTRANE: - MOTION BY COUNCILLOR PADDY McHUGH:

The following written reply was given to Councillor Paddy McHugh:

"I wish to inform you that it is privately owned and attempts by the Council to do amenity improvement works there in the past have failed because permission of the owners was not forthcoming. The Council will re-examine the position to see if a suitable arrangement could be made for the initiation of a Social Employment Scheme."

2670 - HEADFORD SEWERAGE SCHEME: - MOTION BY COUNCILLOR PADDY McHUGH:

The following written reply was given to Councillor Paddy McHugh:

"The Headford Sewerage Works was designed and constructed in the 1940s. The original design loading has obviously increased over the years and the works are being operated beyond their capacity at present. This scheme is being maintained as well as is possible. Some improvement works were effected in recent years whereby overflow baffles were provided to reduce the risk of sewage overflowing into the river. The Council has also increased the frequency of desludging of the works under its Maintenance Programme.

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The Council will continue to monitor and maintain the present sewerage system at Headford to ensure that the best performance possible is achieved within the capacity of the scheme.

Copy of the results of sampling carried out in 1987 were issued to Councillor McHugh. Councillor McHugh was informed that the results of sampling in 1988 were being assembled at present and that the results would be submitted to him when they were available early in the new year."

2671 - THAT GALWAY COUNTY COUNCIL TAKE IMMEDIATE ACTION IN ORDER TO PROVIDE PROPER HOUSING CONDITIONS FOR A PERSON IN COUNTY GALWAY (DETAILS SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Mr. Burke applied for a demountable dwelling in February 1986. He informed the Council that he was living in a caravan, and on investigation, it was discovered that he was living in his brother's house which is adjacent to a caravan (April 1986). Mr. Burke's circumstances were re-investigated in March 1987, and at that stage, he was still residing with his brother.

Mr. Burke's present housing conditions will be reviewed as part of a general review of housing applicants currently in progress. A report on the up to date circumstances of Mr. Burke is being prepared."

2672 - IMPROVEMENT WORK AT CLIFDEN CEMETERY: - MOTION BY COUNCILLOR JOHN M. MANNION:

The following written reply was given to Councillor John Mannion:

"The matter of a Social Employment Scheme for improvement work at Clifden Cemetery will be investigated and an application will be made if the required work is suited to the Social Employment Scheme."

2673 - WILLIAMSTOWN SEWERAGE SCHEME: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor T. Walsh:

"Entry on to the lands required for the Treatment Works for the purpose of site investigations was refused by the landowner Mr. Thomas Farrell. Legal proceedings are now required to enter the lands."

Councillor T. Walsh stated that there appeared to be no progress being made in relation to this project. It was indicated that it was necessary to enter on the lands for initial investigation and that the landowner had refused entry. It was indicated that legal proceedings would be initiated against the landowner to enable the Council to enter on the lands. The County Manager indicated that this project was being put forward as part of the Council's submission for E.E.C. Structural Funds.

2674 - ROAD AT CURTEENBAWN AND KILAVOHER NEAR DUNMORE: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor Tiarnan Walsh:

"The road at Curteenbawn and Kilavoher is C.R. 245, a link County Road, most of which is routed through bog. The surface of the road is uneven due to the repairs of pot-holes, but it is considered to be adequate. The road is in need of surface dressing. However, there is no programme of surface dressing of County Roads due to the unavailability of funds."

2675 - PUBLIC LIGHTING AT BALLYMANA CHURCH, CRAUGHWELL: - MOTION BY COUNCILLOR J. LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"No funds available for lighting in the current year. If future funds become available this location will be given due consideration."

2676 - THAT A SIGN BE ERECTED INDICATING THE END OF HARD SHOULDER AT CRAUGHWELL VILLAGE: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"The hard shoulder at this location has just been regraded and tarred. An end of hard shoulder sign will be erected as soon as feasible."

2677 - THAT THE CAMPING SITE AT LISATUNNA, GORT, BE FENCED OFF: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"The Council have received representations and complaints from public representatives about the difficulties which arise in relation to the unauthorised parking by travellers in this area."

The Council is examining the position in this case with a view to reducing the available open space for unauthorised parking at the location referred to in your Notice of Motion."

2678 - SIGNS AT KILLANIN NATIONAL SCHOOL: - MOTION BY COUNCILLOR T. WELBY:

The following written reply was given Councillor T. Welby:

"It is proposed replacing the existing signs at the above school with 900 mm size signs."

It is not possible to employ a School Warden at this location as the Killanin School is situated outside the speed limit signs on the N59 Route."

2679 - DUMPING OF DEAD FISH AT CARROWBROWNE DUMP, HEADFORD ROAD: - MOTION BY SENATOR PADRAIC MCCORMACK:

The following written reply was given to Senator Padraic McCormack:

"There is no question of the Council giving blanket approval to the disposal of dead fish or other organic substances in Council Dumps."

Each application to dump dead fish in Council Dumps is examined on its merits with particular reference to:-

- (a) the quantity of material to be disposed of.
- (b) the presence of diseases in the dead fish.
- (c) assimilative capacity of the dump to receive and deal properly with the fish or material requiring to be dumped.

In addition to the foregoing, persons wishing to dump dead fish in Council Dumps must comply with a number of conditions laid down by the Council. These conditions include -

- (i) The giving of advance notice to the Council.
- (ii) The making of prior arrangements with the appropriate Council staff before permission is granted for dumping.
- (iii) Any dead fish presented for disposal at Council Dumps must be suitably treated with lime and the Council reserves the right to accept or refuse any materials into its dumps.
- (iv) The full costs of disposal are payable by the persons responsible for the dumping of fish.

Discussions have been held with the Salmon Growers Association who have been requested to quantify their disposal requirements for the consideration of the Council. Further discussions have been arranged for early January 1989, and it is hoped that as a result of these discussions a comprehensive Code of Practice will be established for the proper disposal of fish and other similar substances.

As you are aware, the Carrowbrowne dump is under the control of Galway Corporation. It is understood that the fish which was brought to the dump in the case referred to by you was treated with lime and buried in accordance with the proper procedures."

Senator P. McCormack stated that the report did not give details of the last incident of the dumping of fish in the Carrowbrowne Dump. It was his information that fish had been dumped in Carrowbrowne over the last 12 months, and that on the recent occasion, the fish had not been limed before they were brought to the Dump. He referred to the dangers of contamination by birds and animals. He also referred to the fact that there were a further nine containers on the lorry which had come to the Dump and he asked if fish were contained in these containers. He stated that he was not satisfied that proper precautions had been taken on the occasion referred to.

Councillor O'Morain stated that it was necessary to ensure that incorrect information was not issued in relation to this serious matter. He stated that scare headlines should not be made in relation to "fish kills" and that the media should act in a responsible way in relation to these matters. He referred to the effects which incorrect information could have on the employment prospects for the aquaculture industry and stated that there must be a facility for people involved in the industry to dispose of fish in a proper manner. In relation to the nine containers which had been referred to by Senator McCormack, Councillor O'Morain stated that operators found it economic when travelling to Galway to combine jobs for the purposes of economising on the journeys made and it was normal to collect ice from Rossaveal on the return journey.

The County Manager stated that the Council in this case were talking about whole fish as distinct from offal. The standard method for dealing with dead fish was that it should be coated in lime and this procedure was the one adopted by the Department of the Marine. The quantity presented at the Carrowbrowne Dump on the occasion referred to did not present a major problem. The fish were limed before being brought to the Dump and prior arrangements had been made with the Dump Foreman. The Corporation carried out further liming of the fish and the method of disposal adopted was correct in this instance.

The County Manager indicated that Meetings had been held with the Salmon Growers Association and the Association was asked to quantify their requirements for the consideration of the Council. A further Meeting was scheduled in early January 1989 with a view to making satisfactory arrangements for the disposal of fish. The Salmon Growers were anxious to co-operate with the Council and the Council would endeavour to facilitate them. The Council would, however, reserve the right at any time to accept fish for disposal where the assimilative capacity of the dump to receive and deal properly with the fish requiring to be dumped was considered inadequate.

He reminded the Council that the aquaculture industry was one which was being encouraged by the Council and that grant applications had been made for the development of roads to facilitate the industry. He expected the full support of the Council in taking in fish which would be dealt with in a proper way, and the Council would endeavour to facilitate the dumping of fish where possible.

The County Manager stated that it was his understanding that the licensing of aquaculture development would stipulate conditions regarding the proper disposal of diseased or dead fish. Such disposal could be in accordance with procedures laid down by the Local Authority or in private dumps. If private dumps were to be developed for such activity, the question of Planning Permission would arise and difficulties in relation to the supervision of dumping in such dumps might also arise in the future.

In reply to Members, the County Manager indicated that he was satisfied that the Foreman at the Carrowbrowne Dump was acting in accordance with proper procedure. The quantities being brought for dumping up to now were quite small and never presented a problem. In the case of the recent incident, he was satisfied that the right procedure had been adopted for the proper disposal of the fish. In reply to Senator McCormack, the County Manager stated that he had no reason to believe that there was dead fish in the other nine containers referred to by Senator McCormack.

The County Manager stated that he believed that it was the Council's wishes to support and facilitate the aquaculture industry in so far as was possible and in accordance with proper rules and regulations for the disposal of fish.

2680 - WATER SCHEME AT KINISKA, CLAREGALWAY: - MOTION BY SENATOR P. MCCORMACK:

Councillor McCormack was informed that this scheme depended on the implementation of the proposed Trunk Main to Claregalway, which when provided, would cater for the Kiniska and other areas.

2681 - VOTE OF CONGRATULATION:

It was agreed, on the proposal of Deputy Michael Kitt, that a vote of congratulations be passed with Mr. Declan Dunne, Reporter with the Tuam Herald, on his recent appointment as Editor of the London Irish News.

2682 - VOTE OF SYMPATHY:

Resolutions of sympathy were adopted with the following:

Mr. & Mrs. James Bermingham & Family, Lavallyconnor, Ardrahan.
Mother Superior, Mercy Convent, Clifden & Carna, Co. Galway.

2683 - DOCUMENTATION CIRCULATED:

The following documentation were circulated to each Member:

- (a) Copy of letter dated 12th December, 1988, from Clare County Council re Superannuation of V.E.C. Staff and A.C.O.T.
- (b) Copy of letter dated 30th November, 1988, from Ceanannus Mor Urban District Council re prohibition of enclosed hare coursing.

THE MEETING THEN TERMINATED

Submitted, approved and confirmed:

Patrick Finney
CHAIRMAN

30th JANUARY, 1989
~~27th February 1989.~~
DATE

Minutes of Meeting of County Arts Committee held at the County Buildings,
Galway, on Thursday, 22nd December, 1988.

PRESENT: Councillors J. Mannion, M. Killilea (MEP)
M. Fahy, J. Joyce, P. Finnegan.
Officials:- T. Kavanagh
In the Chair:- Councillor M. Killilea (MEP)

WRITER IN RESIDENCE

Mr. Kavanagh informed the members that Mr. Fred Johnson had been appointed Writer in Residence for a period of six weeks from 8th November, 1988, and for a further two weeks in January, 1989. He also gave details of the programme of the Writer in Residence. Mr. Kavanagh said that apart from Galway City, the number of people attending the readings was not great. Councillor Joyce said that more publicity should be given to the project. He said if was to be continued in 1989, an earlier start was necessary and greater advance publicity.

ARTS GRANTS 1988

Mr. Kavanagh said that a balance of £1,500 remained to be allocated and the following groups had made applications:-

Clifden Community Arts
Galway Arts Festival
Theatre Person in Residence
St. Brendans Choral & Dramatic Society
Cultur 1988
Music Matters (Suzuki) New Inn
Slogadh 1988/89
Connemara Sea Week Seminar
Tall Tale Films
Ballinasloe Relays Drama Group (1989)
Claregalway Festival of Drama (1989)

Following a discussion it was proposed by Councillor Killilea seconded by Councillor Joyce and agreed that the following grants be recommended:-

Clifden Community Arts Week	£350	St. Brendan's Choral	£200
Galway Arts Festival	£250	and Dramatic Society	
Theatre Person in Residence	£250	Cultur 1988	£200
Tall Tale Films	£150	Music Matters (Suzuki)	£100
		New Inn	

Councillor Mannion said that it was desirable that Art Groups would know early in the year whether or not they would be getting grants. He felt that there should be a closing date for applications and that the various groups should be written to early in the year to submit their programmes. If groups knew that they would be getting assistance, they could plan their activities with greater certainty. The Chairman and members agreed with Councillor Mannion although it was felt that it was difficult at times to adhere to the closing date. Mr. Kavanagh said that the Council could not make grants early in the year but could make provisional allocations based on programmes submitted. It was agreed that there should be a meeting of the Committee around April 1989.

The meeting then ended.

Submitted, approved and confirmed:

Signed: _____

Chairman

30/11/1989

~~27/12/1988~~

Date

COMHAIRLE CHONTAE NA GAILLIMHE

(GALWAY COUNTY COUNCIL)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

6u la Eanair, 1989.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniú speisialta de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, De h-Aoine, an 13u la Eanair, 1989, ar a 3.00 a chlog sa trathnóna.

Miss, le meas,

E. O'GLIASAIN,
RUNAI.

A G E N D A

1. Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:

"That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Planning Permission to Mr. Edward Sweeney for a dwellinghouse and septic tank at Ballinduff. - Planning Ref. No. 57525."

P. McHugh. T. Welby. M. Kitt.

2. Planning Application No. 55022 - Michael Molloy.
3. Disposal of houses to the following tenants in accordance with Section 90 of the Housing Act, 1966, as amended - Section 83 Notices dated 21st December, 1988, already circulated refer:-

- (1) Coleman & Mary Folan (Martin), Carna, Co. Galway.
- (2) Thomas & Rosaleen Keane, 2 Cullairbawn, Athenry, Co. Galway.
- (3) Martin & Georgina Hoary, 4 Fairyhill, Portumna, Co. Galway.
- (4) Danny & Bernadette Kirrane, 12 Kilkerrin Road, Glenamaddy.
- (5) Michael & Mary Diamond, Dolan, Roundstone, Co. Galway.
- (6) Mrs. Rita Curran, 14 Cullairbawn, Athenry, Co. Galway.
- (7) Thomas & Bridget Murphy, Drummin, Kylebrack, Loughrea, Co. Galway.
- (8) Bartley & Mary O'Malley, Lettercallow, Lettermore, Co. Galway.
- (9) Rita Kenny, Newtownkelly, Clontuskert, Ballinasloe, Co. Galway.
- (10) Denis & Deirdre Lyons, 6 Caltra, Ballinasloe, Co. Galway.
- (11) Bartley & Margaret Walsh, Rossaveel, Ballinahown, Co. Galway.
- (12) Eamon & Nuala Madden, 10 Fairyhill, Portumna, Co. Galway.
- (13) Christopher Finnegan, 3 Caltra, Ballinasloe, Co. Galway.
- (14) Thomas Lawless, Whitepark, Ballymacward, Ballinasloe, Co. Galway.
- (15) Michael & Phyllis Mangan, 2 New Estate, Headford, Co. Galway.
- (16) Mrs. Anne Kelly, 1 New Estate, Headford, Co. Galway.
- (17) Teresa Trowell, Killeeneenmore, Craughwell, Co. Galway.
- (18) Matt & Mary Flattery, Meelick More, Lavally, Tuam, Co. Galway.
- (19) Joseph & Pauline Mannion, 18 Cullairbawn, Athenry, Co. Galway.
- (20) James & Annie Conneely, Carheenlea, Turloughmore, Co. Galway.

**COMHAIRLE CHONTAE NA
GAILLIMHE
(GALWAY COUNTY COUNCIL)**

**Le dea-mhéin an
Rúnaí**

**ÁRAS AN CHONTAE
(COUNTY BUILDINGS)
GAILLIMH
(GALWAY)**

FÓN: (091) 63151

Signature

Paul Kinnegan

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- (21) Martin & Claire Dolan, Turloe, Bullaun, Loughrea, Co. Galway.
- (22) Michael & Rita McNamara, 20 Tullyvoheen, Clifden, Co. Galway.
- (23) Allister & Jary Patterson, 10 New Estate, Headford, Co. Galway.
- (24) Francis Flannery, 4 Caheroyan Drive, Athenry, Co. Galway.
- (25) Joseph & Mary Curley, 13 Ahascragh, Ballinasloe, Co. Galway.
- (26) Vincent & Angela Sellars, 47 Shannon Park, Portumna, Co. Galway.
- (27) Michael & Anita Haverty, 58 St. Laurencesfields, Loughrea.
- (28) Sean & Bernadette Reddington, Cogaula, Clonberne, Ballinasloe.
- (29) James & Helen O'Connor, 10 Convent Road, Kinvara, Co. Galway.
- (30) Kevin & Carmel O'Connor, 21 Cloughbrack, Eyrecourt, Co. Galway.
- (31) Patrick & Mary Scullion, Attigoddaun, Cleggan, Co. Galway.
- (32) Anthony Barrett, Greenville, Caltra, Ballinasloe, Co. Galway.
- (33) John J. & Teresa O'Malley, Leitrim, Kylebrack, Loughrea, Co. Galway.
- (34) Coleman O'Brien, Loughconneera, Kilkerrin, Carna, Co. Galway.
- (35) Christopher & Ann O'Connor, 31 Tullyvoheen, Clifden, Co. Galway.
- (36) Thomas & Ellen Rabbitte, Fahy's Village, Castle Ellen, Athenry.
- (37) Gerard & Maisie Holian, 44 Tullinadaly Road, Tuam, Co. Galway.
- (38) Peter & Mary Coyne, Glenagimla, Leenane P.O., Co. Galway.
- (39) Thomas & Margaret Nohily, 41 New Estate, Headford, Co. Galway.
- (40) Patrick & Ann Collins, 41 Dublin Road, Tuam, Co. Galway.
- (41) Peter & Bridie Roche, Moyne, Tuam, Co. Galway.
- (42) Gabriel & Bridget McDonagh, 15 Tullyvoheen, Clifden, Co. Galway.
- (43) Thomas & Bridie Kelly, 7 Kilronan, Aran Islands, Co. Galway.
- (44) James & Eileen Kelly, 82 Pollroebuck, Loughrea, Co. Galway.
- (45) Timothy & Winifred Jennings, Lenafin, Ahascragh, Ballinasloe.
- (46) Martin & Mary O'Brien, Loughconneera, Kilkerrin, Carna, Co. Galway.
- (47) Maureen Kearns, Bohoona West, Spiddal, Co. Galway.
- (48) John & Mary Fahy, Barnaderg North, Tuam, Co. Galway.
- (49) Patrick & Agnes Mullen, Knock, Lettermullen, Co. Galway.
- (50) Michael & Mary Healy, Derrybrien, Loughrea, Co. Galway.
- (51) Martin Feeney, Furrymelia East, Barna, Co. Galway.
- (52) John Higgins, Castlehackett, Belclare, Tuam, Co. Galway.
- (53) Patrick Hogan, Shannongrove, Banagher, Co. Galway.
- (54) Patrick Hanrahan, 40 Pollroebuck, Loughrea, Co. Galway.
- (55) John Forde, Reaghan, Tynagh, Loughrea, Co. Galway.
- (56) Mrs. Catherine Clancy, Barratoor, Kylebrack, Loughrea, Co. Galway.
- (57) Coleman Joyce (Tom), Beadadangan, Co. Galway.
- (58) John & Margaret Dirrane, Oatquarter, Kilronan, Aran Islands.
- (59) Patrick & Margaret Canavan, Kylesalia, Kilkerrin, Connemara.
- (60) William Fannon, Lenamarla, Creggs, Co. Galway.
- (61) William & Kathleen Coughlan, Cloonlahan, Kiltormer, Ballinasloe.
- (62) Martin & Sara Connolly, Rossaveal, Ballinahown, Co. Galway.
- (63) Roderick Harte, Blacksticks, Eyrecourt, Co. Galway.
- (64) Barbara Burke, Kylesalia, Kilkerrin, Carna, Co. Galway.
- (65) Kieran & Geraldine Fergus, Cooleeny, Kilrickle, Loughrea.
- (66) Oliver & Geraldine Geraghty, Carnacregg, Moylough, Co. Galway.
- (67) Padraic & Eithne Lynch, Boadaun, Tuam, Co. Galway.
- (68) Bridget Kane, Lettergesh East, Renvyle, Co. Galway.
- (69) Patrick & Mary Coyne, Bunowen, Leenane, Co. Galway.
- (70) Tony & Catherine Burke, 1 Fairyhill, Portumna, Co. Galway.
- (71) Desmond & Ann Collins, Boyounagh, Castlereah, Co. Galway.
- (72) John & Mary Mullins, Gortadragaun, Peterswell, Co. Galway.
- (73) Patrick & Marian Faherty, Keeraunagark South, Ballinahown.
- (74) Thomas & Margaret Brady, Gardenblake, Peterswell, Gort, Co. Galway.
- (75) Michael & Mary Callagy, Attykee, Kiltormer, Ballinasloe, Co. Galway.
- (76) John & Carole Sheridan, 2 Fairgreen, Roundstone, Co. Galway.
- (77) John & Anne Flaherty, Cashleen, Renvyle, Connemara, Co. Galway.
- (78) Catherine Nee, Bunnahown, Cashel, Co. Galway.
- (79) Peter Mullen & Brian & Ann Walsh, Tievemore, Moyard, Co. Galway.
- (80) James Pius & Ann Flynn, Killoran, Clonfert, Ballinasloe.
- (81) Thomas & Mary Ryan, 55 Cullairbawn, Athenry, Co. Galway.
- (82) James Parker, Flaskabeg, Dunmore, Co. Galway.
- (83) Sean Wallace, 18 Crowe Street, Gort, Co. Galway.
- (84) Thomas & Geraldine Keane, Riverside House, Currywongane, Kylemore.
- (85) Andrew & Mary McGough, Killaloonty, Tuam, Co. Galway.
- (86) John & Margaret Cowan, 60 Shannon Park, Portumna, Co. Galway.

4. Disposal of plot of land to Mr. Martin Hannon, Claddaghduff, Clifden.
- Section 83 Notice dated 8th December, 1988, already circulated.
5. Report on E.C. Structural Funds - 5 year Development Programme.
6. Amenity Grant Allocations 1988.

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON 13TH JANUARY, 1989.

IN THE CHAIR: Councillor P. Finnegan

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, J. Callanan, M. Fahy, Sen. T. Hussey, Councillor J. Joyce, Dep. Ml. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Sen. P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, Dep. R. Molloy, Councillor M. Mullins, Sen. N. O'Conchubhair, Councillors M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, Dep. N. Treacy, Councillors T. Walsh, T. Welby.

Officials: Messrs S. Keating, County Manager; J. Howlett, Asst. County Manager; P. Flood, County Engineer; E. Gleeson, County Secretary; T. Kavanagh, Administrative Officer; D. Barrett, S.S.O. Planning; L. Kavanagh, Planning Officer; A. Fleming, A.O. Capital.

The Opening Prayer was recited.

2684 RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955. PLANNING APPLICATION NUMBER 57525 : APPLICANT EDWARD SWEENEY.

The resolution as set out on the Agenda was proposed by Councillor P. McHugh and seconded by Deputy M. Kitt. The County Manager submitted the following report, a copy of which has been circulated to each Member:

"LOCATION

The proposed site is located on the Galway/Headford National Secondary Route approximately five miles south of Headford and where the maximum speed limit is in force.

PLANNING HISTORY:

Ref. No. 10141: Outline Planning permission for a dwellinghouse on a larger site which included the proposed site was refused in 1971 to Mr. M. Flaherty.

Ref. No. 28525: Outline planning permission for two dwellinghouses on a larger site which included the proposed site was refused by the Planning Authority and An Bord Pleanala in 1978. Applicant S. Molloy.

Ref. No. 31582: Planning permission was granted on the proposed site in 1979 to Mr. S. Molloy on the basis of a Section 4 Motion.

Ref. No. 57016: Outline Planning Permission was refused for a dwellinghouse on the site in 1988. Applicant: Mrs R. Molloy.

CONSIDERATION:

The proposed site is located on the National Secondary Route where the maximum speed limit pertains. An essential housing need has not been claimed and no details of mitigating circumstances have been offered as to why this planning permission should be granted.

RECOMMENDATION:

1. The proposed development would endanger public safety by reason of a traffic hazard because the site is located on a heavily trafficked

Council Meeting on 13th January, 1989. 2

section of the National Secondary road where the maximum speed limit applies and the traffic movements generated by the development would interfere with the safety and free flow of traffic on the road. In addition, the development would militate against the objectives of the Planning Authority to:

(a) preserve the level of service and carrying capacity of the road so that it can fulfill its function as a through road for heavy traffic.

(b) protect the public investment in National road network.

2. The proposed development would contravene the County Development Plan (Chapter 25, Table 25 (b) which limits development along this road to particular categories of essential housing need which need does not apply in this case."

Mr. P. Flood, County Engineer, stated that this matter had been adjourned from the Council Meeting of the 9th December, 1988. He stated that at that Meeting, Clr. McHugh had said that the applicant had not filled out the form properly in relation to the query regarding essential housing need and that the applicant did not appreciate the importance of the information requested on the form. It had been agreed at that Meeting to defer a decision to the January Meeting. The County Engineer stated that the Council had heard nothing from the applicant until a letter had been handed in on the day of the Meeting confirming that the applicant was a nephew of the late Mr. S. Molloy. The County Engineer stated that there were a series of bad bends on the road and that the proposed development would contravene the requirements of the County Development Plan. He also indicated that the applicant did not come within the category which would qualify for the provision of a second family house and he quoted the requirements of the County Development Plan in this regard.

Clr. McHugh stated that it was correct that the applicant had not replied until the day of the Meeting but that he understood that the Council were to verify what he had said at the Meeting of the 9th December, 1988

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

FOR: Councillors J. Callanan, P. Finnegan, Sen. T. Hussey, Dep. M. Kitt, Councillors P. McHugh, J. Molloy, Sen. N. O'Conchubhair, Councillors M. O'Morain, P. Raftery. (9)

AGAINST: Councillor J. Brennan. (1)

Councillors J. Lambert, M. Lynch, Sen. P. McCormack, Councillor J. McDonagh, J. Mannion, P. O'Tuathail, M. Ryan and T. Walsh abstained from voting.

The Council were informed that without prejudice to any other relevant requirements it was necessary for the passing of a resolution under Section 4 of the City & County Management (Amendment) Act, 1955, that the number of members of the local authority voting in favour of the resolution should exceed one third of the total number of the members of the local authority. In the case of Galway County Council the number voting in favour must exceed 10 members. In this case as only 9 members had voted in favour of the resolution, the Chairman declared that the resolution as set out on the Agenda had not been passed.

2685 PLANNING APPLICATION NO. 55022 : Michael Molloy.

The Council noted that consideration of this matter was withdrawn.

2686 SALE OF HOUSES

It was proposed by Deputy Ml. Kitt, seconded by Councillor J. Callanan

and resolved:

"That Galway County Council hereby approve the sale to the following tenants of the houses occupied by them in accordance with the terms of notices dated 21st December, 1988, under Section 83 of the Local Government Act, 1946, and Section 90 of the Housing Act, 1966, as amended by Section 4 of the Landlord and Tenant (Ground Rents) Act, 1978, which had been circulated to each Member of the Council:

1. Coleman & Mary Folan (Martin), Carna, Co. Galway.
2. Thomas & Rosaleen Keane, 2 Cullairbaun, Athenry, Co. Galway.
3. Martin & Georgina Hoary, 4 Fairyhill, Portumna, Co. Galway.
4. Danny & Bernadette Kirrane, 12 Kilkerrin Road, Glenamaddy.
5. Michael & Mary Diamond, Dolan, Roundstone, Co. Galway.
6. Mrs Rita Curran, 14 Cullairbaun, Athenry, Co. Galway.
7. Thomas & Bridget Murphy, Drummin, Kylebrack, Loughrea.
8. Bartley & Mary O'Malley, Lettercallow, Lettermore.
9. Rita Kenny, Newtownkelly, Clontuskert, Ballinasloe.
10. Denis & Deirdre Lyons, 6 Caltra, Ballinasloe.
11. Bartley & Margaret Walsh, Rossaveel, Ballinahown, Co. Galway.
12. Eamon & Nuala Madden, 10 Fairyhill, Portumna.
13. Christopher Finnegan, 3 Caltra, Ballinasloe.
14. Thomas Lawless, Whitepark, Ballymacward, Ballinasloe.
15. Michael & Phyllis Mangan, 2 New Estate, Headford.
16. Mrs Anne Kelly, 1 New Estate, Headford, Co. Galway.
17. Teresa Trowell, Killeeneenmore, Craughwell, Co. Galway.
18. Matt & Mary Flattery, Meelick More, Lavally, Tuam, Co. Galway.
19. Joseph & Pauline Mannion, 18 Cullairbaun, Athenry, Co. Galway.
20. James & Annie Conneely, Carheenlea, Turloughmore.
21. Martin & Claire Dolan, Turoe, Bullaun, Loughrea, Co. Galway.
22. Michael & Rita McNamara, 20 Tullyvoheen, Clifden, Co. Galway.
23. Allister & Jary Patterson, 10 New Estate, Headford, Co. Galway.
24. Francis Flannery, 4 Caheroyan Drive, Athenry, Co. Galway.
25. Joseph & Mary Curley, 13 Ahascragh, Ballinasloe, Co. Galway.
26. Vincent & Angela Sellars, 47 Shannon Park, Portumna, Co. Galway.
27. Michael & Anita Haverty, 58 St. Laurencesfields, Loughrea.
28. Sean & Bernadette Reddington, Cogaula, Clonberne, Ballinasloe.
29. James & Helen O'Connor, 10 Convent Road, Kinvara, Co. Galway.
30. Kevin & Carmel O'Connor, 21 Cloughbrack, Eyrecourt, Co. Galway.
31. Patrick & Mary Scullion, Attigoddaun, Cleggan, Co. Galway.
32. Anthony Barrett, Greenville, Caltra, Ballinasloe.
33. John J. & Teresa O'Malley, Leitrim, Kylebrack, Loughrea.
34. Coleman O'Brien, Loughconneera, Kilkerrin, Carna, Co. Galway.
35. Christopher & Ann O'Connor, 31 Tullyvoheen, Clifden, Co. Galway.
36. Thomas & Ellen Rabbitte, Fahy's Village, Castle Ellen, Athenry.
37. Gerard & Maisie Holian, 44 Tullinadaly Road, Tuam, Co. Galway.
38. Peter & Mary Coyne, Glenagimla, Leenane P.O., Co. Galway.
39. Thomas & Margaret Nohily, 41 New Estate, Headford.
40. Patrick & Ann Collins, 41 Dublin Road, Tuam, Co. Galway.
41. Peter & Bridie Roche, Moyne, Tuam, Co. Galway.
42. Gabriel & Bridget McDonagh, 15 Tullyvoheen, Clifden, Co. Galway.
43. Thomas & Bridie Kelly, 7 Kilronan, Aran Islands, Co. Galway.
44. James & Eileen Kelly, 82 Pollroebuck, Loughrea.
45. Timothy & Winifred Jennings, Lenafin, Ahascragh, Ballinasloe.
46. Martin & Mary O'Brien, Loughconneera, Kilkerrin, Carna.
47. Maureen Kearns, Bohoona West, Spiddal.
48. John & Mary Fahy, Barnaderg North, Tuam, Co. Galway.
49. Patrick & Agnes Mullen, Knock, Lettermullen, Co. Galway.
50. Michael & Mary Healy, Derrybrien, Loughrea, Co. Galway.
51. Martin Feeney, Furrymelia East, Barna, Co. Galway.
52. John Higgins, Castlehackett, Belclare, Tuam, Co. Galway.
53. Patrick Hogan, Shannongrove, Banagher, Co. Galway.
54. Patrick Hanrahan, 40 Pollroebuck, Loughrea.
55. John Forde, Reaghan, Tynagh, Loughrea.
56. Mrs Catherine Clancy, Barratoor, Kylebrack, Loughrea.
57. Coleman Joyce (Tom), Bealadangan, Co. Galway.
58. John & Margaret Dirrane, Oatquarter, Kilronan, Aran Islands.
59. Patrick & Margaret Canavan, Kylesalia, Kilkerrin, Connemara.

60. William Fannon, Lenamarla, Creggs, Co. Galway.
61. William & Kathleen Coughlan, Cloonlahan, Kiltormer, Ballinasloe.
62. Martin & Sara Connolly, Rossaveel, Ballinahown, Co. Galway.
63. Roderick Harte, Blacksticks, Eyrecourt, Co. Galway.
64. Barbara Burke, Kylesalia, Kilkerrin, Carna, Co. Galway.
65. Kieran & Geraldine Fergus, Cooleeny, Kilrickle, Loughrea.
66. Oliver & Geraldine Geraghty, Carnacregg, Moylough, Co. Galway.
67. Padraic & Eithne Lynch, Boadaun, Tuam, Co. Galway.
68. Bridget Kane, Lettergesh East, Renvyle, Co. Galway.
69. Patrick & Mary Coyne, Bunowen, Leenane, Co. Galway.
70. Tony & Catherine Burke, 1 Fairyhill, Portumna, Co. Galway.
71. Desmond & Ann Collins, Boyounagh, Castlereah, Co. Galway.
72. John & Mary Mullins, Cortadragau, Peterswell, Co. Galway.
73. Patrick & Marian Faherty, Keeraunagark South, Ballinahown.
74. Thomas & Margaret Brady, Gardenblake, Peterswell, Gort, Co. Galway.
75. Michael & Mary Callagy, Attykee, Kiltormer, Ballinasloe.
76. John & Carole Sheridan, 2 Fairgreen, Roundstone, Co. Galway.
77. John & Anne Flaherty, Cashleen, Renvyle, Connemara, Co. Galway.
78. Catherine Nee, Bunnahown, Cashel, Co. Galway.
79. Peter Mullen & Brian & Ann Walsh, Tievemore, Moyard, Co. Galway.
80. James Pius & Ann Flynn, Killoran, Clonfert, Ballinasloe.
81. Thomas & Mary Ryan, 55 Cullairbaun, Athenry, Co. Galway.
82. James Parker, Flaskabeg, Dunmore, Co. Galway.
83. Sean Wallace, 18 Crowe Street, Gort, Co. Galway.
84. Thomas & Geraldine Keane, Riverside House, Currywongane, Kylemore.
85. Andrew & Mary McGough, Killaloonty, Tuam, Co. Galway.
86. John & Margaret Cowan, 60 Shannon Park, Portumna, Co. Galway."

2687

TENANT PURCHASE SCHEME 1988

Mr. J. Howlett, Assistant County Manager indicated that 931 tenants had applied to purchase their houses under the House Purchase Scheme 1988 out of a total number of eligible tenants of 1752. The Council were processing the applications and it was proposed to bring forward proposals for the disposal of houses when the necessary calculations and other details had been checked. Proposals for the disposal of houses would be brought forward at each Council Meeting when the details in each application had been finalised.

In reply to a query which had been raised at an earlier Meeting that in the case of elderly tenants the Council should permit them to make a joint application with a younger relative, Mr. Howlett indicated that under the Scheme, eligibility was confined to tenants who were in occupation on 1st January, 1988 or who were the widow/widower of such a tenant. An exception to this was permitted where, in the course of 1988 a member of the household succeeded to the tenancy having being bona fide resident with the previous tenant for a continuous period of at least 12 months immediately prior to the previous tenant's death or to his leaving the dwelling. In such a case the successor in tenancy can be considered eligible to apply to purchase the house under the Scheme.

Mr. Howlett indicated that he had taken up the matter with the County Solicitor who had advised that the Council should confine eligibility to the persons qualified under the Scheme. He explained that apart from going beyond the terms of this Scheme, the Council could also be seen to be putting pressure on elderly people to make what would be regarded as a settlement of their property. In doing so the Council would be running the risk that the arrangement could be challenged by other members of the family.

Mr. Howlett indicated that the Council did not seem to have a practical problem in relation to elderly people because in most cases they were able to come up with the whole or a substantial portion of the purchase price and the views expressed by members that elderly people may be turned off will not be realised.

In reply to Councillor J. Brennan, the Assistant County Manager indicated

that there are a large number of applications to be processed and that the Council would endeavour to process the applications as soon as possible. Councillor Lambert stated that he had received complaints regarding the carrying out of repairs to houses in his area and referred also to the fact that only a small number of new houses were being constructed.

2688 SALE OF LAND TO MR MARTIN HANNON AT CLADDAGHDUFF, CLIFDEN.

It was proposed by Councillor M. Ryan and seconded by Councillor T. Welby and agreed:

"that Galway County Council hereby approve of the sale of a plot of land measuring 0.48 acres situated at Claddaghduff, Clifden, to Mr. Martin Hannon, in accordance with the terms of Notice dated 8th December, 1988, under Section 83 of the Local Government Act, 1946, which had been circulated to each Member of the Council."

2689 E.C. STRUCTURAL FUNDS : 5 YEAR DEVELOPMENT PROGRAMME:

The County Manager stated that this matter had been placed on the Agenda to give an up to date report to the Members on the progress being made and to set out a list of schemes which were being submitted by the Council for consideration under the Regional Programme. The County Manager indicated that a couple of meetings of the Working Party and of the Advisory Group had been held. The Working Group were in the process of finalising the statement for the Regional Programme setting out the socio economic objectives for the region. He stated that projects were coming forward all the time but that the list of projects would not be submitted to E.C. He outlined the various stages in the preparation of the National Plan and the Regional Programmes. It was a requirement of the revised arrangements that the Regional Plan would have to be prepared in Programme format to fit in with the objectives of the National Plan. The County Manager indicated that the four local authorities in the Western Region had engaged Consultants Brady Shipman & Martin who had devised five programmes for inclusion by the local authority in the Regional Plan. The programme headings were access, covering aspects such as roads, air transportation and communications, economic support which included water supply and sewerage and support for industry, tourism, environment and offshore islands. A draft plan is being finalised in consultation with the four local authorities and the Plan would be expressed in programme format. The County Manager stated that he had circulated to each Member a list of all of the projects which the County Council had submitted for inclusion. All projects including community projects were being put forward at this stage and schemes being submitted were not necessarily in priority order. It was important that in any division of additional E.C. Funds that efforts would be made to correct the imbalance in the allocation of funds between the east coast and the west of Ireland and he urged public representatives to put forward that case forcefully at any available opportunity. He stated that the restructuring of the E.C. funds presented a real opportunity to seek additional funds for the West of Ireland which would not be an undue hardship on State Funds. He felt that it was important to issue a list of the projects to the members to establish if any matter had been overlooked and Councillors were invited to bring to his notice any matter which they felt might have been omitted.

Councillor Micheal O'Morain stated that the Councillors would need some opportunity of going through the list in detail as there was a substantial amount of documentation involved. He stated that an Aquaculture Meeting should also be arranged so that matters relevant to the aquaculture industry could be discussed.

In reply to Sen. T. Hussey, the County Manager indicated that there was no closing date as of yet for the receipt of projects by the working group. He stated however that any projects should be submitted as early as possible.

Sen. T. Hussey stated that projects with labour intensive content should receive priority in the allocation of E.C. funds. Sen. P. McCormack stated that it was his understanding that unlimited funds would not be available from E.C. sources. He understood that there would not be as much money available from the E.E.C. as was being suggested. He also referred to the delay by the Government in organising the planning required and stated that all programmes had to be in Brussels by 31st March, 1989.

Councillor Callanan stated that the drainage of the Dunkellin River should be included for E.C. finance. Councillor J. Brennan stated that further improvements in Ballinasloe and improvements to the Mountbellew/Tuam road should be included. He stated that the Council should deal with the documentation circulated by the County Manager section by section over a number of Meetings.

In reply to queries raised, the County Manager indicated that unlimited funds would not be available from E.C. sources. The procedure was that the Government had to produce a Regional plan and that this Plan would then go to the E.E.C. to agree financial support framework. If projects were supported within the framework by the E.C., the Government would then have to consider if complimentary funds would be made available from government sources to allow the projects to proceed. The emphasis was on integrated programmes and projects selected would have to be shown to attain the objectives of the programme.

In reply to Senator N. O'Conchubhair, the County Manager indicated that he would request to have the submissions of Roinn na Gaeltachta and Udaras na Gaeltachta made available to the Members.

The Chairman complimented the County Manager and the Officials on the presentation of the report before the Council. He proposed a resolution that the Council call on the Government to ensure that in the allocation of structural funds to the regions that additional funds would be given to the Western Region to redress the imbalance between the regions.

The resolution proposed by the Chairman was seconded by Deputy Kitt and agreed.

In reply to Deputy R. Molloy, the County Manager indicated that a separate list of projects would be prepared in respect of the Galway County Borough Area. He indicated that some projects which were relevant to the City had been included on the list circulated to the Members. These were projects which had been submitted at an early date to the working group and every project was listed to ensure its inclusion in the regional programme. In reply to queries raised, the County Manager indicated that the working group would not have a role in the making of grant approvals to particular projects.

It was agreed following further discussion that this matter would be placed on the Agenda of the Council Meeting when further information was available.

2690 AMENITY GRANT ALLOCATIONS 1988.

The Council considered the Amenity Grants Allocations, 1988, details of which had been circulated to each Member. It was proposed by Councillor M. Ryan and seconded by Councillor J. Callanan and agreed that the following Amenity Grants be paid:

<u>Applicant Body</u>	<u>Amount</u>
Abbeyknockmoy Hurling Club	£1,500
Coiste na Parice, Camus	£1,000
Caltra Community & District Company	£ 500
Caltra Sportsfield Committee	£ 500
Glink Community Council	£1,000
Leenane Development Association	£ 500
Moylough Sportsfield Committee	£1,500
Portumna & District Development Co. Ltd.	£1,000
Westrail (Tuam) Ltd.	£1,500
Kilconnell Community Hall Committee	£1,000
	<u>£10,000</u>

THE MEETING THEN TERMINATED.

SUBMITTED, APPROVED & CONFIRMED!
Pádraig Finnan CHAIRMAN DATE: 22nd January 1989

COMHAIRLE CHONTAE NA GAILLIMHE

(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

23u la Eanair, 1989.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara,

Iarrtar ort leis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimhe, ar De Luain, an 30u la Eanair, 1989, ar a 3.30 a chlog sa trathnona.

Mise, le meas,

E. O'GLIASAIN,

RUNAI.

A G E N D A

1. Resolution under Section 4 of the City and County Management (Amendment) Act, 1955:

"That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Outline Permission to Martin Nee for the erection of a dwellinghouse and Septic Tank at Murvey - Planning Ref. No. 57153".

T. Welby.

N. O'Conchubhair.

J. Molloy.

2. Consideration of Minutes of the following Meetings:-

- (a) Special Meeting held on 9th December, 1988.
(b) Monthly Meeting held on the 19th December, 1988.
(c) Arts Committee Meeting held on 22nd December, 1988.

3. Sale of Houses to the following tenants in accordance with Section 90 of the Housing Act, 1966 as amended - Section 83 Notices dated 11th January, 1989 already circulated :-

- (1) Stephen and Brigid Heanue, Derryinver, Letterfrack, Co. Galway.
(2) Mrs. Sarah Costello, Cornarone Middle, Inverin, Co. Galway.
(3) Cyril and Marie McNamara, 29, Cullairbawn Estate, Athenry, Co. Galway.
(4) Thomas and Dorothy Gilmore, Ballyglass, Kilconnell, Ballinasloe, Co. Galway.
(5) Patrick and Mary Truax, 63, Pollroebuck, Loughrea, Co. Galway.
(6) Agnes Glynn, Carnakelly, Kiltulla, Athenry, Co. Galway.
(7) Andrew and Mary McDonagh, Gortatlewa, Claregalway, Co. Galway.
(8) Thomas and Mary Broderick, Rathville, Kiltulla, Athenry, Co. Galway.
(9) Patrick & Margaret Kane, Gorteengloagh, Renvyle, Co. Galway.
(10) John and Josephine Finnerty, 66, Fahy Gardens, Loughrea, Co. Galway.
(11) John and Mary Fahy, Curries, Ballymoe, Co. Galway.
(12) Bartley and Mary Folan, Truskey West, Barna, Co. Galway.
(13) Patrick and Phyllis McCooke, Mountscribe, Kinvara, Co. Galway.
(14) Mary Ann Ridge, 18, Fairgreen, Roundstone, Co. Galway.
(15) Martin and Nora Naughton, Kilbricken, Rosmuc, Co. Galway.
(16) Michael Barrett and Vera Watts, 10, Fairgreen, Roundstone, Co. Galway.
(17) John and Martina Mockler, 3, Lowville, Ahascragh, Ballinasloe, Co. Galway.
(18) Bartley and Mary Heanue, Cashleen, Renvyle, Co. Galway.
(19) Martin Kennedy, Limepark, Ardrahan, Co. Galway.
(20) Mrs. Bridget Connolly, Knockauncarragh, Monivea, Athenry, Co. Galway.
(21) Michael and Mary Flannery, 6, Woodford, Co. Galway.

- 2 -

- (22) Christy and Maria Hogan, 13, Fairyhill, Portumna, Co. Galway.
(23) William and Matilda Patterson, Gortaha, Portumna, Co. Galway.
(24) Michael and Veronica Torpey, 2, Woodford, Loughrea, Co. Galway.
(25) Patrick and Teresa Killeen, Pollagh, Castle Ellen, Athenry.
(26) John and Mary McGrath, Pollacurrage, Kilbannon, Tuam, Co. Galway.
(27) Seamus and Pauline Mitchell, 8, St. Joseph's Park, Killimor, B'sloe.
(28) Hugh and Mary Flanagan, Cappanagapple, Clonbur, Co. Galway.
(29) Macdara and Barbara Walsh, Rusheenamanagh, Kilkerrin, Carna, Co. Galway.
(30) Edward and Doreen Choebridge, 60, Dublin Road, Tuam, Co. Galway.
(31) Michael & Agnes Murphy, Pillagh, Moycullen, Co. Galway.
(32) Seamus and Evelyn Burke, Ballyhiague, Ballymoe, Co. Galway.
(33) Thomas and Mary Flaherty, 4, Kilronan, Aran Islands, Co. Galway.
(34) Patrick Mentane, Dunsandle, Kiltulla, Athenry, Co. Galway.
(35) Bridget Flaherty, Margaret Flaherty, John & Anne Smith, Cornarone, Inverin.

4. Disposal of plot of land at Caherlavine, Loughrea to Mr. Patrick Graham, 40, Cuscorrig Crescent, Loughrea in accordance with Section 83 Notice dated 11th January, 1989 already circulated.
5. Letter dated 22nd December, 1988 from Minister for the Environment regarding the Council's request for a Meeting prior to the determination of the Financial Adjustment between the Council and Galway Corporation - Boundary Extension and Establishment of County Borough - Copy enclosed.
6. Letter dated 14th December, 1988 from Western Regional Tourism Organisation regarding Ireland West Subvention, 1989 - Copy enclosed.
7. Auditors Report on Accounts of the Lough Corrib Navigation Trustees for the two years ending 31st December, 1987 - Copy enclosed.
8. Letter from County Galway V.E.C., dated 9th November, 1988 regarding Petersburg Outdoor Education Centre.
9. Malicious Injury Decrees.
10. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION.

(a) Adjourned from previous Meeting:

COUNCILLOR JAMES JOYCE - I will propose.

11. That this Council affiliate to the European Council for the Village and Small Town and include funding for this purpose in the Annual Estimates.
12. That the new Regional Body (Galway, Mayo, Roscommon) bring to the notice of the Government the need to have a major Development Plan for the River Shannon Basin and especially that part of it from Lough Allen to Lough Derg which bound our Region.

(b) Other Motions received.

COUNCILLOR JARLATH McDONAGH - I will propose

13. That County Council carry out work of vital importance at Kiniska (details herewith).
14. That County Council preserve existing trees and have some new ones planted at Claregalway.
15. That Galway County Council immediately implement precautionary and urgently needed safety measures at School (details herewith).

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DEPUTY ROBERT MOLLOY - I will propose

- 16. That Galway County Council proceed immediately with the acquisition of grounds for new cemetary at Oranmore, Co. Galway.
- 17. That immediate repairs be carried out to Bothar Aillwee, Rosmuck, Connemara.
- 18. That immediate repairs be carried out on Drimsnave Road, Cornamona.

SENATOR PADRAIC McCORMACK - I will ask

- 19. That the County Engineer examines the condition of the Kilbeg Upper Road, Clonbur and the Drimsnave Road, Maam and that he give a full report to the Council about the conditions of those roads.

DEPUTY NOEL TREACY - I will propose

- 20. That Galway County Council carry out immediate repairs and renew and resurface the road leading from the Monivea/Menlough Road southwards towards Ballybane and Doonane, Colemanstown.
- 21. That Galway County Council renew, repair and resurface the road leading to houses (details supplied), that these works be carried out immediately and the relevant information be outlined regarding same.
- 22. That Galway County Council repair, renew and resurface the road leading to houses (details supplied) that these works be carried out without delay.

COUNCILLOR PADDY McHUGH. - I will propose.

- 23. That Galway County Council carry out works to blocked drain on Michael Connelly's land at Furrymeelia East, Bearna to eliminate flooding on his lands.
- 24. That Galway County Council carry out the following improvements in the vicinity of St. Annins National School, Roscahill, Co. Galway - (a) Erect improved signposting; (b) Employment of a School Warden to assist Children at critical times; (c) Provision of better and safer parking space; (d) Provision of hard shoulder from Corner House to school a distance of approx. 500 yards.
- 25. That Galway County Council repair wall and erect warning signs and reflective posts at Carrenard, Caherlistrane in order to prevent a major accident.

COUNCILLOR MICHAEL FAHY. - I will propose

- 26. That Galway County Council remove a seat in front of John Murphy's dwellinghouse at Tonroe, Ardrahan.
- 27. That Galway County Council drain water and clean roadway in front of Sean Loughrey's house at Shanaglish, Gort.
- 28. That Galway County Council drain Water away from the Road at Tawanagh, Kinvara - Leading to Joe Mooney's dwellinghouse.

JANUARY MEETING:

DECREES

DAMAGE

MALICIOUS

Name and Address	Particulars of Claim	Area of Charge	Amount of Claim	Amount of Decree including costs.
Connacht Multi Channel Ltd., 5 Prospect Hill, GALWAY.	Damage to property	County at large		£4,352.51
Marian Cleary, 3, St. John's Tce., Henry Street, GALWAY.	Damage to Property.	County at large	£10,000	£753.

GALWAY COUNTY COUNCIL

Secretary's Office,
County Buildings,
Galway.

11th January, 1989

TO: EACH MEMBER OF GALWAY COUNTY COUNCIL

A Chara,

In accordance with Section 83 of the Local Government Act, 1946, notice is hereby given to you of a proposal to sell a plot of land at Caherlavine, Loughrea, particulars of which are given hereunder.

LAND: Plot of land, area 760 square meters approximately in the townland of Caherlavine and the Electoral Division of Loughrea Rural.

FROM WHOM ACQUIRED: St. Brendan's Development Co. Ltd., Loughrea.

TO WHOM LAND IS PROPOSED TO BE SOLD: Patrick Graham, 40 Cuscorrig Crescent, Loughrea.

CONSIDERATION IN RESPECT OF DISPOSAL: £6,950

This proposal will be considered at the next meeting of the Council to be held after the expiration of 10 clear days from the date hereof.

Mise, le meas,

E. GLEESON
COUNTY SECRETARY

RINISÉID