



GALWAY COUNTY COUNCIL

MINUTES

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**GALWAY COUNTY COUNCIL,
COUNCIL MINUTES**

GC/1/26

12 JANUARY 1990 – 28 JANUARY 1991

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COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

8u la Eanair, 1990.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniu speisialta de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De h-Aoine, an 12u la Eanair, 1990, ag tosnu ag a 3.00 a chlog sa trathnona.

Mise, le meas,

E. O GLIASAIN,
RUNAI

A G E N D A

1. Unemployment in North Galway Area.
2. E.C. Structural Funds.
3. Designation of Areas for Casual Trading.
4. Placing Draft County Development Plan on Display for Public Inspection.

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT
THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 12TH JANUARY, 1990.

IN THE CHAIR: Councillor J. Molloy.

ALSO PRESENT:

Members: As recorded in Attendance Book.

Councillors J. Brennan, J. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, P. Mac Gloinn, Senator T. Hussey, Councillors J. Joyce, Deputy M. Kitt, Councillors M. Loughnane, M. Lynch, Deputy Padraic McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, M. Mullins, M. O'Morain, P. O'Tuathail, P. Rafferty, M. Ryan, T. Walsh, and T. Welby.

Officials: Messrs. J. Howlett, Deputy County Manager; P. Flood, County Engineer; J. Crotty, Deputy County Engineer; R. Killeen, Senior Executive Engineer; B. Callagy, Senior Executive Engineer (Planning); A. Fleming, Administrative Officer; D. Barrett, S.S.O., Planning; T. Hyland, I.D.A.; C. Lynch, County Development Officer; and T. Kavanagh, who acted as Secretary to the Meeting.

The Opening Prayer was recited.

3344 - CLONBROCK GATES:

Councillor Callanan asked if there was any report in relation to Clonbrock Gates. The County Engineer stated that the Council's Law Agent had written to Mr. William Glynn, Solicitor for Mrs. Shauer who claims ownership of the Gates and had them taken down. She said that some pillars were dangerous and she was afraid that somebody might get injured. She intends to re-erect the gates further in. The County Engineer said that there was some doubt about the ownership of the Gates and the Council was not in the position to issue any instructions. Councillor Callanan asked that the Council try and ensure that the Gates are re-erected.

3345 - UNEMPLOYMENT IN NORTH GALWAY AREA:

Councillor Finnegan said that unemployment was a major issue in North Galway and he had put the matter on the Agenda as the Council was the only democratically elected Body representing the County. He said that he wanted the unemployment problem to receive urgent attention, and top

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priority. He said that vigorous efforts would have to be made to replace lost industry in Tuam. He said that there was a sizeable youth population attending Secondary Schools in Tuam and were leaving school highly qualified. He said that villages around Tuam had suffered equally through the loss of full-time and part-time employment. He said he wished to propose that Tuam be put to the top of the priority list. He also said that a solution would have to be found in regard to the Sugar Factory site. He said he also wanted action to replace the jobs lost at Homecare Fabrics. Councillor Finnegan said that he was happy with the proposals for water and sewerage infrastructure for the Town.

Mr. T. Hyland, I.D.A. said that the I.D.A. fully accepted the employment needs of Tuam and over the past number of months had worked very closely with the various committees there for the promotion of industry. One of the Group's objective was to provide an Enterprise Centre in Tuam and the I.D.A. agreed to contribute financially and with expertise. Another Committee had produced a brochure for the promotion of Tuam while another concentrated on tourism promotion. Another proposal related to a joint venture with the Sugar Company. Mr. Hyland said he believed some solid things were afoot which would bring results. He said there were over 900 people employed in Tuam and Tuam had won the WANG/IDA Prize. In 1988, Tuam was one of the best towns in Ireland in regard to start ups. With regard to Homecare Fabrics, he said that negotiations were ongoing and involving a U.S.A. interest. Mr. Hyland said that the I.D.A. was having discussions about the provision of a 20,000 square foot advance factory facility in Tuam. The I.D.A. accepted that Tuam was a priority case and he was hoping for a major new investment in Tuam.

Councillor Finnegan thanked Mr. Hyland for the information he had given and requested that a sense of urgency be applied to Tuam. Senator Hussey welcomed the opportunity to take part in the debate. He mentioned all the towns in North Galway which were affected by unemployment and where the whole fabric of society had almost broken down as a result. He hoped that any I.D.A. plans would take all the towns into account. He was glad to see the people of Tuam coming together under the various Committees and regarded this as a very positive and necessary step. He was satisfied that the County Council was playing its part in providing the necessary infrastructure. He said the Goodman proposal had dragged on too long and had done an amount of damage to Tuam. However, he believed the climate was now good and that jobs would come.

Councillor Lynch asked Mr. Hyland about seven and a half acres of land which the I.D.A. sold in Athenry recently. He asked Mr. Hyland if there was any hope of jobs for Athenry.

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Mr. Hyland replied that the I.D.A. only sold some of their land in Athenry and the remainder would be retained for future development. In regard to jobs, Mr. Hyland replied that at this very moment, the I.D.A. was not concluding any jobs deal.

Councillor McHugh said that while he welcomed the efforts of the people of Tuam for the promotion of industry, he said that it was unlikely that it would achieve the aims of Councillor Finnegan's motion, which was to attract a major industry to Tuam. He said that it was time that the I.D.A. clarified the position in regard to Goodman.

Councillor J. Burke welcomed Mr. Hyland, I.D.A., and Mr. Lynch from the County Development Team to the Council to talk about the provision of employment in North Galway. He said that there was now excellent goodwill to do something for Tuam, and great co-operation between the County Council, Town Commissioners, I.D.A., County Development Team, and various other groups. He said the Goodman proposal should be clarified as a matter of urgency. He said the Goodman proposal only involved 120 jobs and that proposal on its own would not solve the problem. He was pleased to hear that Mr. Hyland was optimistic about a major investment in Tuam, and the priority Tuam was getting. Councillor Burke said that there was massive emigration from North Galway which had to be tackled. Any jobs created in Tuam would benefit the whole of North Galway. Councillor Burke proposed that a Committee be set up to help the problems in the Tuam area, and that £25,000 from the Structural Funds be allocated to it over a three year period.

Councillor Walsh drew attention to the serious unemployment and emigration in towns in North Galway other than Tuam. He said that some areas were not helped by the lack of infrastructure. Councillor Ryan said that he had proposed at the Estimates Meeting that the Council employ an extra 100 men throughout the County as the workforce was now very small. He said there were many small farmers in North Galway, most of whom depended on either full-time or part-time jobs. He criticised the practice of stopping headage grants from farmers who were in part-time employment. Councillor Glynn said that if the I.D.A. was concerned about Tuam, the recently announced industry for Galway should have been diverted to Tuam. He also questioned the I.D.A.'s decision to sell land in Tuam.

Replying to some of the queries, Mr. Hyland said that the I.D.A.'s position in regard to the Goodman Plant had been made clear publicly and he had nothing further to say on it. He repeated that the I.D.A. was in discussions about the provision of an advance factory. He assured the Councillors that he had taken a note of all the towns mentioned by them

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such as Glenamaddy, Ballygar, Dunmore, Mountbellew, etc., and the I.D.A. would co-operate fully in the promotion of industrial development in all these towns. Replying to Councillor Glynn, he said that a number of companies had visited Tuam, but in the final analysis, a company will decide itself where to locate. He agreed that the I.D.A. had sold some land in Tuam as a policy matter in agreement with the Government, but the I.D.A. still had approximately 40 acres of land in Tuam. At this point, Mr. Hyland had to leave the Meeting due to the pressure of other business and was thanked by the Chairman and Members for his presence.

Deputy Kitt supported Councillor Ryan in relation to the employment of extra workers by Galway County Council. He said that there were over 2,000 on the Live Register in North Galway, and that jobs were badly needed in all the Towns including Tuam. He agreed that small industries had been very successful and would like to see the Goodman proposal clarified. Deputy McCormack also called for clarification of the Goodman proposal and said that it had done damage to Tuam.

Mr. Lynch, County Development Officer, said that while there appeared to be a lot of gloom around, things were not as bad as it appeared. He then gave some statistics in relation to North Galway and said that during 1988, the County Development Team approved of 15 projects and the I.D.A. 12 projects. In 1989, the County Development Team had approved of 17 projects. During 1989, the County Development Team had grant aided 89 projects over the whole County providing employment for 217 people. Mr. Lynch agreed that Tuam needed a major investment but it was difficult to say when this would happen but things were looking good. He said the official line in relation to the Goodman proposal was that Goodman was still interested.

Mr. Howlett said that any information which the Council had in relation to the Goodman proposal had been given to the Members. Goodman had told the Council that it did not intend to use the local authority treatment plant for the development. Mr. Howlett said that as a result of the initiative of the Archbishop of Tuam, there had been a lot of good work and effort in Tuam in the past year, and he hoped that it would bring success.

Councillor Finnegan proposed that a get well letter be sent to the Archbishop. Councillor Brennan agreed with the setting up to a Committee and the allocation of £25,000 to it for three years from the Structural Funds.

The Chairman thanked Mr. Lynch, County Development Officer, for attending the Meeting and for the work of the County Development Team.

3346 - E.C. STRUCTURAL FUNDS:

Mr. Howlett referred to the document which had been circulated and which outlined the projects which had been listed for Regional Funds. He said that the Council had no information as yet in regard to Structural Fund Grants other than what appeared in the newspapers, but it was hoped that local authority plans would be supported. He said that grants would not come directly to the County Council but would come through Central Government and would be earmarked for certain projects. Mr. Howlett said that other Bodies in the County and in the region had made other submissions in relation to their activities.

Referring to the access programme, Councillor O'Morain questioned the statement that the improvement of the National Road network was of the highest priority to the County. He also referred to the objective of providing an Airfield in the Clifden area, and yet the Council had refused Planning Permission. He also said that Rosmuc Regional Water Supply Scheme was omitted from the Sanitary Services proposals, and that this omission should be rectified. He asked if the Council had requested a representative from the O.P.W. to attend a Meeting to give information in relation to areas of scientific interest.

Mr. Howlett replied that the Rosmuc was on the priority list and said that the Council had requested the O.P.W. to send a representative to a Council Meeting and a response is awaited. The County Engineer explained that the document was prepared in a way that would best secure funds for Council projects. Taking Roads as an example, he said that there was a pool of money available for major works, and if the Council did not include suitable road projects, it would not get any grants, and therefore, would lose out. He said that the Council was seeking funds for smaller roads through other channels.

Councillor Joyce said that he was dissatisfied with the way the Structural Funds proposals had developed over the last few years. He said there should be some person at local level working full-time pressing for funds and it looked as if there was a whole of disjointed proposals. He said that the Structural Funds should be kept under regular review.

The County Engineer said that the Council had got a grant of £3.7 million for the Galway to Oranmore road in 1989, and he expected a similar amount in 1990. He said that the Council had also been given some commitments about Sanitary Services Schemes and he expected more starts in 1990 than in previous years. Deputy McCormack said that Community Councils had spent a lot of time drawing up plans for Structural Funds. He then referred to the objectives in the Plans for an

Airport in the Clifden area and to the fact that Planning Permission had been refused. He said this was a strange decision and had come as a great shock. He proposed that the Council write to An Bord Pleanála asking them to make a speedy decision to grant Permission. Deputy McCormack said that he was glad to see Knockferry Bridge included in the proposals. Councillor Mannion seconded Deputy McCormack's proposal in relation to Clifden Airport planning application. Councillor O'Tuathail said that it was immoral to keep spending money on National Roads which were already in good condition, while there were no funds for roads in West Galway which were in a dreadful condition. Some areas would soon be left without roads or a suitable water supply.

The Chairman asked if Deputy McCormack's motion regarding Planning Permission for Clifden Airport was agreed. Councillor O'Tuathail proposed that the Members not interfere with the planning process and abide by the Development Plan. This was seconded by Councillor Glynn.

Following discussion, it was agreed to put the matter on the Agenda for the next Meeting.

3347 - DESIGNATION OF AREAS FOR CASUAL TRADING:

Councillor Finnegan asked for details in relation to casual trading under the Casual Trading Act, 1980. Mr. Howlett explained that the Act came before the Council in 1981. The Act allows a local authority to designate any land in its functional area to which the public have access as a casual trading area. Where a local authority designate an area to be a casual trading area, a person may engage in casual trading in that area if he holds a licence from the Minister for Industry and Commerce, and a permit from the local authority. Casual trading may not take place in any other area of the local authority except in designated casual trading areas. The provision of casual trading areas would involve the Council in considerable expense. A number of sites would have to be provided, they would have to be kept clean and tidy and arrangements would have to be made for the collection of litter and trade waste. Satisfactory sanitary facilities would have to be provided as well as adequate parking facilities for the traders own vehicles and for vehicles owned by the public. The only revenue accruing to the Council would be a fee of £20 per annum for each permit issued. For these reasons, the Council decided not to designate any area, because if just one area was designated, then no trading could take place elsewhere in the County.

Councillor J. Burke said that casual trading was affecting business people in Tuam and one in particular. Mr. Howlett said that the Council had proposed Carpark By-Laws in Tuam which might help the situation, and he said he would check on

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the position of the proposed By-Laws. Councillor Mannion asked if By-Laws could be introduced for Clifden. It was agreed that some investigations be carried out and that the matter be put on the Agenda again.

3348 - PLACING DRAFT COUNTY DEVELOPMENT PLAN ON DISPLAY FOR PUBLIC INSPECTION:

A complete copy of the Draft County Development Plan had been circulated to each Member. Councillor Glynn complimented Mr. Callagy and staff on the Draft Plan, and proposed that it be put on public display for the statutory period. Deputy McCormack said that he was not satisfied that enough had been done to alleviate the problems which arise in relation to the granting of Permission in amenity areas. Mr. Howlett explained that the Members would have an opportunity to look at the plan when it came back before the Council after publication. It was agreed to put the Draft Plan on public display.

3349 - CLONTUSKERT/KILTORMER WATER SUPPLY SCHEME:

Mr. Howlett explained that there was a proposal to supply water to the Kiltormer area off the proposed Clontuskert Group Water Supply Scheme. Ballinasloe U.D.C. would supply water to the Group Scheme if its own proposals for augmentation, which are with the Department of the Environment, are approved. At that stage, the Council would negotiate with Ballinasloe U.D.C. re price for water, etc. Councillor Joyce asked that the matter be expedited.

3350 - SYMPATHY:

Resolutions of sympathy were adopted with the following:

Mrs. Mary Jo. Costelloe, Leitrim, Loughrea.
Mrs. Julia Murphy, Cahernalea, Kiltulla, Athenry.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED + CONFIRMED:

John Malloy CHAIRMAN

26th February 1990 DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

15u la Eanair, 1990.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniu de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 22u la Eanair, 1990, ag tosnu ag a 3.30 a chlog sa trathnona.

Mise, le meas,

E. O GLIASAIN,
RUNAI

A G E N D A

1. Consideration of the Minutes of the following Meetings:
(a) Special Council Meeting held on 8th December, 1989.
(b) Monthly Meeting held on 19th December, 1989.
2. Disposal of small plot of land at Headford to E.S.B. in accordance with Section 83 Notice dated 9th January, 1990.
3. Disposal of plot of land at Windford, Headford, to Edward Tierney, Windford, in accordance with Section 83 Notice dated 15th December, 1989.
4. Clifden Airport.
5. Malicious Injury Decrees - list attached.
6. Business submitted by the County Manager.

COUNCILLORS NOTICES OF MOTIONDEPUTY ROBERT MOLLOY: - I will propose:

7. That immediate repairs be carried out to Bothar Dubhachta, Corr na Mona, Co. Galway.
8. That immediate repairs be carried out to Bothar Dubhros, Corr na Mona, Co. Galway.
9. That immediate repairs be carried out Bothar Droim Snaimh, Corr na Mona, Co. Galway.

COUNCILLOR JARLATH McDONAGH: - I will propose:

10. That the County Council remove two larger bushes which are obscuring seriously the view on entry to Kilskeagh, Athenry. (Details supplied.)
11. That the County Council impress on the Department of the Environment the importance of making available immediately special contributions for Group Water Schemes.
12. That the County Council utilise Social Employment Schemes to carry out enquiries improvement work at Cemetery. (Details supplied.)

DEPUTY PADRAIC McCORMACK: - I will propose:

13. That works be carried out at Carnmore Cross to improve the view for motorists as they approach from the Monivea Road direction towards Carnmore Cross, by lowering a wall on the left-hand side.
14. What is the present position with regard to the Headford Sewerage Improvement Scheme. Has the Council submitted the Preliminary Study to the Department or have they received sanction for money to commence improvements to the Headford Sewerage Scheme.

COUNCILLOR PETER RAFTERY: - I will propose:

15. That yield and junction signs be erected at road leading to Kilcolm Village.
16. That Galway County Council put go slow signs and continuous white lines at the bad bends and over the bridge at Newbridge.

DEPUTY NOEL TREACY: - I will propose:

17. That Galway County Council carry out immediate repairs to a boundary fence and a well entrance at a location (details supplied). The Council take due regard for the damage imposed on this stretch of property by passing traffic as a result of a recent accident at this site. The necessary repairs be carried out in their entirety and outlined hereafter and the date on which this work will commence.
18. That Galway County Council alleviate the flooding which is constantly accumulating outside the property (details supplied) and further alleviate the flooding which is accumulating on another property and therein (details supplied) that the Council outline the works to be carried out, when these works will be carried out and other necessary information and that these works will be carried out forthwith.

COUNCILLOR MATT LOUGHNANE: - I will propose:

19. That the public utility (details supplied) be put in working order.

COUNCILLOR JAMES JOYCE: - I will propose:

20. That the Portumna and Ballinasloe Engineering areas be provided with funding this year to carry out a major hedge-cutting programme along County Roads.
21. That Councillors' Notice of Motion monies be substantially increased this year.

COUNCILLOR MARTIN LYNCH: - I will propose:

22. That Galway County council erect extra lights on the main Loughrea Road out of Gort, and to extend the footpath another 50 yards on the Loughrea Road out of Gort, as there is a great danger to young children and old age pensioners on this road.
23. That Galway County Council remove the bad bends on the road from Rinville to Maree Church.
24. That Galway County Council erect a light outside Maree Church as there is no public lighting in that area.

COUNCILLORS F. GLYNN, J. BURKE, P. McHUGH, T. WELBY, P. O'TUATHAIL, J. BRENNAN, M. MULLINS, T. WALSH, J. MANNION, DEPUTIES P. McCORMACK AND M. KITT, COUNCILLORS P. FINNEGAN, J. JOYCE, M. O'MORAIN, P. RAFTERY, J. MOLLOY, M. RYAN, AND SENATOR T. HUSSEY: - We will propose:

25. We, the Members of Galway County Council, support the just request of the Board of Horan International Airport "That transatlantic flights to Knock Shrine be allowed to fly direct into Horan International Airport", and we call on the Government to have appropriate legislation introduced forthwith.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 22ND JANUARY, 1990.

IN THE CHAIR: Councillor John Molloy.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack, Councillors J. MacDonagh, P. McHugh, Deputy R. Molloy, Councillors M. Mullins, N. O'Conchubhair, 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; E. Gleeson, County Secretary; P. Flood, County Engineer; L. Kavanagh, S.E.E. (Planning); R. Killeen, S.E.E.; T. Kavanagh, Administrative Officer; D. Barrett, Senior Staff Officer.

The Opening Prayer was recited.

3351 - MINUTES:

On the proposition of Councillor Michael Ryan, seconded by Deputy Michael Kitt, the Minutes of the following Meetings were adopted and signed by the Chairman:

- (a) Special Council Meeting held on 8th December, 1989.
(b) Monthly Council Meeting held on 19th December, 1989.

3352 - PLANNING APPLICATION - REFERENCE NO. 59870:

Deputy P. McCormack referred to the Resolution under Section 4 of the City and County Management (Amendment) Act, 1955 which had been passed at the Meeting of the 8th December, 1989, in the case of Planning Application No. 59870 - Applicant - Thomas Grealish. He stated that the Members had been informed that the Manager, having sought legal advice, had decided not to implement the Section 4 Resolution. He asked what recourse the owners of the site now had. In this case, the father had left a site to the applicant 18 years ago. In reply, the County Manager stated that the applicant had a right of appeal to An Bord Pleanála. The question of ownership had nothing to do with consideration of the Planning application. Deputy McCormack stated that the Development Plan should be amended to allow genuine cases of

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planning application such as this one to be permitted.

3353 - DISPOSAL OF SMALL PLOT OF LAND AT HEADFORD TO E.S.B.:

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

"That Galway County Council hereby approve the lease of a plot of land at Headford to the Electricity Supply Board, in accordance with the terms of Notice dated 9th January, 1990, 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"

3354 - DISPOSAL OF A PLOT OF LAND AT WINDFORD, HEADFORD:

It was proposed by Councillor Joe Brennan, seconded by Deputy P. McCormack and agreed:

"That Galway County Council hereby approve the sale of a plot of land at Windford, Headford, Co. Galway, to Edward Tierney, Windford, Headford, in accordance with the terms of Notice dated 15th December, 1989, 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".

3355 - CLIFDEN AIRPORT:

Deputy P. McCormack stated that he had raised this matter at the last Meeting and had asked that the matter be put on the Agenda so that the Members of the Council could discuss the case. The public were under the impression that Planning Permission had been refused by the Members. He proposed that the Council pass a Resolution requesting An Bord Pleanala to deal swiftly and positively with the appeal against the Council's decision to refuse Planning Permission for the construction of an Airfield runway in Ardagh, Clifden. Councillor Ulick Burke seconded Deputy McCormack's proposal.

Councillor Micheal O'Morain asked if the Council could legally vote a recommendation against a decision which had been made by the Council or whether the Members should seek an Oral Hearing where Members could make their views known publicly and state the reasons why the site for the Airport was more suited in the area proposed. The Chairman stated that the Council should apply to An Bord Pleanala to have an Oral Hearing held in this case. Councillor Peadar O'Tuathail asked why Members had not sought prior notice in this case, and stated that the matter should be left to An Bord Pleanala to determine the appeal.

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Councillor Ulick Burke stated that the Members of the Council had a right to support the concept of an Airport in Clifden. He stated that where an application of major importance such as this one came before the Council, it should be put on the Agenda of a Council Meeting prior to a decision being made. He stated that the Council should have a full report on and a detailed visual presentation of the proposal for consideration by the Members. He referred to the fact that the Council had put forward proposals under the E.E.C. Structural Funds for assistance in financing an Airport in Clifden. Councillor Glynn supported the view that Members should have an opportunity for discussing major developments such as this before the Planning Decision was made.

Councillor Nioclas O'Conchubhair stated that as an alternative to Deputy McCormack's proposal, he proposed that the Council support the application by the applicants for an Oral Hearing to An Bord Pleanala, and that the Oral Hearing be held in the area of the proposed development. Councillor O'Morain seconded Councillor O'Conchubhair's proposal.

Deputy P. McCormack stated that he did not want to rehash the whole application but he wanted to have a say in the recommendation for an Airport in Clifden. He supported the granting of Permission in this case. He had not been party to the refusing of Permission, and if the Members of the Council could influence An Bord Pleanala in their decision on the Appeal, the Members should endeavour to do so.

In reply to Members, the County Manager stated that since the last Local Elections, there was an arrangement in place whereby any Member could request to have a Planning Application discussed at the Special Planning Meeting of the Council. This arrangement was still in place, and there was no difficulty for any Member in bringing forward any item for discussion at that Meeting. In relation to the case being discussed regarding Clifden Airport, the Manager indicated that the decision in relation to the application had been made. There were statutory provisions whereby the applicants could appeal the decision of the Council. In deciding the case, regard must be had to the proper planning and development of the area. An Environmental Impact Study had been prepared, and the Council had engaged experts to assess it. These experts had given their observations in relation to the Study. He asked the Council to consider the value of a resolution which did not have regard to the Environmental Impact Study. There was every likelihood that an Oral Hearing would be held in this case and that was the proper forum whereby any Councillor could outline his observations. If any Councillor wanted to give evidence at the Oral Hearing, the County Manager stated that he would see to it that Members were informed and briefed in relation to the case. The County Manager indicated that the applicants had requested an Oral Hearing.

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In reply to Councillor Ulick Burke, the County Manager indicated that the appropriate documentation would be made available to any Councillor who wished to be involved in any Oral Hearing in the case, and such Councillor would be fully briefed for the purposes of an Oral Hearing. Following further discussion, it was proposed by Councillor J. Joyce, and seconded by Councillor P. McHugh that the Resolution proposed by Deputy P. McCormack be not taken at this time.

The Chairman put Councillor Joyce's amendment to the Meeting, and a vote taken for or against Councillor Joyce's amendment resulted as follows:

FOR: Councillors J. Brennan, J. Burke, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, F. Glynn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors M. Loughnane, P. McHugh, J. Molloy, Deputy R. Molloy, Councillors N. O'Conchubhair, M. O'Morain, P. O'Tuathail, P. Raftery, Deputy N. Treacy, and Councillor T. Welby. (19)

AGAINST: Councillors U. Burke, J. Lambert, M. Lynch, Deputy P. McCormack, J. McDonagh, M. Mullins, and M. Ryan. (7)

The Chairman declared Councillor Joyce's amendment carried.

3356 - BRIDGE AT CARROWKEEL - GALWAY EASTERN APPROACH ROAD:

The County Manager informed the Members that the Council were endeavouring to reach agreement with Irish Rail regarding the height and width of a bridge over the Railway Line at Carrowkeel as part of the works involved in the construction of the Galway Eastern Approach Road. The Council, the Department of the Environment, and the Department of Communications, had reached agreement but Irish Rail were seeking a higher and wider bridge. He suggested that the Council request the Minister for the Environment to receive a deputation from the Council so that the position could be outlined to the Minister and that he be requested that he consult with the Minister for Communications with a view to resolving the problem. The Minister was receiving a deputation from Galway Corporation on the 30th January, 1990, and the Council might request that the Minister receive the deputation from the County Council on the same day.

It was agreed on the proposal of Councillor P. Finnegan that the Minister for the Environment be requested to receive a deputation to discuss the problem. It was agreed that the deputation should consist of the Councillors for the Galway Area and the Oireachtas Members for the Area.

MINUTES OF MONTHLY MEETING HELD ON 22/1/1990.

5.

3357 - MALICIOUS INJURY DECREES:

The list of Malicious Injury Decrees, circulated with the Agenda, were noted.

COUNCILLORS' NOTICES OF MOTION

3358 - THAT TRANSATLANTIC FLIGHTS TO KNOCK SHRINE BE ALLOWED TO FLY DIRECT INTO HORAN INTERNATIONAL AIRPORT: - MOTION BY COUNCILLORS F. GLYNN, J. BURKE, P. MCHUGH, T. WELBY, P. O'TUATHAIL, J. BRENNAN, M. MULLINS, T. WALSH, J. MANNION, DEPUTIES P. MCCORMACK AND M. KITT, COUNCILLORS P. FINNEGAN, J. JOYCE, M. O'MORAIN, P. RAFTERY, J. MOLLOY, M. RYAN, AND SENATOR T. HUSSEY:

The County Manager stated that in earlier public discussions about Knock Airport, Galway County Council while supporting the development at Knock, were concerned to ensure that whatever happened at Knock would not divert funds or undermine in any way the development of the Galway Airport. In considering the motion, the Members should consider the question of long term developments at Knock which might affect Galway City as the Regional Capital. The question also arose as to whether the opening up of the Airport to Transatlantic Flights would result in pressure for the opening up of Dublin to International Flights with consequential damage to Shannon. Shannon Airport had always functioned as an important infrastructure for the development of Galway. In considering the resolution, the Council might confine their support to changes in flights which would land in Knock primarily because of the Shrine. A number of Councillors supported the motion set out on the Agenda but expressed the view that the terms of the resolution should be confined to Chartered Transatlantic Flights to the Knock Shrine. The following resolution, as amended, was agreed by the Council:

"That Chartered Transatlantic Flights to Knock Shrine be allowed to fly direct into Horan International Airport."

It was agreed that the terms of the resolution would be conveyed to the Minister for Transport and Tourism.

3359 - THAT IMMEDIATE REPAIRS BE CARRIED TO BOTHAR DUBHACHTA, CORR NA MONA: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"The estimated cost of carrying out strengthening works to the above road is £10,000. This road will be considered along with others when the 1990 Roads Programme is finished."

MINUTES OF MONTHLY MEETING HELD ON 22/1/1990. 6.

- 3360 - THAT IMMEDIATE REPAIRS BE CARRIED TO BOTHAR DUBHROS, CORR NA MONA: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"The estimated cost of carrying out strengthening works to the above road is £10,000. This road will be considered along with others when the 1990 Roads Programme is finalised."

- 3361 - THAT IMMEDIATE REPAIRS BE CARRIED OUT TO BOTHAR DROIM SNAIMH, CORR NA MONA: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"Repairs have recently been carried out to the Droim Snaimh road."

- 3362 - THAT THE COUNTY COUNCIL REMOVE TWO LARGER BUSHES WHICH ARE OBSCURING SERIOUSLY THE VIEW ON ENTRY TO KILSKEAGH, ATHENRY. (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The trees are approximately 50 metres from the junction in question and removal of same would make very little difference to the line of sight."

As the trees in question are not endangering the public road and are not considered old or decayed and are located on private land, the Council are not empowered to serve tree cutting notices."

- 3363 - THAT THE COUNTY COUNCIL IMPRESS ON THE DEPARTMENT OF THE ENVIRONMENT THE IMPORTANCE OF MAKING AVAILABLE IMMEDIATELY SPECIAL CONTRIBUTIONS FOR GROUP WATER SCHEMES: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"I wish to inform you that the Special Contributions in respect of group water schemes are now paid by the Department of the Environment. The question of expediting payment of Grants will be taken up with the Department."

MINUTES OF MONTHLY MEETING HELD ON 22/1/1990. 7.

- 3364 - THAT THE COUNTY COUNCIL UTILISE SOCIAL EMPLOYMENT SCHEMES TO CARRY OUT ENQUIRIES IMPROVEMENT WORK AT CEMETERY (DETAILS SUPPLIED): - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The question of using S.E.S. to do this work will be investigated and if found suitable, an application will, in due course, be lodged with FAS."

- 3365 - ROADWORKS AT CARNMORE CROSS: - MOTION BY DEPUTY PADRAIC McCORMACK:

The following written reply was given to Deputy Padraic McCormack:

"It would be necessary to lower the boundary wall at the above location to improve sight distance. However, the land owner involved is not agreeable to the lowering of the wall."

The junction will be examined to see if any other improvements can be carried out."

- 3366 - WHAT IS THE PRESENT POSITION WITH REGARD TO THE HEADFORD SEWERAGE IMPROVEMENT SCHEME: - MOTION BY DEPUTY PADRAIC McCORMACK:

The following written reply was given to Deputy Padraic McCormack:

"I wish to inform you that the Preliminary Report for the Headford Sewerage Improvement Scheme has been submitted to the Department since the 9th November, 1989. Supplementary information was requested by the Department and this information has been submitted."

The Council has sought approval of the Report from the Department and when this approval is received, the Council will proceed with the preparation of Contract Documents for the Scheme and seek a Capital Allocation to meet the cost of the works involved. The Council have indicated to the Department that an allocation of money for this project is required in 1990."

- 3367 - THAT YIELD AND JUNCTION SIGNS BE ERECTED AT ROAD LEADING TO KILCOLM VILLAGE: - MOTION BY COUNCILLOR PETER RAFTERY:

The following written reply was given to Councillor Peter Raftery:

"A yield right of way sign will be erected at the above junction in the near future."

MINUTES OF MONTHLY MEETING HELD ON 22/1/1990. 8.

- 3368 - THAT GALWAY COUNTY COUNCIL PUT GO SLOW SIGNS AND CONTINUOUS WHITE LINES AT THE BAD BENDS AND OVER THE BRIDGE AT NEWBRIDGE: - MOTION BY COUNCILLOR PETER RAFTERY:

The following written reply was given to Councillor Peter Raftery:

"Two signs were recently erected at the above location. It is intended surface dressing this section of road during the summer as part of the surface dressing programme. White lines will be provided at that stage."

- 3369 - THAT GALWAY COUNTY COUNCIL CARRY OUT IMMEDIATE REPAIRS TO A BOUNDARY FENCE AND A WELL ENTRANCE AT A LOCATION (DETAILS SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Damage to land owners property including fences, etc., as a result of a recent traffic accident is a matter between the landowner and the registered owner of the vehicle involved."

The Council has no responsibility in the maintenance or repair of roadside fences."

- 3370 - THAT GALWAY COUNTY COUNCIL ALLEVIATE THE FLOODING WHICH IS CONSTANTLY ACCUMULATING OUTSIDE THE PROPERTY (DETAILS SUPPLIED): - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Site investigations will be carried out within the next few weeks at the above location to determine the cause of flooding. Remedial works will then be carried out to alleviate the flooding."

- 3371 - THAT THE WATER PUMP AT CORBALLYMORE, GURTYMADDEN, LOUGHREA, BE PUT IN ORDER: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"The pump in question is in working order. However, it needs to be primed before use, and a container and water is left beside the pump for this purpose. The house owner involved is aware of this requirement."

MINUTES OF MONTHLY MEETING HELD ON 22/1/1990. 9.

- 3372 - THAT THE PORTUMNA AND BALLINASLOE ENGINEERING AREAS BE PROVIDED WITH FUNDING THIS YEAR TO CARRY OUT A MAJOR HEDGE CUTTING PROGRAMME ALONG COUNTY ROADS: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"Funds will be provided for hedge cutting in each engineering area when the 1990 Roads Programme is finalised."

- 3373 - THAT COUNCILLORS' NOTICE OF MOTION MONIES BE SUBSTANTIALLY INCREASED THIS YEAR: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"The present rate stands at £3,000 per Councillor or £90,000 in total. At present, the total road grants are not available but an assessment of what is available indicates that there will just about be enough funds to maintain employment. Any further dispersal of funds is not recommended."

- 3374 - THAT GALWAY COUNTY COUNCIL ERECT EXTRA LIGHTS ON THE MAIN LOUGHREA ROAD OUT OF GORT, AND TO EXTEND THE FOOTPATH ANOTHER 50 YARDS ON THE LOUGHREA ROAD OUT OF GORT: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"The erection of Traffic Route Lighting at the above location is dependent on funds being made available by the Department of the Environment. The Council has not been notified of the 1990 Grant allocation to date."

There already is a footpath on the Loughrea Road from Gort to Fahy's Cross a distance of 1 mile and it is not considered necessary to extend this footpath further."

- 3375 - THAT GALWAY COUNTY COUNCIL REMOVE THE BAD BENDS ON THE ROAD FROM RENVILLE TO MAREE CHURCH: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"The cost of removing the bends at the above location is estimated at £50,000. Removal of bends is not considered a priority while funds remain scarce."

MINUTES OF MONTHLY MEETING HELD ON 22/1/1990. 10.

3376 - THAT GALWAY COUNTY COUNCIL ERECT A LIGHT OUTSIDE MAREE CHURCH AS THERE IS NO PUBLIC LIGHTING IN THAT AREA: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"A sum of £10,000 has been provided in the 1990 Estimates for provision of public lighting. The provision of a light at this location will be considered along with others when a priority list is being prepared."

3377 - CORRESPONDENCE:

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

- (1) Letter dated 19th January, 1990, from Listowel Urban District Council re declaring the 1st of May as a public holiday.
- (2) Letter dated 19th January, 1990, from Listowel Urban District Council re increase in expenses to T.D.s .
- (3) Letter dated 16th January, 1990, from Castleblayney Urban District Council, re level of turnover of small business ventures.
- (4) Letter dated 18th December, 1989, from Macroom Urban District Council, regarding Mortgage Interest Relief.
- (5) Letter dated 21st December, 1989, from the Office of the Minister for Foreign Affairs regarding the Birmingham Six.
- (6) Letter dated 4th January, 1990, from the office of the Minister for Finance regarding a resolution passed at a recent Meeting of your Council regarding tax allowances for children.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED + CONFIRMED:

John Malloy CHAIRMAN

26 February 1990 DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

2u la Feabhra, 1990.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort eis seo bheith i lathair ag cruinniú de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De h-Aoine, an 9u la Feabhra, 1990, ag tosnu ag 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 Full Planning Permission to Mr. Michael Mullins, Ennis Road, Gort, Co. Galway, for the erection of a dwellinghouse, garage and septic tank at Coole Demesne, Gort, Co. Galway. - Planning Ref. No. 60252."

Michael Fahy. Matt Loughnane. Tom Hussey.
Tom Welby. Frank Fahey.

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 Michael Griffin, c/o William Winston, Knockdoe, Claregalway, Co. Galway, for the erection of a dwellinghouse and septic tank at Claregalway. - Planning Ref. No. 60357."

John Molloy. T. Welby. Paddy McHugh.

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 full Planning Permission to Mr. Thomas Curley for the construction of a Tyre Store, Office and Septic tank at Caherlavine, Loughrea, Co. Galway. - Planning Ref. No. 60198."

Noel Treacy. Ulick Burke. Matt Loughnane.

4. "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 store and change of use to tyre sales depot at Doon, Rosscahill, to Michael C. Walsh. - Planning Ref. No. 60389."

Paddy McHugh. Padraic McCormack. John Molloy.

OTHER BUSINESS:

5. Amenities Grant Scheme, 1990 - National Lottery Funds.
6. Environmental Protection Agency.
7. Conference - Implementation of Structural Funds - Corrib Great Southern Hotel, Galway - Friday, 16th February, 1990.

NOTICE OF MOTION: - Councillor Matt Loughnane

8. That a Preservation Order be placed on the Lady Gregory School at Kiltartan Cross, Gort.

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 9TH FEBRUARY, 1990.

IN THE CHAIR: Councillor John Molloy.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, P. Mac Gloinn, Senator T. Hussey, Councillors J. Joyce, M. Killilea, MEP, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack, Councillors J. MacDonagh, P. McHugh, Councillors J. Mannion, M. Mullins, N. O'Conchubhair, M. O'Morain, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh, and T. Welby.

Officials:

Messrs. S. Keating, County Manager; P. Flood, County Engineer; T.J. O'Donoghue, Law Agent; L. Kavanagh, B. Callagy, Senior Executive Engineers, (Planning); J. Crotty, Deputy County Engineer; E. Lusby, Finance Officer; D. Barrett, Senior Staff Officer; F. Gilmore, Acting Senior Executive Engineer; and T. Kavanagh, Acting County Secretary.

3378 - PRESENTATION TO MR. JOHN HOWLETT, ASSISTANT COUNTY MANAGER:

On behalf of the Members, the Chairman made a presentation to Mr. Howlett on his retirement after 44 years in the Local Government Service. The Chairman paid tribute to Mr. Howlett's work with Galway County Council particularly in the area of Housing and Sanitary Services. All the Members joined in the tributes to Mr Howlett and wished him many happy years of retirement.

The Members of the Press also paid tribute to Mr. Howlett. The County Manager, on his own behalf and on behalf of the staff, joined in the tributes to Mr. Howlett, and the good wishes for a happy retirement.

Mr. Howlett thanked the Chairman and Members for their presentation and kind wishes, and said they would bear fond memories of his happy times in Galway County Council.

3379 - RESOLUTIONS OF SYMPATHY:

On the proposition of Councillor Callanan, seconded by Councillor O'Morain, a resolution of sympathy was passed with the relatives of Monsignor Thomas Keys, St. Joseph's College, Garbally, who died recently.

On the proposition of Councillor M. Fahy, seconded by Councillor Loughnane, a resolution of sympathy was passed to the relatives of the late Hugh Melvin, a former Member of Galway County Council.

Resolutions of sympathy were also adopted with the families of the following who died recently:

John Kelly, Ardrahan.
Bridget Keanev, Letterard, Cashel.

The County Manager, on his own behalf and on behalf of the staff, joined in the expressions of sympathy.

After a short adjournment, the Meeting proper started, and the Opening Prayer was recited.

3380 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 60252 - APPLICANT: MICHAEL MULLINS:

The Resolution set out on the Agenda was proposed by Councillor M. Fahy. He said the site was located near Coole Park on the National Primary Route close to Gort Town. He said there was no scope for development in Gort Town, and he would expect the speed limit to be extended as far as this location in the future. He said the applicant was getting married in June and needed Planning Permission to build a house. He said that since 1979, there was unauthorised parking of caravans adjacent to the site. He asked the Members to ensure that Planning Permission be granted to Mr. Mullins.

The Resolution was seconded by Councillor Loughnane. He said the applicant had no house and wished to build a house for himself, and therefore, there was an essential housing need. He said it was difficult to acquire a site in Gort, and that it was important that the applicant be living close to Gort because of his business. He said the availability of sites in Gort would have to be looked at. Deputy Fahey supported the resolution. He said there was very little development land in Gort, and he was aware of Mr. Mullin's effort to secure a site in Gort. He accepted that the site was along a National Primary Route, but referred to the large number of unauthorised caravans parked closeby for a number of years, which was very dangerous. He said that other

houses had been built in the area and he was not aware of any accidents.

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

"LOCATION:

The proposed development is located on the Gort-Galway National Primary Route, approximately 1 2/3 miles north of Gort.

PLANNING HISTORY:

An application for Outline Permission for the erection of a dwellinghouse was made in 1982 on the same site. This was refused - Applicant: P. Connors.

PLANNING CONSIDERATIONS:

The site is located on the N.18 National Primary Route just south of Kiltartan National School where the maximum speed limit applies. The policy of restricting development along the National Routes in the interests of traffic safety is well accepted and has been included in all County Development Plans.

In this instance there is no housing need claimed and no indication given as to why the proposals should be considered as being in one of the categories of housing development permissible on the route.

RECOMMENDATION:

It is proposed to refuse permission for this development for the following reasons:

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 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 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.

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2. The proposed development would contravene the County Development Plan (Chapter 25, Table 25A) which limits development along this route to those where essential family housing need exists, a category of

development which does not apply in this case."

The County Engineer said that the Council would have to be cautious in relation to this application as Permission had been refused previously. He said that the Council had a policy of restricting development along National Primary Routes, and this was in the existing and previous Development Plans. He said the speed limit is regularly exceeded at this location and he could not visualise the moving of the speed limit to this location in the foreseeable future. He said he hoped that the caravan problem would be resolved at some stage, but if Permission is given for a house, it is there forever. He said there was a fatal accident on this road already, and the people at most risk are often the people living in the houses. The reason for the restriction on development is to preserve the roads for traffic. He said the Department of the Environment had warned that Grant monies would be in jeopardy if traffic routes were used as development roads. He said that road users would be put at risk and because of the speed of traffic, an accident could have severe consequences. He said he had no doubt but that the development would contravene the Development Plan, and he urged that Permission be refused.

Replying to Councillor Loughnane, who said that there was an essential housing need, because the applicant intended getting married, the County Engineer said that based on Councillor Loughnane's argument, anybody who did not have a house would be in the essential housing need category. He said the Development Plan sets out the categories of essential need, and the applicant had answered in the negative to the three questions relating to need.

Councillor U. Burke said that the questions in relation to housing need are confusing, and that the question should be opened up to cater for every housing need. Councillor Burke said that he found it inconsistent for the County Engineer to state in his report that the maximum speed limit applies at the location in question, and to say at the Meeting that the speed limit is exceeded. He said it was illegal to break the speed limit and this should not be used against an applicant for Planning Permission. He asked for the Law Agent's advice on the matter. Mr. O'Donoghue said that the enforcement of the speed limits was not a matter for the Planning Authority. However, if the County Engineer is aware that speed limits are exceeded, it would be remiss of him not to point it out. Councillor Lambert said that it was a sad situation when people have to come into the Council

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with cap in hand for Planning Permission. He said he did not know how Planning Permission had been granted for some houses which have been built. He said Planning was very strict in Galway, and he was not satisfied with it. He said that people would not put up with the unauthorised caravans for much longer. Councillor Brennan said it should be clear

to all that if the Section 4 was passed that Permission would still not be granted as the plan does not allow it. He said it was disappointing to see Planning Permission being refused to people who contribute to the National economy while others breach the Planning Laws.

Councillor M. Fahy said that there were 30 Members on the Council representing the voice of the people and if there are 2/3 majority in favour, then Permission should be granted. He said the applicant could not get an alternative site, and he was satisfied that this application was different to others.

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

FOR: Councillors U. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, Senator T. Hussey, Councillors J. Joyce, M. Killilea, MEP, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, J. MacDonagh, P. McHugh, J. Mannion, J. Molloy, N. O'Conchubhair, M. O'Morain, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh, and T. Welby.

(23)

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

Councillor F. Glynn abstained from voting.

The Chairman declared the resolution carried.

3381 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NO. 60357 - APPLICANT: MICHAEL GRIFFIN:

Councillor Welby said that having seen the report of Mr. Abbott, he was proposing the resolution set out on the Agenda. The resolution was seconded by Councillor McHugh. Councillor Welby asked the Permission of the Chairman to allow Mr. Abbott, Consulting Engineer, present his report. The Chairman granted Permission. Mr. Abbott, Consulting Engineer, then presented the following report and circulated some copies:

[1] GENERAL

[A] MR. MICHAEL GRIFFIN HAS BEEN NOTIFIED BY GALWAY COUNTY COUNCIL OF THEIR INTENTION TO REFUSE HIM PERMISSION TO BUILD A DWELLING HOUSE ON HIS LANDS IN THE TOWNLAND CLAREGALWAY -THE MAIN REASONS GIVEN BEING TRAFFIC CONSIDERATIONS IN PARTICULAR, TRAFFIC SAFETY.

[B] MY BRIEF IS TO CARRY OUT A DETAILED EXAMINATION OF THE LOCATION AT WHICH MR. GRIFFIN PROPOSES TO ERECT HIS HOUSE AND TO COMMENT ON THE TRAFFIC ENGINEERING AND SAFETY IMPLICATIONS OF THE PROPOSED DEVELOPMENT.

[2] PLANNING HISTORY

[A] MR. MICHAEL GRIFFIN RETURNED FROM ENGLAND SOME YEARS AGO AND BOUGHT HIS SMALL HOLDING OF APPROXIMATELY 6 ACRES ON THE ROAD LEADING OUT OF CLAREGALWAY IN A NORTHERLY DIRECTION TO TUAM. MR. GRIFFIN SPECIALISES IN THE BREEDING AND TRAINING OF BLOOD STOCK AND SHOW JUMPING. WHEN HE STARTED UP ON THE SITE HE ERECTED A MODEST COMPLEX OF FARM BUILDINGS COMPRISING OF 4 HORSE BOXES, A FEED STORE, A UTILITY SHED AND A HARD STAND/ARENA IN FRONT. THIS TYPE OF DEVELOPMENT, BECAUSE OF ITS SMALL SIZE, WOULD BE EXEMPT IN THE NORMAL WAY.

[B] MR. GRIFFIN, HOWEVER, FOUND HIMSELF IN TROUBLE WHEN HE ATTEMPTED TO PUT IN A NEW ENTRANCE AND ROAD-WAY LEADING FROM THE ROAD TO THE FARM-YARD, INSTEAD OF USING THE EXISTING AGRICULTURE GATE WHICH IS IN THE ADJOINING FIELD. APART FROM THE EASE OF USE, MR. GRIFFIN PROPOSED ERECTING NEW ROAD WAY AND BELLCAST ENTRANCE IN THE INTERESTS OF SAFETY (PRINCIPALLY HIS OWN SAFETY). THE BLOOD STOCK NECESSITATED FREQUENT CALLS, SOMETIMES AT NIGHT AND IT WAS MR. GRIFFIN'S EXPERIENCE THAT IT WAS EXTREMELY DANGEROUS TO PARK HIS VEHICLE ON THE HARD SHOULDER IN FRONT OF THE EXISTING AGRICULTURE GATE. IT CAN BE UNDERSTOOD THAT IT WAS NOT POSSIBLE TO BRING THE CAR IN OFF THE ROAD BY VIRTUE OF THE FACT THAT THE GATE

IS RELATIVELY NARROW AND THE AREA INSIDE THE GATE IS UNPAVED.

[C] MR. GRIFFIN UNDER THE IMPRESSION THAT HE WAS IMPROVING THE SAFETY OF THE SITUATION, CARRIED OUT THE CONSTRUCTION OF THE ROAD-WAY WITH ITS ASSOCIATED BELLMOUTH ENTRANCE, WITHOUT APPLYING FOR PLANNING PERMISSION. IT WAS ONLY WHEN THE WORK WAS COMPLETED THAT HE WAS NOTIFIED OF HIS ERROR BY GALWAY COUNTY COUNCIL.

[D] HE THEN APPLIED TO GALWAY COUNTY COUNCIL FOR PERMISSION TO RETAIN HIS RECENTLY CONSTRUCTED RECESSED. DURING CONSIDERATION OF THIS APPLICATION TO RETAIN, GALWAY COUNTY COUNCIL INFORMED HIM THAT HE MUST ALSO APPLY FOR PERMISSION TO RETAIN THE METALLED ROAD SURFACE LEADING TO HIS SHEDS, IN VIEW OF THE FACT THAT IT MEASURED OVER 3M WIDE. MR. GRIFFIN COMPLIED WITH ALL THE COUNTY COUNCIL'S REQUIREMENTS AND WAS SUBSEQUENTLY GRANTED PERMISSION FOR NOT ALONE THE ACCESS ROAD WAY LEADING TO HIS FARM BUILDINGS BUT FOR THE RECESSED ENTRANCE GATEWAY AS IS NOW CONSTRUCTED ON SITE. THIS WAS IN ACCORDANCE WITH PLANNING PERMISSION 57354 OF 6TH JANUARY, 1989 AND THE ONLY CONDITIONS LAID DOWN WERE THAT THE ACCESS AND ROAD WAY BE USED FOR AGRICULTURE PURPOSES ONLY AND REASON STATED WAS IN THE INTEREST OF "TRAFFIC SAFETY".

[E] SINCE OBTAINING THIS PLANNING PERMISSION MR. GRIFFIN HAS FOUND THAT HORSE BREEDING AND TRAINING IS RATHER MORE INTENSIVE THAN ORIGINALLY ENVISAGED AND HE NOW FINDS IT ATTRACTIVE AND ALMOST ESSENTIAL TO LIVE ON SITE WITH HIS ENTERPRISE. HE HAS NOW APPLIED TO ERECT A HOUSE ON HIS SMALL HOLDING USING THE SELF SAME ACCESS ROAD AND ENTRANCE FOR WHICH PLANNING PERMISSION WAS GIVEN LAST JANUARY.

3. SITE SURVEY

[A] THE LOCATION AT WHICH MR. GRIFFIN PROPOSED TO BUILD WAS SURVEYED BY ME ON 22ND JANUARY, 1990. MR. GRIFFIN HIMSELF WAS PRESENT DURING MY SURVEY AND POINTED OUT ALL RELEVANT FACETS OF THE DEVELOPMENT.

[B] THE PROPOSED DEVELOPMENT IS SITUATED LESS THAN QUARTER OF A MILE FROM THE VILLAGE OF CLAREGALWAY ON THE NORTHERN STRETCH OF THE N17 LEADING TO TUAM. THIS ROAD IS A NATIONAL PRIMARY ROAD, ALTHOUGH NOT AMONG THE MOST BUSY IN THE COUNTRY.

[C] FURTHER TO MY SITE SURVEY I HAVE PREPARED DRAWING NO. [MG 1] SHOWING GENERAL LAYOUT OF THE ROAD IN PARTICULAR THE APPROACH FOR NEARLY 280 YARDS IN EACH DIRECTION, TOGETHER WITH PHOTOGRAPHS SHOWING THE VIEWS AS ONE APPROACHES THE SITE FROM EACH DIRECTION. IT WILL BE SEEN FROM THE DRAWING AND PHOTOGRAPHS THAT:-

[I] THE ROAD AT THIS POINT IS RELATIVELY STRAIGHT AND LEVEL.

[II] THERE IS A STRAIGHT SITE DISTANCE OF A LEAST 280M IN EACH DIRECTION TO THE PROPOSED ENTRANCE, THAT IS THE ON COMING MOTORIST HAS A CLEAR VIEW OF THE ENTRANCE FOR 280M.

[III] IT WAS NOTED THAT THE ACCESS ROAD LEADING TO THE FARM HOUSE RISES FAIRLY STEEPLY SO THAT A PERSON COMING DOWN THE ACCESS ROAD FROM THE FARM HOUSE HAS A COMMANDING VIEW OF THE ROAD IN EACH DIRECTION AS SHOWN IN PHOTOGRAPH NO. [7].

[D] THERE IS NO PROBLEM, GENERALLY SPEAKING, WITH THE VIEW IN THE NORTHERN DIRECTION BECAUSE OF THE FACT THAT THE OLD HANLEY'S OF CLAREGALWAY CAR PARK IS ON THAT SIDE AND PROVIDES A CLEAR VIEW TO THE ON COMING CARS ON THE FAR SIDE OF THE ROAD. THE SITUATION IS SOME-WHAT WORSE IN THE SOUTHERN DIRECTION. WHILST THE VIEW THE MOTORIST HAS OF THE ENTRANCE FROM THIS DIRECTION IS INDEED 280M, FORAS FORBORTHA LAYS DOWN RATHER MORE STRINGENT CRITERIA FOR A ACCESSING VISIBILITY AT INTER SECTIONS. WITH THIS IN MIND AND IN AN EFFORT TO OBTAIN OPTIMUM CONDITIONS OF SAFETY AT HIS ENTRANCE I HAVE RECOMMENDED TO MR. GRIFFIN THAT HE REMOVE A SECTION OF WALL ON THE SOUTHERN SIDE OF HIS ENTRANCE TO AFFORD A GRADUAL CURVE OF SAY 30M RADIUS ON THIS SIDE. MR. GRIFFIN IS PERFECTLY WILLING TO GIVE UNDERTAKINGS TO THIS EFFECT, AND FINDS IT TO BE A PERFECTLY ACCEPTABLE CONDITION OF PLANNING PERMISSION.

4. SAFETY ASPECTS

[A] WHEN DEALING WITH THE DESIGN OF INTERSECTIONS, LOCAL AUTHORITIES RELY VERY HEAVILY ON THE GUIDELINES LAID DOWN IN THE FORAS FORBORTHA PUBLICATION 'GEOMETRIC DESIGN GUIDELINES' (RT 181). IT IS ON THE BASIS OF THIS DOCUMENT THAT GALWAY COUNTY COUNCIL ARE PREPARED TO TURN DOWN THE PROPOSED DEVELOPMENT.

HOWEVER IT CANNOT BE OVER-EMPHASISED THAT THE RECOMMENDATIONS OF (RT 181) ARE GUIDELINES ONLY AND THE DOCUMENT ITSELF STRESSES QUITE CATEGORICALLY IN ITS FOREWORD THE FOLLOWING:-

"THESE REPORTS ARE INTENDED AS GUIDE LINES TO HELP THE DESIGNER AND SHOULD NOT BE TAKEN AS STANDARDS REQUIRING RIGID CONFORMITY. SOUND ENGINEERING JUDGEMENT WHICH TAKES COGNIZANCE OF ALL CIRCUMSTANCES IN THE DESIGN SITUATION WAS AND REMAINS THE BASIS OF ALL GOOD DESIGN PRACTISE."

[B] MR. GRIFFIN ON PART OF THE DEVELOPMENT, IS PREPARED TO CARRY OUT THE FOLLOWING WORKS AT HIS OWN EXPENSE, WHICH SHOULD GREATLY ENHANCE THE SAFETY ASPECT OF THE ROAD IN THE AREA AS FOLLOWS:-

- [II] HE PROPOSES TO INCORPORATE A GENTLE CURVE ON THE WALL TO THE SOUTH OF THE ENTRANCE, THUS CONSIDERABLY INCREASING THE EXISTING VISIBILITY AS PER FIGURE NO. [1].
- [III] IT IS PROPOSED TO REMOVE THE WALL ON THE NORTH SIDE, WHERE IT IS 'JUTS OUT' TRIANGULAR FASHION FOR A DISTANCE OF 5.6 METRES, THUS IMPROVING THE VISIBILITY NOT ALONE FROM MR. GRIFFIN'S EXISTING GATE, BUT, OF FAR MORE SIGNIFICANCE TO THE GENERAL ROAD SAFETY, IT IMPROVES THE VISIBILITY FROM THE LARGE AND EXTENSIVE ADJOINING CAR-PARK BELONGING TO THE HANLEY'S COMPLEX, AS PER FIGURE NO. [2].
- [IIII] IN THE INTERESTS OF ROAD SAFETY, MR. GRIFFIN IS FURTHER PREPARED TO EXTINGUISH THE EXISTING AGRICULTURAL GATE IN THE ADJOINING FIELD.
- [C] THERE IS AN EXTENSIVE CAR-PARK WITH A CAPACITY FOR APPROXIMATELY 66 CARS IN THE HANLEY COMPLEX, ADJOINING THE PROPOSED DEVELOPMENT. SIGHT DISTANCES BACK TOWARDS CLAREGALWAY ARE DISASTROUS UNDER THE EXISTING SET-UP. CERTAINLY, THEY DO NOT COMPLY WITH THE REQUIREMENTS UNDER R.T. 181, AND BECAUSE OF THE MAGNITUDE OF THE HANLEY DEVELOPMENT, MUST BE CONSIDERED TO BE A MAJOR HAZARD IN THIS AREA. IF MR. GRIFFIN'S DEVELOPMENT GOES AHEAD, IT WILL GREATLY ENHANCE THE SIGHT DISTANCE FROM HANLEY'S TO CLAREGALWAY AND IT IS SIMPLY QUITE LUDICROUS TO SUGGEST THAT THE DEVELOPMENT WOULD DO ANYTHING BUT MASSIVELY IMPROVE OVERALL SAFETY AT THIS LOCATION.

- [D] NOBODY HAS DIFFERENTIATED BETWEEN THE HAZARD CREATED BY AN AGRICULTURAL TYPE ENTRANCE AND THAT CREATED BY OTHER TYPES OF ENTRANCES. COMMONSENSE WOULD DICTATE, HOWEVER THAT FARMERS ARE OFTEN ERRATIC DRIVERS, AND THAT THEIR AGRICULTURAL VEHICLES ARE NOTORIOUSLY SLOW MOVING AND SOMETIMES BADLY LIT AND OVER LADEN, AND THEY MUST THEREFORE BE SUSPECT AS A MAJOR SOURCE OF TRAFFIC HAZARD. THE EXISTING GATE IS INSUFFICIENTLY WIDE AND NOT PROPERLY RECESSED, AND DANGEROUS AND UNSUITABLE ACCORDINGLY. MR. GRIFFIN WOULD BE PERFORMING A GREAT SERVICE BY HIS UNDERTAKING TO ELIMINATE SUCH AN UNSUITABLE SUB-STANDARD ENTRANCE, AS PART OF THE DEVELOPMENT.
- [E] IT IS ANTICIPATED THAT BECAUSE OF THE UNIQUE NATURE OF HIS ACTIVITIES THAT NO EXTRA TRAFFIC WILL BE GENERATED BY THE DEVELOPMENT - QUITE ON THE CONTRARY. FROM DISCUSSIONS WITH MR. GRIFFIN, IT APPEARS THAT BECAUSE HE LIVED AWAY FROM HIS HORSE-BREEDING ENTERPRISE AND BECAUSE OF THE INTENSIVE NATURE OF THIS OPERATION, AND THE NECESSITY OFTEN TO CALL AT NIGHT TO THE OPERATION, MR. GRIFFIN FINDS IT NECESSARY TO COME AND GO TYPICALLY TEN TIMES A DAY. WERE HE TO BE PERMANENTLY RESIDENT ON THE SITE, MANY OF THESE SPURIOUS COMINGS AND GOINGS WOULD BE ELIMINATED ENTIRELY. WE DO NOT THEREFORE ANTICIPATE THAT ANY INTENSIFICATION OF TRAFFIC TO ARISE FROM THE DEVELOPMENT.
- [F] MOST IMPORTANTLY, I AM SATISFIED THAT THERE IS NO SET OF CIRCUMSTANCES IN WHICH THE PRESENCE OF THIS DEVELOPMENT COULD BE DEEMED TO BE THE PRIMARY CAUSE OF ANY ACCIDENT WHICH MIGHT HAPPEN AT A LATER TIME. THE SPEED LIMIT OF 40 M.P.H. APPLIES AT THIS POINT. THE MAXIMUM SIGHT STOPPING DISTANCE FOR A CAR AT THIS SPEED IS 59 YDS. (53 M), ONE OF 280 M WHICH OBTAINS AT THIS LOCATION. EVEN AT 60 M.P.H. THE SIGHT STOPPING DISTANCE IS ONLY 1.37 YDS. (125 M) OR WELL WITHIN SIGHT DISTANCE.
- [G] BECAUSE OF THE SAFER AND MORE ORDERLY ARRANGEMENT RELATING TO ACCESS OF A POTENTIAL 67 CARS, AND BECAUSE

OF THE LACK OF EXTRA TRAFFIC GENERATED, THERE WILL BE NO DETERIORATION OF THE CAPACITY OF THE ROAD.

6 CONCLUSION

[A] MR. GRIFFIN AS PART OF THE PROPOSAL UNDER CONSIDERATION, IS PREPARED TO GIVE AN UNDERTAKING TO HAVE THE FOLLOWING WORKS CARRIED OUT IN CONJUNCTION WITH THE UNDERTAKING.

[I] DEMOLISH 5.6 METRES OF WALL ON THE NORTHERN SIDE OF EXISTING RECESS ENTRANCE.

[II] INCORPORATE A 30 METRE RADIUS CURVE AT RECESS ON THE SOUTHERN SIDE OF THE EXISTING ENTRANCE.

[III] EXTINGUISH EXISTING AGRICULTURAL ENTRANCE IN ADJOINING FIELD.

[IV] MR. GRIFFIN IS PREPARED TO ENTER INTO WHATEVER OTHER DISCUSSIONS ARE NECESSARY WITH GALWAY CO. CO.

[B] IF THIS BE SO, I AM SATISFIED THAT NO ADDITIONAL TRAFFIC HAZARDS WILL BE CREATED. THE ABOVE WORKS WILL CONSTITUTE A SIGNIFICANCE IMPROVEMENT IN THE GENERAL SAFETY AMENITY OF THE AREA AND GO A LONG WAY TO ELIMINATING WHAT CONSTITUTES A BLACK-SPOT CREATED BY THE ADJOINING CAR-PARK.

[C] BECAUSE OF THE SPECIALISED NATURE OF HIS OPERATIONS, IT IS NOT ENVISAGED THAT ANY EXTRA TRAFFIC WILL BE GENERATED, AND THERE IS A STRONG POSSIBILITY OF A LESSENING OF THE FREQUENCY OF THE COMINGS AND GOINGS OF

THE PROPERTY.

[D] MR. GRIFFIN'S APPLICATION HAS FALLEN FOUL OF OVER STRICT INTERPRETATION OF THE FORAS FORBORTHA REGULATION - SOMETIMES THAT WAS CLEARLY NEITHER ANTICIPATED OR ENCOURAGED BY THE AUTHORS OF THESE REGULATIONS.

IF HOWEVER THE BROADER AND MORE PRACTICAL VIEW IS ADOPTED IT CAN BE SEEN THAT MR. GRIFFIN'S PROPOSALS (AS ABOVE) ARE SENSIBLE AND PRACTICAL, AND DO IN FACT CONTRIBUTE GREATLY TO THE COMMON GOOD.

IT IS IN FACT, A UNIQUE OPPORTUNITY WHICH WOULD NOT ARISE BUT FOR MR. GRIFFIN'S APPLICATION.

Mr. Abbott also showed photographs taken by him in the course of his inspection on the site. The drawings referred to by Mr. Abbott were attached to his report.

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

"LOCATION:

The proposed site is located on the Galway/Tuam National Primary Route just north of the Claregalway River and inside the 40 m.p.h. speed limit and outside the 30 m.p.h. speed limit.

PLANNING HISTORY:

Ref. No. 53736: Outline Permission for housing development refused. Applicant: Mrs. M. Jennings.

Ref. No. 54707: Dwellinghouse refused on traffic hazard grounds. Applicant: Mr. M. Griffin.

Ref. No. 57354: Retention of unauthorised access and agricultural roadway. Permission granted. Applicant: M. Griffin.

Ref. No. 58434: As per 54707.

Ref. No. 59724: As per 58434.

PLANNING CONSIDERATIONS:

The applicant owns approx. 6 acres fronting the National Primary Route. He purchased the lands in recent years and has stables built there with an access onto the National RRoute for which he required a retention permission on the basis that it was improving an existing field access. He has made no housing need claim and has shown no other lands in his submission although he has an address in Cregboy, Claregalway.

The policy of restricting housing development along this route in the interests of traffic safety has been consistently adopted by the Planning Authority in all its development plans. The site is located outside the 30 m.p.h. speed limit and outside the development boundary of Claregalway Village and the fact that the access is proposed via the existing gateway to the field does not mitigate against the increased traffic hazard caused by the domestic traffic which would be generated onto the National Route.

RECOMMENDATION:

Refusal is recommended as follows:

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 Primary Road where vehicles travel at high speed 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.

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."

The County Engineer went through the report and reminded Members that two previous applications on the site were refused and that this had certain implications. The County Engineer said that the development was contrary to the Development Plan, and none of the points made changed that. He said the adjoining carpark was not part of the application

and should be excluded from any deliberations. He repeated the fact that National Primary Roads are traffic routes and not development roads, and the possibility of loosing Road Grants as a result. He said there was substantial commuter traffic on the Tuam Road, and this was likely to increase. He recommended that Permission be refused.

Councillor Loughnane referred to the agricultural business carried out by the applicant which should entitle the applicant to Planning Permission. The County Engineer replied that the applicant had answered in the negative to the three questions relating to housing need.

The Chairman allowed Mr. Abbott address the Meeting again. Mr. Abbott said that the present application was materially different from previous applications. He said the chief difference lay in the fact that the present application is made with the benefit of an approved exit, the only restriction being that it be used for agricultural purposes. He said that agricultural traffic was not necessarily the safest traffic. He said that if Permission was granted, it would reduce the tooting and frowning from the site, and the movement of farm machinery. He said there were provisions in the Plan for the granting of Permission which is related to agriculture. He said the applicant was engaged in the breeding of livestock, which is of national importance. He said that the Foras Forbartha documents were guidelines only.

Councillor Brennan said that Permission should be refused. He said he was perturbed that Permission has been given for the road, and exit. It was wrong that Permission should be granted for an agricultural purpose, and an application for a house made subsequently. He said the Council would be doing themselves an injustice in granting Permission. Councillor Loughnane said that according to Mr. Abbott, there would be less tooting and frowning from the site. He said it was important for the applicant to be close to his livestock.

The Chairman said that there was a big difference between an application for housing development and an application for one house. He also said that where the breeding of horses was concerned, it was important to live nearby. Deputy McCormack said that the site was within the 40 m.p.h. limit, and asked if this had any bearing. The County Engineer replied that development was restricted outside the 30 m.p.h. limit.

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

FOR: Councillors U. Burke, J. Callanan, M. Fahy, P. Finnegan, Senator T. Hussey, Councillor M. Loughnane, Deputy P. McCormack, Councillors P. McHugh, J. Molloy, N. O'Conchubhair, M. O'Morain,

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P. Raftery, M. Ryan, Deputy N. Treacy, and
Councillor T. Welby.

(15)

AGAINST: Councillors J. Brennan, J. Burke, J. Lambert.

(3)

Councillors M. Lynch and T. Walsh abstained
from voting.

The Chairman declared the resolution carried.

3382 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT
(AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60198 -
APPLICANT: THOMAS CURLEY:

The resolution set out on the Agenda was proposed by Deputy Treacy. He said he accepted that the site was on a Regional Road, but said that Permission would not be sought for an access onto the National Primary Road. He said that there was a gradient on the road northwards for about 1,000 metres which would reduce the visibility of the building from the National Primary Route. In regard to the sites on the Council's Industrial Estate, Deputy Treacy said that these sites were provided for industrial use and were not visualised for service industry. As regards creating a traffic hazard, he said that the development would be north of the proposed by-pass and away from the Roundabout. He said that traffic coming to the site could avoid the town. He said there was minimal traffic on the Regional Route, and that it was mainly rural traffic. He said that the development would give the applicant the opportunity to employ people as he was restricted at present. He said that the applicant would be prepared to accept whatever conditions the Planning Authority might impose as to the siting of the development.

The resolution was seconded by Councillor Loughnane. He said that by moving his operation, the applicant was behaving responsibly from a planning viewpoint. He said the applicant presently has his business on the National Primary Route, and proposes to move to the Regional Road. Referring to the statement in the Planning Officer's report that the development would undoubtedly generate traffic movements to and from the National Route, and the availability of sites on the Council's Industrial Estate, he said that moving to the Industrial Estate would still have the same result as regards traffic movement. Councillor Loughnane referred to the words "source of distraction" in the Planning Officer's report, and said that this was not a valid argument in view of all the advertising hoardings which have been erected. He said he passes the site 6 to 10 times per day and he could not see why the building could not be put up and still

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maintain traffic safety. He said the reasons for refusal were flimsy and anti-developmental and that the Industrial Site location was unsuitable for the applicant. From a security point of view, he said it was important that tyres be in view of somebody's house.

Councillor U. Burke supported the resolution. He said the present application in no way resembled previous applications, it was totally different. He said the map circulated does not do justice to the application and that the road at the junction had been realigned and there was a good view. He asked the Members to take into account the size of the site compared to the amount of land owned by the applicant. He said that the history of the site and the probability of what might happen in the future does not allow the application to be dealt with in a fair way. Councillor U. Burke also referred to the distractions caused by advertising hoardings. He said that the building would be on the lower gradient of the site with the access onto the Regional Road. He said the same volume of traffic would be generated if the site was 300 metres down the road. Deputy Kitt supported the resolution. He said that while the applicant was agreeable to move his business, it did not suit him to do so.

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

"LOCATION:

The site is located at the junction of the N.6 Galway/Loughrea Road and the R.349 Athenry/Loughrea Road 1/2 mile on the Galway side of Loughrea.

PLANNING HISTORY:

Ref. No. 51469 - Permission refused by Planning Authority for petrol filling station. Applicant: Mr. T. Curley.

Ref. No. 58928 - Permission for petrol filling station with restaurant, shop and tyre depot. Applicant: T. Curley. No decision on application. A decision will issue when correct fee has been paid.

PLANNING CONSIDERATIONS:

The site is located on a junction with the National Primary Road and has a frontage on to the two roads involved although it proposed to take its access from the Regional Road approximately 150 metres from the junction.

While the access may be on to the Regional Route, the

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development would have a high visibility on the National Primary Road and would undoubtedly generate traffic movements to and from the National Route which would not otherwise have reason to negotiate the junction. There is the added probability of further extensions to the business and the strong possibility of a direct access on to the National Route being sought at a later stage, perhaps, by another owner.

There would be no objection in principle of the location of this business further along this route where it would not be visible from the National Route and where traffic would not be distracted. Sites are available within County Councils industrial estate, approx. 300 metres away.

RECOMMENDATION:

It is proposed to refuse Permission for this development for the following reasons:

1. The proposed development would constitute a traffic hazard because it would be located in close proximity to the junction of a National Primary and Regional Route, would be a source of distraction to drivers along the national route and would generate traffic movements to and from the Route which would interfere with the safety and free flow of traffic."

The County Engineer went through the report. He said that the map circulated with the report was submitted by the applicant and was not altered by the Planning Authority. He said it was an extremely dangerous junction as traffic often comes down the hill in excess of the speed limit, and there is a danger to right turning traffic. This traffic often has to wait in the middle of the road before turning right, and there is a danger from traffic coming behind. He said that some hoardings had been erected as a result of Section 4 Resolutions. As regards the question of security, the County Engineer said that this was not a planning reason and should be discarded. He said that when the Council last discussed the proposed by-pass and the roundabouts, there was some dissatisfaction and they asked for a re-appraisal. The re-appraisal was now under way. He said that a by-pass without roundabouts was being considered, and in that event, the site, the subject of the resolution, would be required for the by-pass road, and for the realignment of the Regional Road at this point, and therefore, Permission should be refused.

Councillor Loughnane said there was no mention of this in the report. He said the point he was making about advertising hoardings was that they were a source of distraction and saying that the proposed development would be a source of

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distraction did not hold up. The County Engineer read from the Planning Officer's report which stated that the development would undoubtedly generate traffic movements to and from the National Route which would not otherwise have reason to negotiate the junction. He said if the development was allowed, it might eliminate possibilities for the proposed by-pass. Councillor U. Burke said that what the County Engineer was saying about the by-pass did not compare with what he had said in his report on the by-pass.

Councillor Brennan said that he had a difficult decision to make. He voted previously against a Section 4 Resolution. As he was coming to the Meeting that day, a tractor was pulling out of the applicant's business at the top of the hill in Loughrea, and posed a danger to traffic, and therefore, the move to the new location would be desirable. He said he did not consider that there was a danger to traffic coming down the hill and turning right for Athenry, as the road was wide at that point. Neither did he think that the development would cause a distraction. He said a by-pass for Loughrea was a major problem, and if there was a possibility that the site would be required for the by-pass, then there was an onus on the Council to "freeze" the site.

The County Manager said that various options for the by-pass are now under examination, but these have yet to be discussed with Department of Environment representatives. The site, the subject of the resolution is involved in one of the options, and for that reason, Permission should not be granted. He said there had been a delay in bringing forward by-pass proposals because of staffing problems, and he could not put a time scale on it. He said the decision date had already been extended, and could not be extended further. Councillor Brennan asked would the Section 4, if passed, be implemented. The County Manager said that the proposed by-pass could affect the site from the point of view of the line of the road, and the design of a road junction.

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

FOR: Councillors U. Burke, J. Callanan, Deputy F. Fahey, Councillor P. Finnegan, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, J. McDonagh, P. McHugh, J. Molloy, N. O'Conchubhair, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh, and T. Welby.

(19)

AGAINST: None.

Councillors J. Brennan and J. Burke abstained from voting.

The Chairman declared the resolution carried.

3383 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60389 - APPLICANT: MICHAEL C. WALSH:

Councillor McHugh asked if it was possible to defer the resolution to the next meeting. The County Manager replied that the decision time had been extended to 28th February, and that a decision would have to be delivered on the day of the Meeting or the day after. It was agreed to defer the resolution to the Council Meeting on 26th February, 1990.

3384 - PLANNING APPLICATIONS - PUBLIC NOTICE IN NEWSPAPERS:

Deputy Kitt asked that the newspapers which are accepted for the publication of notices of planning applications be reviewed. He referred in particular to the area of circulation of the Tuam Herald.

The County Manager said that the matter would be examined.

3385 - AMENITIES GRANT SCHEME 1990 - NATIONAL LOTTERY FUNDS:

Three lists of projects for National Lottery Grants had been circulated to the Members:

- (a) List of County Council Projects.
- (b) List of Private Projects worthy of recommendation for grant.
- (c) List of Private Projects which were doubtful for recommendation for grant.

The County Manager suggested that the schemes be forwarded to the Department, and if necessary, further schemes could follow. A number of Members said they would like more time to consider the schemes, and it was decided to defer sending off the schemes until after the monthly meeting.

Deputy Kitt said that there was a scheme missing from Cortron G.A.A. Club. He also said that Caltra Community Council wanted to be included instead of Caltra Hall Committee. Councillor McHugh said that Caherlistrane G.A.A. Club was included twice, and that scheme no. B90/11 could be omitted.

3386 - ENVIRONMENTAL PROTECTION AGENCY:

Consideration of this item was deferred.

3387 - CONFERENCE - IMPLEMENTATION OF STRUCTURAL FUNDS - CORRIB GREAT SOUTHERN HOTEL, GALWAY, - 16TH FEBRUARY, 1990:

On the proposition of Deputy Kitt, seconded by Councillor Ulick Burke, the Council nominated the following Members to

attend the Conference:

Councillor Joe Callanan
Councillor P. Finnegan
Councillor Michael Ryan

Councillor McHugh asked the Secretary to enquire if other Councillors could attend as observers.

THE MEETING THEN ENDED

SUBMITTED, APPROVED + CONFIRMED:

John Malloy
CHAIRMAN

26th March 1990
DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

19u la Feabhra, 1990.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniu de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 26u la Feabhra, 1990, ag tosnu ag a 3.30 a chlog sa trathnona.

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 store and change of use to tyre sales depot at Doon, Rosscahill, to Michael C. Walsh. - Planning Ref. No. 60389."

Paddy McHugh. Padraic McCormack. John Molloy.

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 Conor Uasal O hAodha, for the erection of a licensed premises and ancillary facilities at Donaree, Cappataggle, Ballinasloe, on Planning Ref. No. 60238, Co. Galway.

Noel Treacy. Ulick Burke. Michael Mullins.
James Joyce. Joe Callanan.

Other Business:

3. Consideration of Minutes of the following Meetings:
(a) Minutes of Special Council Meeting held on 12/1/'90.
(b) Minutes of Monthly Council Meeting held on 22/1/'90.
 4. Proposed sublease of office accommodation which the Council has leased at Woodquay Court - Section 83 Notice dated 29th January, 1990, already circulated.
 5. Disposal of plot of land at Killuney, Dunmore, to Anthony Mullen - Section 83 Notice dated 12th February, 1990, already circulated.
 6. Disposal of plot of land at Gortyloughlin, Moycullen, to Peter Hill - Section 83 Notice dated 23rd January, 1990, already circulated.
 7. Sale of Houses to the following tenants in accordance with Section 90 of the Housing Act, 1966, as amended -
 - (1) Michael & Carol Carey, Ballinakill, Gort, Co. Galway.
 - (2) James & Martha Dunne, Cloonkeen Abbert, Menlough, Ballinasloe, Co. Galway.
 - (3) Jarlath & Patricia Burke, 80 Parkmore Estate, Tuam, Co. Galway.
 - (4) Gerard & Thelma Dubois, 31, Carrowmanagh, Oughterard, Co. Galway.
 - (5) Mary Noone, 9 Carrowmanagh, Oughterard, Co. Galway.
 - (6) Joseph & Elizabeth Hansberry, Rearower, Derrybrien, Loughrea, Co. Galway.
 - (7) Mary Teresa Lehane, 5 Caltra, Ballinasloe, Co. Galway.
 - (8) Christy & Noreen Williams, 23, Dublin Road, Tuam, Co. Galway.
 - (9) Margaret & Bridget Walsh, Tulrush, Belclare, Tuam, Co. Galway.
 - (10) Delia Dolly & Patrick & Mary Skerritt, Anbally, Cummer, Tuam, Co. Galway.
 - (11) Patrick & Eileen Conroy, West Village, Rosmuck, Co. Galway.
 - (12) John J. & Colette Mullins, Addergoole Beg, Dunmore, Tuam, Co. Galway.
 - (13) James & Loretta Crushell, 7 Milltown, Tuam, Co. Galway.
 - (14) Thomas & Una Clancy, 18 Tullyvoheen, Clifden, Co. Galway.
 - (15) Mrs. Bridget Joyce, Drim, Lettermore, Co. Galway.
 - (16) Mrs. Kathleen Burke, Crumlin, Ballyglunin, Tuam, Co. Galway.
 - (17) Luke & Mary Kerrigan, Cappanagapple, Clonbur, Co. Galway.
 - (18) Martin & Ann Collins, Fortbrown, Lavally, Tuam, Co. Galway.
 - (19) Michael & Teresa Sheil, Barratoor, Kylebrack, Loughrea, Co. Galway.
 - (20) Martin & Bridget Cooley, Inchamore, Derrybrien, Loughrea, Co. Galway.
- Notices dated 13th February, 1990, already circulated.

(21) Nell Heneghan, Blindwell, Cloghan's Hill, Tuam, Co. Galway.

- Notice dated 15th February, 1990, already circulated.

8. Report on Rate Collection 1989.
9. Approval for Overdraft Accommodation for quarter ending 31st March, 1990.
10. Amenity Grants Scheme - National Lottery Funds.
11. Proposals for new Public Lighting 1990.
12. Roadworks Scheme 1990.
13. Loughrea Group Water Supply Scheme.
14. Mannin Bridge, Craughwell.
15. Annual Conference of General Council of County Councils - 26th-28th April, 1990 - Dungarvan, Co. Waterford.
16. Meeting of All-Ireland Sheep Dipping Committee in Kilkenny on 2nd March, 1990.
17. IFHP Conference - Dublin - 23rd-27th September, 1990.
18. Environmental Protection Agency.
19. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION:

DEPUTY ROBERT MOLLOY: - I will propose:

20. That a report be given on the delay on carrying out improvements at Raheen Road, Athenry.
21. That proper toilet facilities be provided in the Council house occupied by (name and address supplied).
22. That the pump house to serve the proposed new sewerage scheme at Kilronan be re-located away from the site adjacent to Kilronan Hall and in front of Dr. Marion Broderick's residence.

DEPUTY PADRAIC McCORMACK: - I will propose:

23. That Galway County Council provide a parking area for buses along the main road at Ardaun, Clonbur. This is a spot frequently used by tourists and buses as a viewing area of exceptional amenity and it is dangerous to have cars and buses parked on the main road there. A parking viewing spot in this area would be a real asset to the tourist potential of the area.
24. That Galway County Council establish a Social Employment Scheme to carry out work on the following graveyards (Details supplied).
25. That Galway County Council take steps to erect a barrier to prevent itinerants parking on the road margin or lay by at Culleen, Headford, on the main Galway/Headford Road between Boyle's Garage and the Headford Mart entrance, as the parking of caravans here (often times up to 10 caravans and 10 or 12 vans and cars) is causing a serious hazard to the local people and the road users.

COUNCILLOR JARLATH McDONAGH: - I will propose:

26. That the County Council have dangerous walls replaced by fence to prevent accidents and to give sight view (Details supplied).
27. That the County Council utilise Social Employment Scheme to carry out improvement works in Cemetary (Details supplied).
28. That Galway County Council carry out immediately examination of Coolarne flooding problem which is ongoing, recurring, and of an enormous problem to the people of the area and also to implement a solution to the problem. May I also ask the Council to seek European funding for this flooded area as well as Department funding.

COUNCILLOR JAMES JOYCE: - I will propose:

29. That the culvert under the Ballinasloe/Portumna Regional Road near Frank Kenny's house, Sycamore Hill, Laurencetown, be repaired or repiped.

COUNCILLOR PETER RAFTERY: - I will propose:

30. That Galway County Council upgrades the public lighting in the Town of Ballygar to traffic route standard.

COUNCILLOR MARTIN LYNCH: - I will propose:

31. That Galway County Council put a tide breaker on the Middle Third Road in Maree to stop the tide bringing up seaweed on to the road, which stops emergency services getting through. There is a public light need there to.

32. That the Galway County Council give an explanation to the people of the Loughrea Electoral Area as regards the collection of refuse to the old age pensioners and to the people that are on waivers. What is going to happen to these people and their refuse.

33. That the County Council have examination carried out with a view to increasing luminosity of Kinvara Town lighting which at the moment is totally inadequate with some dark spots.

DEPUTY NOEL TREACY: - I will propose:

34. That the Council take urgent and immediate action to repair, renew and resurface a road (details supplied) that the adjoining drains and water cuts be cleared and cleaned to allow for discharge of surplus water and to prevent further flooding and that these works be carried out under Council funds or/and under the Western Package Programme. (Details supplied).

35. That the Council take immediate action to rectify and eliminate the reasons for the large number of accidents happening at a junction (details supplied), if the Council will outline the work to be undertaken and if prior to same, they would have consultations with the local community, when these consultations will take place and the proposed works, etc., to be carried out and all relevant details to be outlined thereafter. (Details supplied).

36. That Galway County Council immediately alleviates the constant flooding which is occurring at a location (details supplied), that the Council outline the works to be carried out, the reasons for the flooding, when the works will be carried out and the details of the work to be done and any other relevant information.

COUNCILLOR MICHAEL FAHY: - I will propose:

37. That Galway County Council carry out repairs and surface Frenchfort Road, Oranmore.
38. When will County Council carry out works and put urgent fencing adjacent Council estate at Crowe Street, Gort, near river. There is a grave safety risk and danger to children until same is completed.
39. That Galway County Council get derelict building removed from built up area. (details supplied).

COUNCILLOR MATT LOUGHNANE: - I will propose:

40. That the footpaths at Cross Street, Athenry, be repaired.
41. That essential repairs be carried out at (details supplied).

COUNCILLOR TIARNAN WALSH: - I will propose:

42. That Galway County Council carry out urgently needed repairs to the footpath in front of Martin Ward's shop in Ballymoe.
43. That Galway County Council proceed immediately to use the money provided in the Estimates for preventing storm water flooding in Glenamaddy.
44. That Galway County Council do something quickly with signs at The Square in Glenamaddy to indicate clearly who has to stop.

DEPUTY FRANK FAHEY: - I will propose:

45. The the County Council land adjacent to Cullairbaun Estate, Athenry, be made available to the local residents for use as playing fields.
46. That the County Council construct a pedestrian crossing at O'Donnell's Pub, The Square, Gort, and also at the Vocational School, Gort.

COUNCILLOR JOE LAMBERT: - I will propose:

47. That something be done to make safe the dangerous crossroads at Greenhouse, Craughwell.
48. That the Cemetary at Killora, Craughwell, be cleaned up.

DEPUTY MICHAEL P. KITT: - I will propose:

49. That Galway County Council carry out road widening programme in Menlough Village from Menlough Church out towards Craughwell's house.

- 7 -

DEPUTY MICHAEL P. KITT: - I will propose:

50. That Galway County Council remove the grass verge from Gordon's Shop, Menlough, to the Gallagher Road, a distance of a few hundred yards.

COUNCILLOR JOE BRENNAN: - I will propose:

51. That the road passing at Tumulty's house and house next door, at Ballinlass, Ballinamore Bridge, be re-surfaced and that efforts be made to relieve the extensive flooding on that road.

COUNCILLOR PADDY McHUGH: - I will propose:

52. That Galway County Council erect a public light on the Claran Road out of Headford adjacent to the Headford National School.

53. That Galway County Council provide me with the results and conclusions of the survey work carried out on the Cong/Galway/Claran Road junction at Headford. The improvement works to date although welcome have not alleviated the danger due to inadequate sight distances particularly approaching from Claran.

54. That Galway County Council

(a) provide me with the results of the more recent tests carried out to determine pollution levels caused due to the inadequacy of the plant to handle the present loading.

(b) outline the action pursued and progress made towards the provision of a new treatment works for the town of Headford over the last year.

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,
ARAS AN CHONTAE,
CNOC NA RADHARC,
GAILLIMH.
Telephone:
(091) 63151
Ext.
Fax No. (091) 65817

12th February, 1990.

To: Each Member of Galway County Council.

A Chara,

Pursuant to Section 83 of the Local Government Act 1946, Notice is hereby given that it is proposed to dispose of a plot of land as set out hereunder:-

<u>Land Acquired From:</u>	Anthony Mullen
<u>Location:</u>	Killuney, Dunmore, Co. Galway.
<u>Area:</u>	0.50 acres.
<u>To whom the land is to be transferred:</u>	Anthony Mullen, Killuney, Dunmore.
<u>Consideration in respect of disposal:</u>	£100.00

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.

The site was originally acquired from Anthony Mullen for the provision of a rural house for his brother Bernard Mullen. Bernard Mullen has indicated that he no longer wishes to be considered for Local Authority housing.

Mise le meas,

RUNAI.

COMHAIRLE NA GAILLIMHE

(Galway County Council)

County Buildings,
Prospect Hill,
Galway.

TO EACH MEMBER OF GALWAY COUNTY COUNCIL

29th January 1990

RE: PROPOSED SUBLEASE OF OFFICE ACCOMMODATION - WOODQUAY COURT

A Chara,

In accordance with the requirements of Section 83 of the Local Government Act 1946, notice is hereby given that it is proposed to sublease office accommodation which the Council has leased at Woodquay Court.

LOCATION: Woodquay Court, Woodquay, Galway. FROM WHOM LEASED: H.G.L O'Connor & Co.

PERSONS TO WHOM IT IS PROPOSED TO SUBLEASE: Deacy, Concannon & Co., Woodquay Court.

AREA: 846 square feet

RENTAL: In accordance with existing lease, present rent f6 per square foot

PERIOD: For remainder of period of 36 years which commenced on 1st July 1979.

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.

E. GLEESON

County Secretary.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 26TH FEBRUARY, 1990.

IN THE CHAIR:

Councillor John Molloy.

ALSO PRESENT:
Members:

As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack, Councillors J. MacDonagh, P. McHugh, Councillors M. Mullins, N. O'Conchubhair, 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; P. Flood, County Engineer; T.J. O'Donoghue, Law Agent; J. Crotty, Deputy County Engineer; L. Kavanagh, S.E.E. (Planning); E. Gleeson, Acting Assistant County Manager; D. Barrett, Acting Administrative Officer; and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

3388 - SYMPATHY:

Resolutions of sympathy were adopted with the following:

The Connolly Family, Craughwell.

Mr. Frank Burke, Moyleen, Loughrea.

The Sherlock Family, Galway.

The Higgins Family, Tirellan Heights, Headford Road, Galway.

3389 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60389 - APPLICANT: MICHAEL C. WALSH:

Councillor P. McHugh said that he was withdrawing his name from the Section 4 Resolution. The Chairman, Councillor J. Molloy, also withdrew his name. There being no proposer for the Resolution, the Resolution was not discussed or put to the Meeting.

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 2.

3390 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60238 - APPLICANT: CONOR UASAL O HAODHA:

The County Engineer said that Further Information had been requested particularly in relation to Sanitary aspects of the application. Following receipt and consideration of the Further Information, the application would be brought before the Council again.

3391 - MINUTES:

On the proposition of Councillor Ryan, seconded by Councillor Joyce, the Minutes of the following Meetings were adopted and signed by the Chairman:

- (a) Minutes of Special Council Meeting held on 12/1/1990.
- (b) Minutes of Monthly Meeting of the Council held on 22/1/1990.

Councillor Loughnane said that he had asked previously for a report on a public pump used by an 84 year old man and requested that a report be brought forward.

3392 - SUB-LEASING OF OFFICE ACCOMMODATION AT WOODQUAY COURT:

On the proposition of Deputy Kitt, seconded by Councillor Callanan, it was resolved:

"That Galway County Council hereby approve the sub-lease of 846 square feet of office accommodation at Woodquay Court to Messrs. Deacy, Concannon & Company in accordance with the terms of Notice dated 29th January, 1990 under Section 83 of the Local Government Act, 1946, which had been circulated to each Member of the Council."

3393 - DISPOSAL OF PLOT OF LAND AT GORTYLOUGHLIN, MOYCULLEN:

It was proposed by the Chairman, Councillor John Molloy, seconded by Councillor J. Joyce, and resolved:

"That Galway County Council hereby approve of the sale of a plot of land at Gortyloughlin, Moycullen, to Mr. Peter Hill, in accordance with the terms of Notice dated 23rd January, 1990, 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."

3394 - SALE OF HOUSES:

It was proposed by Deputy P. Kitt, seconded by Councillor Ryan, and resolved:

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 3.

"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 13th February, 1990, and 15th February, 1990, 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) Michael & Carol Carey, Ballinakill, Gort, Co. Galway.
- (2) James & Martha Dunne, Cloonkeen Abbert, Menlough, Ballinasloe, Co. Galway.
- (3) Jarlath & Patricia Burke, 80 Parkmore Estate, Tuam, Co. Galway.
- (4) Gerard & Thelma Dubois, 31, Carrowmanagh, Oughterard, Co. Galway.
- (5) Mary Noone, 9 Carrowmanagh, Oughterard, Co. Galway.
- (6) Joseph & Elizabeth Hansberry, Rearower, Derrybrien, Loughrea, Co. Galway.
- (7) Mary Teresa Lehane, 5 Caltra, Ballinasloe, Co. Galway.
- (8) Christy & Noreen Williams, 23, Dublin Road, Tuam, Co. Galway.
- (9) Margaret & Bridget Walsh, Tulrush, Belclare, Tuam, Co. Galway.
- (10) Delia Dolly & Patrick & Mary Skerritt, Anbally, Cumber, Tuam, Co. Galway.
- (11) Patrick & Eileen Conroy, West Village, Rosmuck, Co. Galway.
- (12) John J. & Colette Mullins, Addergoole Beg, Dunmore, Tuam, Co. Galway.
- (13) James & Loretta Crushell, 7 Milltown, Tuam, Co. Galway.
- (14) Thomas & Una Clancy, 18 Tullyvoheen, Clifden, Co. Galway.
- (15) Mrs. Bridget Joyce, Drim, Lettermore, Co. Galway.
- (16) Mrs. Kathleen Burke, Crumlin, Ballyglunin, Tuam, Co. Galway.
- (17) Luke & Mary Kerrigan, Cappanagapple, Clonbur, Co. Galway.
- (18) Martin & Ann Collins, Fortbrown, Lavally, Tuam, Co. Galway.
- (19) Michael & Teresa Sheil, Barratoor, Kylebrack, Loughrea, Co. Galway.
- (20) Martin & Bridget Cooley, Inchamore, Derrybrien, Loughrea, Co. Galway.
- (21) Nell Heneghan, Blindwell, Cloghan's Hill, Tuam, Co. Galway."

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3395 - REPORT ON RATE COLLECTION 1989:

The Report on the 1989 Rate Collection, which was circulated to each Member, was noted.

3396 - OVERDRAFT ACCOMMODATION:

It was proposed by Councillor U. Burke, and seconded by Councillor Michael Ryan, 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 30th June, 1990, subject to the sanction of the Minister for the Environment."

3397 - AMENITY GRANTS SCHEME - NATIONAL LOTTERY FUNDS:

Three lists of projects had been circulated to the Members for the previous Council Meeting. A further list of 4 schemes was circulated on 22nd February, 1990, to be added to the previous List No. 2. Mr. Crotty said that two further applications had come in since and should be added to the list. These were from St. Patrick's G.A.A., Clonbur, and Cortoon Community Park, Browns Grove G.A.A.

Councillor McDonagh that he had left in another scheme and asked to have it included.

Some Councillors questioned the usefulness of bringing the schemes before the Council when the Council had no say in the allocation of Grants. Most Councillors felt that none of the schemes should be omitted particularly when the Council was not the decision making body, and the fact that some projects may have already started.

After a long discussion, it was agreed that all schemes should be submitted as schemes worthy of consideration, and that the Minister be asked to increase the £5 million allocation for the schemes from the Lottery Funds.

Deputy McCormack requested that all applicants be notified of the full position of their applications, amount of grant available, etc. The County Manager said that all the Council could do was write to the applicants advising that their application had been forwarded to the Department for consideration.

3398 - PROPOSALS FOR NEW PUBLIC LIGHTING 1990:

A Priority List of Public Lighting had been circulated with Item No. 11 on the Agenda. The provision in the 1990 Estimates for Public Lighting was £10,000. This was distributed between the 11 Engineering Areas, and the lights

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 5.

recommended were marked on the list circulated. The County Engineer said that in selecting the lights, he was trying to get the maximum benefit, and get the greatest number of lights erected. In most cases, poles were already in existence. He said that a Budget of £10,000 was a small amount when spread over the County.

The new public lights, as recommended by the County Engineer, were proposed by Councillor Welby, and seconded by Councillor Finnegan. Councillor Joyce asked why some villages such as Laurencetown, which was included in a previous list, was now omitted. He also enquired about the variation in cost of providing the lights. Councillor O'Conchubhair said that the last time when there was provision in the Estimates for Public Lighting, a light was to be erected at Lettermullen Crossroads, but the Council ran out of money. This should now be included he said. Councillor O'Conchubhair also pointed out the need for lights at some very dangerous piers in Connemara. Deputy McCormack requested that a light be provided at Maree Church, and asked why it would cost £800.

The County Engineer explained that the cost was greater where new poles had to be erected. He said that the lights recommended were marked with an asterisk, and in making the recommendations, he tried to get the maximum number of lights erected, having regard to the provision in the Estimates. He questioned the priority of providing lights outside Churches, when there was a greater need in towns and villages. Councillor Walsh said that at least one light was badly needed at Creggs. Councillor Ryan said that public lighting was needed at the Mentally Handicapped Centre at Kilkerrin, and that at least one light should be provided. Councillor Mullins said that lights were badly needed at Kilconnell, New Inn and Aughrim. Councillor Joe Burke said that the Council would have to embark on a three year programme of Public Lighting, and make a commitment to make provision for same in the Estimates. He asked if agreement could be reached with the Area Engineers to vary the proposals.

The County Manager replied that the Council could not make a commitment to provide for public lighting over the next three years, and that for 1990, the Council would have to keep within Budget. Deputy Treacy said that it was desirable to have a Public Lighting Programme over a number of years. He said that places like Woodford, Tynagh and Tieranascragh were in need of Public Lighting.

The County Engineer's proposals for Public Lighting for 1990 were approved.

3399 - ROADWORKS SCHEME, 1990:

On the proposition of Councillor McHugh, seconded by

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 6.

Councillor Finnegan, it was agreed to consider the 1990 Roadworks Scheme at the Special Meeting of the Council on the 9th March, 1990.

3400 - LOUGHREA GROUP WATER SUPPLY SCHEME:

Mr. Gleeson, Acting Assistant County Manager, explained that a detailed report on this matter was circulated and considered at a Meeting of the Council on 27th November, 1989. Since then, a deputation had been received, and the Members asked that the Council be kept informed of developments. Mr. Gleeson said that the Department had asked that the Council's proposals estimated to cost £567,000 be re-examined to see if any savings could be made. This exercise was now in progress, and a report would be available in about 2 weeks. Councillor Loughnane asked that he be kept informed of the progress of the scheme.

3401 - MANNIN BRIDGE, CRAUGHWELL:

The Acting Secretary said that Irish Rail had now accepted responsibility for repairs to Mannin Bridge, and had indicated that repairs would be carried out within the next two months.

Councillor Loughnane said that there had been a serious accident at this bridge, and it was posing a danger to traffic. He asked that Irish Rail be informed about this.

3402 - ANNUAL CONFERENCE OF GENERAL COUNCIL OF COUNTY COUNCILS - 26TH - 28TH APRIL, 1990 - DUNGARVAN:

On the proposition of Deputy Kitt, seconded by Councillor Joyce, it was agreed that Senator Hussey and Councillor O'Conchubhair be nominated to attend the Annual Conference of the General Council of County Councils.

On the proposition of Councillor Mannion, seconded by Councillor Ryan, it was agreed that Councillor M. Lynch be nominated to attend this Conference also.

3403 - MEETING OF ALL-IRELAND SHEEP DIPPING COMMITTEE - KILKENNY - 2ND MARCH, 1990:

On the proposition of Deputy Kitt, seconded by Councillor Joyce, it was agreed that Councillors J. Callanan, and T. Welby be nominated to attend the All-Ireland Sheep Dipping Meeting on the 2nd March, 1990.

On the proposition of Councillor Mannion, seconded by Councillor Ryan, it was agreed that Councillor T. Walsh be nominated to attend this Meeting also.

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 7.

Deputy Kitt said that Councillor Raftery substituted for Councillor Callanan at the last Sheep Dipping Meeting, and asked that the Council approve same. This was approved.

3404 - IFHP CONFERENCE - DUBLIN - 23RD-27TH SEPTEMBER, 1990:

On the proposition of Deputy Kitt, seconded by Councillor Finnegan, it was proposed that Councillors M. Loughnane and P. Raftery attend the IFHP Conference. On the proposition of Councillor U. Burke, seconded by Deputy McCormack, it was also agreed that Councillor J. Mannion attend the IFHP Conference.

3405 - L.A.M.A. CONFERENCE - WESTPORT - APRIL 1990:

The selection of delegates for this Conference was deferred to the next Meeting. The Council asked that approval be sought to the attendance of the Council's L.A.M.A. representative, Councillor Joyce, at the Conference in addition to three other Members.

3406 - ENVIRONMENTAL PROTECTION AGENCY:

Report dated 2nd February, 1990, by the County Manager, had been circulated to each Member. The County Manager said that the Agency was welcomed, but that it should not be necessary for the Agency to take away functions already discharged by Local Authorities. The County Manager said that there would be plenty of work for the Agency to do in the area of Research and supplying Local Authorities with advice in relation to complex environmental issues. The Agency could be responsible for interpreting complex E.E.C. legislation and directives with a view to their adaptation to the Irish context. He said there was a strong case for planning applications and licence applications to be dealt with by the Local Authority as at present.

Councillor U. Burke criticised the setting up of the new Agency saying that it would have little teeth and said that An Foras Forbartha which had done excellent work, had been dismantled.

The Members agreed that the Council should put a strong case to the Department to ensure that the Agency would not in any way diminish the role of the Local Authority in relation to the environment.

BUSINESS SUBMITTED BY THE COUNTY MANAGER:

3407 - ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS:

The County Manager informed the Members that new Environmental Impact Assessment Regulations had come into force. He said that a memorandum would be prepared for the

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 8.

Members explaining the Regulations and the type of development for which Environmental Impact Statements would be required.

3408 - NATIONAL TREE WEEK:

The County Manager informed the Members that the week from the 4th - 11th March, 1990, had been designated as National Tree Week. He said that tree planting ceremonies would take place in a number of areas around the County. The main ceremony would be at Rinville Park, which would be attended by the Chairman and the Mayor of Galway Corporation. Other ceremonies would take place at Portumna, Mountbellew, Roundstone, Clifden, and possibly other locations. He said that the Members would be informed as would the local committees.

Councillor U. Burke complained about the condition in which forests were being left by Coillte. He said that Coillte were abandoning forests and leaving them in a derelict condition, and destroying beautiful amenities, and mentioned Portumna in particular. He asked that a complaint be lodged with Coillte. Councillor Loughnane said that there should be strict control over the planting of tree adjacent to public roads because of the possibility of trees falling down during storms. He also highlighted the damage being done to public roads when timber is being extracted from forests. Councillor Joyce asked that the Council pursue a positive policy of getting farmers to cut down trees which could be potentially dangerous in a storm, particularly dead trees.

3409 - SANITARY SERVICES CAPITAL SCHEMES:

The County Manager informed the Members that Approval had been received from the Department to advertise for Tenders for the Mid-Galway Regional Water Supply Scheme, Zone 4. This scheme will receive its water from the Galway City supply and involves extending the watermains to serve the village of Claregalway, and a number of Group Schemes. The estimated cost of the scheme is £170,000, and work will commence during the year.

The County Manager also informed the Members that Approval had also been received from the Department to advertise for Tenders for the Dunmore/Glenamaddy Regional Water Supply Scheme, Stage 2. This scheme will extend the mains from the Headworks to serve the village of Dunmore and surrounding areas. The estimated cost of the scheme is £1.1 million, and work is expected to commence in the second half of the year.

The County Manager also informed the Members that Approval had been received with the Mid-Galway Regional Water Supply Scheme, Zone 3. This scheme is estimated to cost £226,000,

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and Contract Documents are expected from the Consulting Engineers by the middle of March. This scheme is expected to commence before the end of the year.

The County Manager also advised the Members that the Planning of the Tuam Regional Water Supply Scheme was going ahead and that all Preliminaries should be completed by summer of 1991, and that work should start later in that year.

Councillor O'Morain complained that all the schemes mentioned by the County Manager were in East Galway, and no scheme had been approved for West Galway, some schemes waiting for the go-ahead for the past 15 years. Councillor O'Conchubhair asked if the Council was aware of a proposal by Salerna Co-Op to take water from a lake while waiting for the Glenicmurrin Scheme. Mr. Gleeson said that this proposal was being examined.

410 - IMPROVEMENT WORKS AT BEACHES:

The County Manager explained that it was hoped that some grant assistance for improvement works at beaches would be made available during the year, and a number of beaches were being examined, including Tracht; Gurteen/Dogs Bay, Roundstone; and Carraroe. Councillor O'Morain said that there was an erosion problem at Gurteen Beach. The County Manager said that it might be possible to operate a Social Employment Scheme in relation to the erosion.

Councillor Walsh asked the position about the Williamstown Sewerage Scheme. Mr. Gleeson replied that there still was not agreement in relation to the purchase of land. Councillor Walsh said that a Treatment Plant was something which one would try to avoid having near them, and therefore, the Council should be generous as regards compensation. Councillor Finnegan supported Councillor Walsh.

3411 - LETTER FROM O.P.W. RE AREAS OF SCIENTIFIC INTEREST:

Councillor Mannion referred to the reply from the Office of the Minister of State, Department of Finance, stating that it was not the policy of the Commissioners of Public Works to attend Meetings of County Councils, but that Officials of the Wildlife Service would be willing to meet Officials of the Council. Members expressed disappointment at the refusal of the O.P.W. to attend the County Council Meeting. Councillor O'Conchubhair then proposed that the Council seek a deputation to the Minister of State. This was seconded by Councillor Mannion and agreed.

3412 - RESOLUTION FROM CAVAN COUNTY COUNCIL RE INCOME LIMITS FOR LOANS:

Councillor Callanan proposed that the Council support the

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resolution adopted by Cavan County Council in relation to income limits for Housing and Reconstruction Loans. This was agreed.

COUNCILLORS' NOTICES OF MOTION:

- 3413 - IMPROVEMENTS AT RAHEEN ROAD, ATHENRY: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was sent to Deputy Robert Molloy:

"Work on the above road is scheduled to commence next week."

- 3414 - THAT PROPER TOILET FACILITIES BE PROVIDED IN THE COUNCIL HOUSE OCCUPIED BY MR. MICHAEL FLAHERTY, BUNGOWLA, INISHMORE, ARAN ISLANDS: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was sent to Deputy Robert Molloy:

"Mr. Flaherty is not a tenant of the Council and this house is privately owned. Mr. Flaherty was approved for an Essential Repair Grant and the grant in the sum of £4,652 was paid on the 19th February, 1988. This grant was paid in respect of repairs which were necessary in order to prolong the life of the house, and included the provision of a new roof, new windows and doors, and the demolition and rebuilding of one chimney. The provision of a toilet and septic tank is not included in the Essential Repair Programme, as the aim of the Essential Repair Grant was to carry out the repairs that were necessary to prolong the life of the house. The Council was informed on the 30th June, 1989, that Mr. Flaherty was approved for the elderly which included the provision of a toilet and wash hand basin, and a septic tank."

- 3415 - THAT THE PUMPHOUSE TO SERVE THE PROPOSED NEW SEWERAGE SCHEME AT KILRONAN BE RELOCATED AWAY FROM THE SITE ADJACENT TO KILRONAN HALL: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was sent to Deputy Robert Molloy:

"Further survey work is required to investigate other locations for a pumping station.

Arrangements have been made with the Consulting Engineers to carry out the work and report on alternative locations."

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 11.

- 3416 - THAT GALWAY COUNTY COUNCIL PROVIDE A PARKING AREA FOR BUSES ALONG THE MAIN ROAD AT ARDAUN, CLONBUR: - MOTION BY DEPUTY PADRAIC McCORMACK:

The following written reply was given to Deputy Padraic McCormack:

"There are no funds available in the current year for the provision of car parking at the above location. However, the work would qualify for inclusion under N.O.M."

- 3417 - THAT GALWAY COUNTY COUNCIL ESTABLISH A SOCIAL EMPLOYMENT SCHEME TO CARRY OUT WORK ON THE FOLLOWING GRAVEYARDS - KILLORA CEMETERY, CRAUGHWELL, AND THE KILLOGILLEN CEMETERY, BALLYMANAGH, CRAUGHWELL: - MOTION BY DEPUTY PADRAIC McCORMACK:

The following written reply was given to Deputy Padraic McCormack:

"The possibility of having S.E.S. applied for in relation to these burial grounds will be investigated and application will be made in due course, if work required is suited to S.E.S."

- 3418 - ERECTION OF BARRIER TO PREVENT ITINERANTS PARKING ON ROAD MARGIN OR LAY BY AT CULLEEN, HEADFORD: - MOTION BY DEPUTY PADRAIC McCORMACK:

The following written reply was given to Deputy Padraic McCormack:

"Parking of caravans by itinerants has been taking place in the wide grass margin on both sides of the National Secondary Route N.84 at Cloughanover. The erection of a barrier would entail the erection of approximately 4 miles of fencing (2 miles on either side) or such other similar means to be effective. Such costs cannot be justified in the present circumstances and the overall appearance may be undesirable. Furthermore, parking in this area has been of a short stay, generally, in recent years.

The long term solution may be the development of the verges in an aesthetically pleasing manner consisting of curves and slopes to prevent such parking and this work could be considered in stages if funds allow."

- 3419 - THAT DANGEROUS WALLS BE REPLACED BY FENCE TO PREVENT ACCIDENTS AND TO GIVE SIGHT VIEW AT KILMOYLAN ADJACENT TO THE CEMETERY: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath

McDonagh:

"The walls referred to form a roadside fence of private land adjacent to the Cemetery. Land acquisition is required in order to improve sight distance and the landowners will be contacted in the near future regarding same.

There are no funds available to carry out the necessary works in the current year. However, the work would qualify for N.O.M."

- 3420 - THAT THE COUNTY COUNCIL UTILISE S.E.S. SCHEME TO CARRY OUT URGENTLY REQUIRED IMPROVEMENTS AT OLD CEMETERY AT CARNMORE:
- MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The proposal is being investigated as regards the Archaeological angle with Archaeology Department, U.C.G., with a view to having it included in our S.E.S. programme during 1990."

- 3421 - FLOODING AT COOLARNE: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The flooded area is currently under study to determine whether some roads can be raised to at least partially ease the problem.

Recommendations with an estimate will be submitted as soon as possible."

Councillor McDonagh asked that the Council take quick action in relation to the flooding. He said the flooding was causing enormous problems for people, animals were morooned, and schools closed, etc. He asked that the Council liaise with the O.P.W. to try and divert the water. The Chairman and other Members supported Councillor McDonagh.

- 3422 - CULVERT UNDER THE BALLINASLOE/PORTUMNA REGIONAL ROAD NEAR FRANK KENNY'S HOUSE, SYCAMORE HILL, LAURENCETOWN: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"The existing culvert will have to be replaced. It is hoped to have this work carried out in the near future."

- 23 - THAT GALWAY COUNTY COUNCIL UPGRADES THE PUBLIC LIGHTING IN THE TOWN OF BALLYGAR TO TRAFFIC ROUTE STANDARD: - MOTION BY COUNCILLOR PETER RAFTERY:

The following written reply was given to Councillor Peter Raftery:

"Provision of Traffic Route Lighting is 100% funded by the Department of the Environment. The 1990 Road Grants Allocation made no provision for Traffic Route Lighting at Ballygar Town."

- 3424 - TIDE BREAKER FOR THE MIDDLE THIRD ROAD, MAREE: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"There are two possible solutions to the flooding of this road at periods of very high tides. One would be to build a tidal wall with provision for drainage by means of flap valves, etc., or alternatively raise the roadway approximately 1 meter high which would leave it above high water level.

The first proposal would be too expensive and would require constant maintenance and inspection. The second alternative while feasible will present some problems in relation to existing boundary wall and site entrances. Some of the site boundary walls along this road are of decorative stone and to raise the adjoining road by 1 meter will not be very welcome by the occupants. Alternatively, land would have to be acquired on the sea side of the road from the Minister of the Marine and a complete new road built. In any case, the minimum cost of raising this road will be £30,000 to £40,000 and a major grant would have to be made available for this work as such expenditure could not be borne out of normal maintenance."

- 3425 - COLLECTION OF REFUSE - WAIVER SCHEME: - MOTION BY CLR. MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"Agreement has been reached with the Private Refuse Collectors to operate a similar Waiver Scheme to that operated by Galway County Council in previous years.

The Council have supplied the Collectors with the names of the people in their area whose charges for the service were waived in 1989."

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3426 - KINVARA TOWN LIGHTING: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"Provision and improvement of Traffic Route Lighting is 100% exchequer funded.

There are not funds available in the current year for improvement to Traffic Route Lighting at above location."

3427 - REPAIR, RENEW AND RESURFACE ROAD AT WOODLAWN/CAHERAHULLA/GREENHILLS/SHANBALLARD/GURTEEN: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Surface restoration work on the above road will be included in the 1990 Road Works Programme."

3428 - THAT THE COUNCIL TAKE IMMEDIATE ACTION TO RECTIFY AND ELIMINATE THE REASONS FOR THE LARGE NUMBER OF ACCIDENTS HAPPENING AT THE JUNCTION OF KILTULLA/TOORAS ROAD/SPORTSFIELD ROAD, BETWEEN BULLAUN R.C. CHURCH AND PAROCHIAL HOUSE AT POINT OF CONNECTION WITH LOUGHREA/BULLAUN/BALLYFA ROAD: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"The junction is being examined by road design section at present to see what improvements are necessary."

Having been given the reply, Deputy Treacy asked that the Council discuss the proposals with Fr. Garvey.

3429 - THAT THE COUNTY COUNCIL ALLEVIATE THE CONSTANT FLOODING WHICH IS OCCURRING AT BOGGY PARK, GRANGE, KILNADEEMA, LOUGHREA: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Flooding at this location is due to the level of the adjacent lake rising during heavy rains. flooding could be resolved by raising of the level of the road. Due to the prohibitive costs involved, it is not possible to carry out this work.

However, roadside drains will be cleared when the flooding subsides."

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3430 - THAT THE COUNTY COUNCIL CARRY OUT RREPAIRS AND SURFACE FRENCHFORT ROAD, ORANMORE: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"The above road requires strengthening and surface restoration work and has been included in this year's proposals for consideration at the 1990 Roads Estimates."

3431 - WHEN WILL COUNTY COUNCIL CARRY OUT WORKS AND PUT URGENT FENCING ADJACENT TO COUNCIL ESTATE AT CROWE STREET, GORT: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"A proposal has been submitted to the Department of the Environment to have the necessary works carried out as part of the Gort Sewerage Scheme. Subject to Department sanction and funding, this work will be put in hand as soon as possible."

3432 - THAT GALWAY COUNTY COUNCIL GET DERELICT BUILDING REMOVED FROM BUILT UP AREA (House owned by Mrs. Agatha O'Grady-Savage, Kinvara): - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"An inspection of the above property has been carried out. The site would appear to come within the scope of the Derelict Sites Act. The works necessary to render the site non derelict would include the demolition of the building, disposal of rubble, and the erection of a boundary wall. This work would involve considerable expense, and as far as the Council is aware, the Council needs to carry out further investigation before deciding what action to take."

3433 - THAT FOOTPATHS AT CROSS STREET, ATHENRY, BE REPAIRED: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Martin Lynch:

"Limited funds will be spent on the renewal of footpaths in the Athenry area in the current year. £4,700 was spent on footpath renewal at the above location during 1989."

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- 3434 - THAT ESSENTIAL REPAIRS BE CARRIED OUT AT MRS. BRIGID FUREY'S 2 GORT BRIDE, LOUGHREA: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Martin Lynch:

"The property in question is a tenanted County Council house. The sewage problem referred to is with the sink waste which is on a separate system to the foul and is caused by inadequate site soakage. Further investigation is necessary to establish a long term solution to the problem and these investigations are in hand."

- 3435 - THAT GALWAY COUNTY COUNCIL CARRY OUT URGENTLY NEEDED REPAIRS TO THE FOOTPATH IN FRONT OF MARTIN WARD'S SHOP IN BALLYMOE: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor Tiarnan Walsh:

"The work is being considered for inclusion in the Roadworks Programme for the current year."

- 3436 - THAT GALWAY COUNTY COUNCIL PROCEED IMMEDIATELY TO USE THE MONEY PROVIDED IN THE ESTIMATES FOR PREVENTING STORM WATER FLOODING IN GLENAMADDY: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor Tiarnan Walsh:

"The Council are investigating methods of alleviating the flooding at present. Agreement of landowners will be required."

It is not possible to carry out work until this survey is finalised which is expected in the near future."

- 3437 - THAT GALWAY COUNTY COUNCIL DO SOMETHING QUICKLY WITH SIGNS AT THE SQUARE IN GLENAMADDY: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor Tiarnan Walsh:

"The right of way through this junction is clearly indicated with all the statutory signs and road markings in place. There are no proposals to erect any further signs."

Councillor Walsh said that there had been numerous accidents at this spot and he had been told one and a half years ago

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that the position would be looked at. He said that motorists do not see the existing signs and go straight through the junction. He asked that warning signs be erected in advance of the junction and stressed the urgency of it.

- 3438 - THAT THE COUNTY COUNCIL LAND ADJACENT TO CULLAIRBAUN ESTATE, ATHENRY, BE MADE AVAILABLE TO THE LOCAL RESIDENTS FOR USE AS PLAYING FIELDS: - MOTION BY DEPUTY FRANK FAHEY:

The following written reply was given to Deputy Frank Fahey:

"A layout plan was prepared some years ago for cullairbaun and the layout did not make provision for playing fields. It is not Council policy to provide playing fields, but the layout will be examined to see if some open space can be provided as part of the further development of the Estate."

Deputy Fahey asked that it become Council policy to provide for playing fields. The County Manager pointed out the difference between providing open space and playing fields. Deputy Fahey said that the land would not be built on for a number of years, and asked that it be examined. The County Manager said the matter would be looked at.

- 3439 - THAT THE COUNTY COUNCIL CONSTRUCT A PEDESTRIAN CROSSING AT O'DONNELL'S PUB, THE SQUARE, GORT, AND ALSO AT THE VOCATIONAL SCHOOL, GORT: - MOTION BY DEPUTY FRANK FAHEY:

The following written reply was given to Deputy Frank Fahey:

"A traffic count will be carried out as soon as possible to establish if a warrant exists under Foras Forbartha Guidelines for the provision of pedestrian crossings at the above locations."

- 3440 - THAT SOMETHING BE DONE TO MAKE SAFE DANGEROUS CROSSROADS AT GREENHOUSE, CRAUGHWELL: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"There are no funds available in the current year for the carrying out of road widening and realignment at the above junction."

Discretionary Grants are used for strengthening and surface restoration while funds remain scarce."

- 3441 - THAT THE CEMETERY AT KILLORA, CRAUGHWELL, BE CLEANED UP: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 18.

Lambert:

"Repairs will be carried out to the gate and wall at the above cemetery. Cleaning will be carried out as resources permit."

- 3442 - THAT GALWAY COUNTY COUNCIL CARRY OUT ROAD WIDENING PROGRAMME IN MENLOUGH VILLAGE FROM MENLOUGH CHURCH OUT TOWARDS CRAUGHWELL'S HOUSE: - MOTION BY DEPUTY MICHAEL P. KITT:

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

"The road in question is Regional Road 339. There are no funds available in the current year for realignment of the above road.

Discretionary Grants are used for strengthening and surfacing of Regional and County Roads while funds remain scarce."

- 3443 - THAT GALWAY COUNTY COUNCIL REMOVE THE GRASS VERGE FROM GORDON'S SHOP, MENLOUGH, TO THE GALLAGH ROAD, A DISTANCE OF A FEW HUNDRED YARDS: - MOTION BY DEPUTY MICHAEL P. KITT:

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

"Removal of grass verge is not considered a priority while funds remain scarce.

Discretionary grants are used for strengthening and surface dressing of Regional and County Roads."

- 3444 - THAT THE ROAD PASSING AT TUMULTY'S HOUSE AND HOUSE NEXT DOOR AT BALLINLASS, BALLINAMORE BRIDGE, BE RE-SURFACED: - MOTION BY COUNCILLOR JOE BRENNAN:

The following written reply was given to Councillor Joe Brennan:

"The road in question is a Class 3 County Road serving one farm house and another dwelling which is now closed. There are no funds available to surface dress this road in the current year.

Some damage which occurred during the recent floods will be rectified within the next week. Additional water tables will also be opened."

- 3445 - THAT GALWAY COUNTY COUNCIL ERECT A PUBLIC LIGHT ON THE CLARAN ROAD, HEADFORD: - MOTION BY COUNCILLOR PADDY McHUGH:

The following written reply was given to Councillor Paddy

MINUTES OF MONTHLY MEETING HELD ON 26/2/1990. 19.

McHugh:

"The provision of a public light at the above location is recommended in the 1990 Public Lighting Scheme."

- 3446 - THAT GALWAY COUNTY COUNCIL PROVIDE YOU WITH THE RESULTS AND CONCLUSIONS OF THE SURVEY WORK CARRIED OUT ON THE CONG/GALWAY/CLARAN ROAD JUNCTION AT HEADFORD: - MOTION BY COUNCILLOR PADDY McHUGH:

The following written reply was given to Councillor Paddy McHugh:

"A survey was recently carried out at the above location but the routes have not yet been analysed. This matter is in hands and a report on the findings will issue as soon as possible."

- 3447 - HEADFORD SEWERAGE SCHEME: - MOTION BY COUNCILLOR PADDY McHUGH:

The following written reply was given to Councillor Paddy McHugh:

"The results of samples taken in 1989 are being assembled at present and these results will be submitted to you when they are available.

As indicated previously, the present Headford Sewerage works was designed and constructed in the 1940s. The original design loading had increased over the years and the works are being operated beyond their capacity at present. The Council makes every effort under its maintenance programme to ensure that the best performance possible is achieved from the present system.

The Council carries out regular monitoring of the receiving water. The results of this monitoring indicate that the receiving water recover from any effects before it reaches Lough Corrib. The Council carry out extensive monitoring on the Corrib, and the results to date are satisfactory.

The Council have prepared a Preliminary Report for a new Sewerage Treatment Works for Headford, at an estimated cost of £636,265. This report has been submitted to the Department of the Environment for approval since the 9th November, 1989. The Council have sought early Departmental Approval so that the preparation of Contract Documents for a new scheme may be proceeded with.

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I enclose copy of the results of sampling carried out by the Regional Laboratory in 1988."

THE MEETING THEN TERMINATED

Submitted, Approved & Confirmed.

John Malloy
Chairman

Date: 26th March 1990

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

2u la Marta, 1990.

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, ar De h-Aoine, an 9u la Marta, 1990, ag tosnu ag a 3.00 a chlog sa trathnona.

Mise, le meas,

T. O'CAOMHANAIGH,
RUNAI SEALADACH.

A G E N D A

Resolution 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 erection of two Retail Outlets at Cappanabornia to Morahan & Hughes Ltd. - Planning Ref. No. 60362."

Thomas Welby. Padraic McCormack. Frank Fahey.
John Molloy.

Other Business:

2. NOTICE OF MOTION: - Councillor Matt Loughnane

That a Preservation Order be placed on the Lady Gregory school at Kiltartan Cross, Gort.

3. Roadworks Scheme, 1990 - Copy of Scheme enclosed which includes Schedules D and E and a revised Appendix C.

4. Conference on "Fish Farming - the other side" - Saturday, 31st March, 1990, at Marine Station, on Sherkin Island, Co. Cork. (Details enclosed).

MINUTES OF SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 9TH MARCH, 1990.

IN THE CHAIR: Councillor John Molloy.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, U. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, Senator T. Hussey, Councillors J. Joyce, M. Killilea, MEP, Deputy M. Kitt, Councillors J. Lambert, M. Lynch, Deputy P. McCormack, Councillors J. MacDonagh, P. McHugh, Councillors J. Mannion, M. Mullins, N. O'Conchubhair, M. O'Morain, P. O'Tuathail, M. Ryan, Deputy N. Treacy.

Officials: Messrs. S. Keating, County Manager; P. Flood, County Engineer; P. Martin, R. Killeen, Senior Executive Engineers; F. Gilmore, Acting Senior Executive Engineer; Ms. V. Raine, Executive Solicitor; Messrs. C. Wallace, D. Barrett, Senior Staff Officers; and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

3448 - **WELCOME:**

The Chairman welcomed two students from the Irish/American College in Boston to the Meeting, Jeanne Sullivan and Marie Kneeland, who are part of a group of American students undertaking studies in Galway.

3449 - **RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60362 - APPLICANT: MORAHAN AND HUGHES LTD.**

This resolution was not discussed or put to the Meeting.

Councillor O'Morain stated that the County Development Plan is being used to prevent any type of commercial development in rural areas and that development is being consistently refused outside speed limits. He said that the County Council had three months left to deal with the Draft Development Plan and would have to get advice as to what reasonable regulations might be incorporated into the Plan. He suggested that within the next three County Council Meetings, the Members would examine the controls in the Development Plan and decide if they wanted a rural development bias or if they wished to accept the bias imposed on them in the Development Plan.

MINUTES OF SPECIAL MEETING HELD ON 9TH MARCH, 1990. 2.

The County Manager stated that the policy referred to by Councillor O'Morain was not in the Development Plan. The Plan seeks to encourage development and the main restrictions in it relate to development along the National Routes.

Deputy McCormack said that he was the only Councillor who had objected to putting the Draft Development Plan on public display because it had not been discussed by Councillors.

The County Manager stated that this was not correct and that the Members had gone through the Draft Plan and had finalised it at a number of County Council Meetings before it was put on public display. In reply to a query from Senator Hussey, he stated that the Draft Development Plan together with comments received from members of the public would be coming back before the Members, and if, having discussed it, they wished to make any material amendments to the Draft, such amendments would have to be placed on deposit for public inspection for a further month.

Councillor M. Killilea, M.E.P., referred to a decision to grant Planning Permission for two houses to a Mr. Michael Hynes in the Kilcolgan area arising from a Section 4 Resolution passed by the County Council. He stated that the decision was appealed to An Bord Pleanála by an objector who, it was well known, received a "tip-off" from the County Council, and that the County Manager should investigate the matter. The appeal was withdrawn when the objector learned of the circumstances of the application.

The County Manager stated that he did not know what Councillor M. Killilea, M.E.P., was referring to, but he pointed out that the public had a statutory right to information relating to planning applications and the decisions made by the County Council relating to such applications.

Councillor M. Killilea, M.E.P., asked if, now that Structural Funds had been allocated towards the provision of a Sewerage Scheme for the Town of Tuam, the County Manager proposed to withdraw the penal clause in the Goodman Planning Permission. He said Mr. Goodman had stated that the Company had been asked by Galway County Council to subscribe to an effluent treatment plant costing three times as much as it would cost his Company to provide a Treatment Plant, and that the maintenance cost to which they had been asked to contribute were also three times the amount of the costs which would be involved if they were to provide their own Treatment Plant. Councillor M. Killilea, M.E.P., was asking, therefore, if now that the Tuam Sewerage Scheme had been sanctioned by the Minister for the Environment, the planning condition requiring a financial contribution from Goodmans would be withdrawn, or if they would be permitted to provide their own effluent treatment plant.

The County Manager stated that the public water and sewerage schemes for the Town of Tuam are going ahead. The sewerage scheme does not cater for the Goodman Meat Processing Plant.

MINUTES OF SPECIAL MEETING HELD ON 9TH MARCH, 1990. 3.

because the Company made it clear that they would not contribute towards the cost of the additional treatment capacity which would have to be incorporated in the scheme to cater for the effluent from the proposed meat processing plant. Proper effluent treatment could not be provided for one-third of the cost as has been suggested. The works involved were properly costed by the County Council and the costings were shown to Goodmans who were unable to find anything wrong with them.

If the Goodman Company were to make a planning application for a private effluent treatment plant, any such application would be fully and properly examined and a decision made on the merits. A question arises in this context, however, as to the provision of a public sewerage scheme costing millions of pounds to safely dispose of effluent from the Town of Tuam, if private individuals can later by-pass such a scheme.

In reply to a query from Councillor Finnegan, the County Manager stated that while he was not in a position to give precise dates, he expected that the Tuam Water Scheme would start in 1991, and that the Sewerage Scheme would start earlier.

The County Engineer stated, in reply to queries from a number of Councillors, that he expected to receive a report from Eolas in a month or six weeks relating to the results of experiments with septic tank treatment systems which were being carried out in Galway and elsewhere throughout the country. He had recently seen a package plant designed by Bord na Mona but it was expensive. He stated that all signs from the experiment appeared to be hopeful, but he would have to await the report from Eolas.

Deputy McCormack asked how the matter of the Goodman development in Tuam could be raised under Item No. 1 on the Agenda. He asked permission to raise the matter of flooding in South Galway, and stated that since he had not received Permission to raise the matter, he proposed to leave the Meeting in protest. Deputy McCormack then left the Chamber.

3450 - THE LADY GREGORY SCHOOL AT KILTARTAN CROSS, GORT. -
NOTICE OF MOTION BY COUNCILLOR MATT LOUGHNANE:

In the absence of Councillor Loughnane, discussion on the motion was deferred.

3451 - DANGEROUS TREES:

Senator Hussey mentioned the problem of trees along roadsides which might be dangerous and mentioned that there had been a number of deaths recently arising from falling trees. He said that many landowners are not aware of their responsibility in the matter. The County Manager said that if the Council suspect a tree as being dangerous, the landowner is advised. This is done on an on-going basis but obviously all trees cannot be knocked.

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Councillor U. Burke referred to a FAS Scheme which was going on in Portumna without consultation and which was objectionable.

3452 - DEPUTATION OF LOCAL RESIDENTS REGARDING PROPOSED HALTING SITE AT KILLIMOR:

The Members approved of the suspension of Standing Orders in order to allow a speaker from the deputation to address the Meeting. Mr. J. McClearn then addressed the Meeting. He said that the G.A.A. were concerned about the proposed Hardstand the residents were also concerned about the possible pollution of the river which was the source of the water supply. He said that the residents would be willing to accept three local travelling families for rehousing. He said they were unable to accept the concept of a Hardstand and requested that it not go ahead.

The matter was raised again later in the Meeting.

3453 - ROADWORKS SCHEME 1990:

Councillor O'Morain, referring to the County Engineer's report, stated that, last year, some Members had suggested that the allocation of monies to the various roads in the County be left to the County Engineer, but he disagreed with this because it would be an impossible task for the County Engineer since there was not sufficient money available for roadworks. He took exception to some of the allocations made by the County Engineer and he referred in particular to Appendices D and E which, he stated, showed an allocation of £278,000 to the Milltown Engineering Area, while the total allocation for the Oughterard, Costelloe, and Clifden Engineering areas amounted to only £213,000.

He referred to the dismissal of a number of casual workers that day and stated that the situation was now that workers had to be brought from other areas for roadworks in Connemara. The absence of roadworkers to keep Water Tables clear etc., was, he said, the cause of the present day problems with roads, and he asked that the County Manager take the matter up with the Minister with a view to reversing this policy.

Referring to the proposal to spend £500,000 on the Regional Road between Maam Cross and Costelloe, he proposed that no work be done on this road, and that the money be spent as follows -

£200,000 to be spent on the road from Screebe towards Rosmuc; £200,000 on the road from Carna towards Kilkieran where there was a lot of industrial development; and the remaining £100,000 to be spent on County Roads in the Rosmuc/Kilkieran and Carna areas for which no monies had been provided.

Councillor N. O'Conchubhair proposed that all the monies for County and Regional Roads in the County be spent in Connemara this year on a once-off basis. He said that roads in the

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area were last repaired 6 years ago. They are now in a bad state again and the whole road structure is disintegrating. He asked the Members to support his proposal or at least to vote on the matter.

Referring to the County Engineer's report, he welcomed the allocation of monies for the Knock/Gleantrasna road, and for the Knockadoe/Seanafeistin road.

Councillor O'Conchubhair also referred to the Furnace Road which, he stated, is being damaged by people who drive Hy-Macs up and down on it. He stated that this should not be allowed to happen. He also suggested that money be spent on the "bottle neck" from the Dispensary at Carraroe northwards.

Councillor Mannion seconded Councillor O'Conchubhair's proposal.

He stated that insufficient money has been provided for roads over a number of years and that if something were not done soon, the roads in Connemara would be impassable. He also referred to reductions in the Road Maintenance Staff stating that some years ago, there were 72 or 73 men employed in the Clifden area, and there were now only 18 employed even though the mileage of public roads in the area had increased. If the County Council were to get sufficient money for roads at the moment, it would not have the manpower available to carry out the works.

He stated that there were extra Regional Roads designated as such last year, but the percentage of available monies allocated to the Clifden area is the same as last year and he asked what mileage of Regional Road there is in the Clifden Engineering Area. He also suggested that some money would be spent on the Roundstone to Ballinafad road.

Councillor Finnegan agreed with the other Members that the whole Roads Programme is inadequate to meet the situation. The present situation with regard to roads in the County has built up over a number of years with the result that even though the allocation has improved, it is now not enough. He hoped that the monies to be spent would be stretched as far as possible in order to do as much work as possible on the roads to which it had been allocated. He also expressed the view that recent flooding has exacerbated the pothole situation on the roads.

He suggested that since the overall situation with regard to the availability of monies has improved, it should be possible to ease the situation as regards the employment of roadworkers. Councillor Brennan stated that the Department is not fully aware of the situation with regard to roads in County Galway. While the increase in available funds was to be welcomed, the allocation fell far short of the County Councils needs. The County Council had discretion in spending only a small fraction of the allocation, and it was obvious to him that it was Government policy to spend money

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on National Routes. That policy should in his opinion be changed.

He proposed that a deputation from the County Council go to the Department of the Environment to make the Department aware of the situation in County Galway with regard to roads.

He also proposed that no money be spent on hardshoulders during 1990, and that the money be diverted to County and Regional Roads.

He asked what is the relativity between expenditure per mile on roads in Connemara and in the rest of the County, and referring to the proposal made by Councillor O'Conchubhair, he stated that he would oppose that proposal and would propose instead that if the Department made extra money available for roads, £1 million of that extra money should be spent in Connemara.

Councillor O'Morain stated that the reply to Councillor Brennan's question might be misleading and asked the County Engineer to compare like with like when answering.

Councillor Callanan expressed disappointment that the road at Gurteenacoilleen in the Portumna area had been left out of the County Engineer's Road proposals.

Referring to Bunowen Bridge, he stated that this is a "Black Spot", and that work on the bridge should have started in April. He stated that local people were annoyed that they had not been adequately notified and the fact that they had to travel long distances in order to avoid the bridge. He stated that it was unfair on the local people to have to put up with this inconvenience and he suggested that the County Council should provide some type of temporary transport for the people affected. He also suggested that the road being used as an alternative to the bridge should be repaired in view of the increased use arising from the problem at Bunowen Bridge.

Councillor Callanan then proposed that Notice of Motion Roads money should be increased from £3,000 to £6,000 per Councillor and suggested that the additional £3,000 should not be used for the taking over of new roads but for the upkeep of existing roads.

Councillor O'Tuathail proposed that the County Council write to the Minister for the Environment and inform him that the amount of money allocated to the County Council for Roads is not sufficient. He agreed with the proposal of Councillor O'Morain that money be diverted to the Screebe/Carna Road because that is where people live. He also expressed support for Councillor O'Conchubhair's proposal, but he regarded it as unrealistic.

He proposed that no money be spent for the year 1990 on roads that were in reasonable condition and that instead, the money should be spent on the worst roads regardless of the area in

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which they are located. He also proposed that monies allocated for hedge cutting in the Costelloe Area be transferred to Roads.

Councillor McHugh, while welcoming the increase in the monies allocated to the County Council, stated that the allocation is still insufficient and more funds are required. He questioned the inclusion of stipulations by the Department in the matter of the spending of the Discretionary Grant and stated that Local Engineers are more than capable of deciding where the money would be best spent.

He regretted that the Curragh Line and the Galway/Headford Road was again left out of this year. He stated that there are bends and turns on the National Secondary Road near Headford which should not exist on a National Route, and the County Council should impress on the Department of the Environment that these require urgent attention. He welcomed the allocation for the Tuam/Headford road, and he thanked the County Engineer for his interest in the Carrowbeg Road, Belclare. He also expressed his appreciation of the work done by the County Council staff in the difficult flood conditions which occurred recently.

Councillor McHugh also seconded the proposal made by Councillor Callanan for an increase in Councillors' Notice of Motion funds.

Deputy Treacy agreed with the comments made by Councillor Callanan in relation to Bunowen Bridge, and asked the County Council to consider making some temporary provision for the matter referred to. He had examined the Structural Fund proposals and there seemed to be no proposals in relation to bridges. He stated that there were many dangerous bridges in the County and that the matter needed to be looked at.

He welcomed the additional roads funding which had been provided and complimented the County Engineer on his report. He referred to the omission of a road in Tiaquin area and asked that it be included in next year's allocations when the water scheme had been completed. He asked where it was proposed to spend the money on the Kinreask Road. He stated that the Grange/Kilnadeema Road was subject to constant flooding and needs to be raised along a certain stretch. He referred to the omission of the Colemanstown/Garbally road, and the Colemanstown/Cloonkeen Kerrill road and stated that these roads should be included as works were needed on both roads.

Councillor Ulick Burke stated that he found it difficult to see how the proposals in the County Engineer's document could be implemented when there were so few staff on the ground to implement it. He stated that it was now rare to see a roadworker in the Loughrea and Portumna Areas and that if the County Council did not increase the number of Roadworkers employed to keep water channels open, they would be wasting money putting tar and chips into potholes. He asked that a review of staff numbers in all areas be carried out.

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Councillor Burke stated that he did not agree with Councillor O'Conchubhair's proposal and that the remainder of the County had similar problems to Connemara in the matter of roads.

Councillor Burke stated that the County Council had not yet brought forward a design to improve a stretch of the Hearnbrook/Killimor road which, he stated, is the most treacherous stretch of road in the County. He suggested that the County Council send out an Engineer immediately to carry out the design.

Councillor Burke also stated that necessary works had not been carried out at Aughrim and Cappataggle, and that since last November, there had been 18 inches of water on the road at Leitrim Cross on the Woodford Road, and the situation was very bad. He also referred to Newtown, Abbey, Loughrea, on the main Woodford Road where there was a stream running down the road making conditions there hazardous. He also indicated his support for Councillor Callanan's proposal to increase the funds available for Notice of Motion Roads.

Deputy Kitt complimented the County Engineer on his report and asked when the work on Bunowen Bridge would be completed. He also referred to Chapel Finnerty Graveyard where a tree fell and damaged two Headstones, and he asked if the County Council were responsible for the damage. He stated that there were two more trees in the Graveyard which were likely to fall.

Deputy Kitt also referred to the need to spend money on roads in North Galway. He stated that the bog roads are subsiding, and that extra money is needed especially for the Mounthellew/Ballyforan Road. He welcomed the extension of L.I.S. to bog roads and drainage. He also asked if anything could be done to assist 22 families in the Gardenfield, Tuam area who are affected by flooding.

Deputy Fahey paid tribute to Mr. Valentine Niland who had recently retired from his position as Road Overseer in the Gort Area. He stated that Mr. Niland had given a lifetime of service to Galway County Council.

He stated that when everything is considered, the list that the County Engineer had put before the Members must be accepted. He remarked, however, that the question of improving sight distances on bends did not feature in the report nor in the County Councils Roads Programmes in recent years. He suggested that a small pilot programme for County Roads at Cahercrin, Athenry, and at Maree, Oranmore, be undertaken. Local farmers at Cahercrin would be prepared to move walls back from the roadside at bends in order to improve sight distances. The County Council should look at these areas and where there is local agreement to recessing such walls, they should supply posts and wire for fencing if the local people are prepared to erect it.

He referred to the question of roads which had become flooded in the last few weeks and stated that this was a question

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which must be addressed. There are several roads under several feet of water and it is absolutely essential that the road levels are raised in these areas. He stated that he had asked the Departments of the Environment and Agriculture to look at the question of drainage in Karst limestone areas in South Galway.

Councillor Michael Fahy thanked the County Engineer for works carried out on the Frenchfort Road. Referring to road improvements required at Caseys Cross which were the subject of a deputation to the County Council, he stated that the landowner is prepared to give land for the road improvements and asked that the work be done in the coming year. He also referred to the Seven Eye Bridge in Loughrea, which, he stated, is one of the most dangerous bridges in the County and he asked that something be done to improve the situation. He agreed with the comments made by Deputy Fahey in the matter of flooding and asked that County Engineer to allocate funds for the resurfacing of roads destroyed by flooding.

Councillor Michael Ryan seconded Councillor Brennan's proposal that a deputation be sent to the Minister for the Environment seeking an extra allocation of funds. He stated that if the County Council were to accept the present allocation without protest, the Minister will have the impression that the Council is satisfied with the amount received. He also expressed the view that extra roadworkers were needed.

Councillor Ryan also stated that the recent flooding had cost farmers a lot of money this year and he proposed that the County Council send a recommendation to the Department of Finance that compensation be made available to farmers who have suffered losses through flooding.

Councillor Callanan seconded Councillor Ryan's proposal.

Councillor Joyce referred to the Gurteenaveela/Lurgan Road which was in very bad condition having been damaged as a result of the recent car rally. He stated also that flooding in the Shannon Valley was very bad and at a recent Meeting in Athlone of the Shannon Forum, each local authority was asked to submit figures for the cost of repairs to roads following the recent flooding. He asked that this be done the area from Ballinasloe southwards. On the question of the employment of roadworkers, he suggested that if the Council were unable to employ full-time workers, they should employ part-time workers for the purpose of filling potholes and cutting Water Tables. He stated that the hardshoulders on the Ballinasloe to Galway Road are practically complete and he hoped that they would be fully completed during the coming year.

Councillor Joyce stated that there had been a change of Area Engineer in the Portumna Area on a number of occasions recently and that such frequent changes militate against an area.

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Councillor Lynch asked how emergency services could gain entry to the County Buildings if such were necessary, because as he was speaking, it appeared to him that all the entrances to the County Buildings were blocked.

He also enquired as to who is responsible for the repair of manholes which become damaged.

He complimented the County Engineer on his report and asked how many extra people will be employed due to the increased allocation of monies this year.

He supported Deputy Fahey's proposal regarding the improvement of sight distances at Cahercrin and he asked where it was proposed to spend money at Greenbriar. He expressed satisfaction with the allocation for the Raheen Road and the Frenchfort Road, and stated that he also would like to see the funds for Notice of Motion Roads increased.

Senator Hussey complimented the County Engineer on his report and stated that while the increased allocation of funds for roads was welcome, it was not sufficient to correct the downward trend in the standard of County Roads, some of which have deteriorated to such an extent that it will not be possible to bring them back up to standard for many years.

He referred to a section of road located south of Cloonacat village where the water comes out on the road and asked that a drain be opened at that location to take the water away. He stated that the road to Abbeyknockmoy Cemetery needed to be widened and that he had already written to the County Engineer on the matter. A carpark should be provided at Boyounagh Cemetery.

Senator Hussey also referred to flooding on one of the four roads leading into Glenamaddy where the situation has now become critical, and might be alleviated if a wall adjoining the road were repaired. He also referred to flooding at Esker and asked that the County Engineer would have it looked at now while it was at its worst. He agreed with other speakers that additional roadworkers should now be taken on.

The County Engineer said that to effectively achieve a rescue programme, a sum of at least £11 million per annum was required for County Roads, and £3 million per annum for Regional Roads, and the County Council had received only a quarter of that amount. The programme as put before the Members, had been worked out carefully on the basis of work to be done, and having regard to the employment situation. He said that the County Council has 279 men to improve and maintain the County Councils 4,100 miles of road, and that the money available is just enough to employ these. There is no money available to employ extra men. He stated that there has been a subtle change in the situation as between last year's Block Grant and this year's Discretionary Grant. The labour element in surface restoration is only 12% whereas under the Block Grant it was 40%. There has, therefore, been a slight diminution in the money available to pay

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Roadworkers.

With regard to Councillor O'Morain's proposal to divert the monies allocated by way of Supplementary Grant for the Maam Cross to Costello Road, he stated that the County Council had been informed by Officials from the Department of the Environment that a special sum of £5 million had been divided between 8 Counties and that the Department had nominated the roads on which it is to be spent. The Department also required that the money be spent in one unit and if their requirements are not complied with, the money will be reallocated to some other County.

Councillor O'Morain stated that while he fully accepted that this is the situation, he was asking the County Council to support them on this issue. He stated that he wished his proposal for the diversion of these monies to stand and that he was making the proposal in the full knowledge that the monies might be withdrawn by the Department of the Environment.

Councillor O'Conchubhair supported Councillor O'Morain's proposal.

The County Engineer stated that if the Council so decides, the Department of the Environment will be informed accordingly.

Councillor O'Morain suggested that if the Department were to insist that the money cannot be divided, works should be started at the furthest point from the City.

Councillor O'Conchubhair asked that the County Manager would get a decision on the matter directly from the Minister rather than from Officials in his Department.

Councillor O'Tuathail, referring to the County Engineer's report, stated that it was obvious that County Council Officials had some input into this and that it was a pity that the Officials did not ask the Councillors before they entered into discussions with the Department.

The County Engineer, in reply, stated that the County Council had tried in its discussion with the Department to have the money divided, but the Department refused.

With regard to Councillor O'Morain's query as to the comparison between monies allocated to the Costelloe and Milltown areas, he stated that surface restoration can be carried out for £10,000 per mile while strengthening costs would be £50,000 per mile, and in order to make a valid comparison, the categories for Schedules D and E in his report would have to be added, and if this is done, it will be seen that there is very little difference.

In response to Councillor's Mannion's query, he stated that there are 36.54 miles of Regional Roads in the Clifden area. He agreed with Councillor Mannion that the National Secondary Road between Clifden and Leenane and on to the Mayo County

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boundary is everything that a National Route should not be, but the Council only received £100,000 for strengthening which was a paltry sum, and no monies were allocated for realignment. He stated that 15 to 20 miles of that road needed to be improved.

In reply to queries raised by Councillor Brennan, he stated as follows:

(a) On the question of monies allocated for roads from Structural Funds, part of the £2.1 million allocated for major improvement works came from European monies.

(b) The policy of the Department of the Environment appears to be to concentrate on the radial roads out of Dublin, and the bottlenecks occurring on these. Statistics indicate that 75% of traffic is carried on 6% of the roads.

(c) It would not be possible to put more men on the roads to clear Water Tables as there are now less than 20 men per area, and there is no money available to pay extra men for this work.

(d) Connemara has 21.54% of the County's Roads and is getting 23.65% of the monies allocated for roads in the County. If the Eastern Approach Roads were taken out, the percentage of the allocation to Connemara is 28%.

With regard to queries raised by Members relating to Bunowen Bridge, he stated that it is disappointing for all concerned that progress in this case has not been better. He read the following letter received from the Consultants appointed for the works on the bridge:

"Further to your letter of the 5th March, 1990, we wish to respond as follows.

The date of commencement of the Contract for the above was 18th September, 1989. The time of completion was to be 40 working weeks. Therefore, making no allowances for holidays or extensions of time, the work was to have been completed by the beginning of July or if one allows for the holiday periods, the end of July.

When we obtained the Contractors original programme, it indicated that work would be completed towards the end of April. So also did a subsequent revised programme. (We have sent you a copy of both these programmes). The Contractor, therefore, elected to complete the work in a shorter period.

The latest programme received indicates a completion date in Mid June i.e. slippage of 7 weeks.

The Contractor attributes this slippage to the extremely high water levels experienced at the site in recent weeks which resulted in the temporary works being breached and the water flooding to the working area.

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Work has now recommenced on site with the making good on the temporary works."

He added that because of the flooding, the expected completion date is now mid June. With regard to the points made regarding inconvenience to local residents, he stated that the furthest length of detour is 4 miles to the roundabout in Ballinasloe.

He stated in relation to the proposal made by Councillor O'Tuathail that all the roads need the money allocated to them and if the proposed restoration is not done this year, the roads in question will be impassable next year.

He agreed with Councillor McHugh that the Curragh Line needed improvement but pointed out that this is a National Secondary Route and no grant had been allocated for it.

Regarding the Hearnbrook/Killimor road, he pointed out that this is also a National Secondary Route and in reply to a query from Councillor Ulick Burke, he stated that the roads for which designs are being prepared, are those for which there is a prospect of the Council's obtaining money from the Department.

Councillor Ulick Burke asked that more signs be erected warning of the danger at this location.

The County Engineer stated that all dangerous bends mentioned by Members would be looked at and on the question of improving sight distances, he stated that if the Council received a firm commitment from the landowners as to the availability of land, each such case would be looked at.

With regard to the flooding at Killomoran, he stated that when the floods subside, the County Council will look at these roads again. He had no doubt that the problems here could be solved with money, but a substantial amount of money would be required.

In the matter of road improvements at Casey's Cross, he stated that if the Council received a commitment from the landowners that the necessary land will be made available, the matter will be looked at this year.

With regard to Councillor Lynch's query relating to manhole covers, he stated that this matter would be investigated.

He stated that all the roads mentioned by the Members in the course of the discussion would be looked at with a view to prioritising them for next year. He asked Deputy Treacy to be specific in relation to the dangerous bridges referred to by him in the course of the discussion, and stated that if the Deputy knew of any bridge which was dangerous, that is dangerous in the sense that there was a risk of collapse, he should inform the Council immediately. He added that the County Council already has applications before the Department of the Environment to a value in excess of £1 million in

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respect of damage to bridges.

The County Manager referred to the proposal by Councillor Callanan to double the allocation of funds to Notice of Motion Roads. He stated that the Members had already listened to the County Engineer describing the Council's problem in relation to insufficient funds for roads, and would, therefore, be aware that the County Council does not have the funds to permit the doubling of Notice of Motion monies. A sum of £90,000 had already been allocated for this purpose and Councillor Callanan's proposal was to double this figure. The monies allocated under this heading would be spent on small jobs which would not be cost effective, and which would interfere with planning for the spending of the Council's already scarce resources. He informed the Members that the matter would be looked at to see if any increase can be provided.

Councillor O'Morain's proposal that the sum of £500,000 allocated by way of Supplementary Grant for improvement works on the road between Maam Cross and Costello be spent on other roads in the Connemara Area, was put to the Meeting and agreed, there being no amendment or counter proposal.

A vote taken on Councillor O'Conchubhair's proposal that all monies allocated for Regional Roads in County Galway be spent on roads in Connemara resulted as follows:

FOR: Councillors J. Mannion, N. O'Conchubhair,
M. O'Morain, and P. O'Tuathail. (4)

AGAINST: Councillors J. Brennan, U. Burke, J. Callanan,
Deputy F. Fahey, Councillor M. Fahy, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt,
Councillors J. Lambert, M. Lynch, P. McHugh, J. Molloy, M. Ryan, and Deputy N. Treacy. (14)

The Chairman declared the proposal lost.

Councillor Brennan's proposal that a deputation of the Members be sent to the Minister for the Environment to request additional funding for roads was put to the Meeting and agreed.

The Finance Officer informed the Meeting that the final figures now available for Road Works in 1990 were in excess of the estimated figures adopted at the Estimates Meeting and that a Council resolution for the additional expenditure was required.

On the proposition of Deputy Kitt, seconded by Councillor Callanan, it was resolved that:

"The Council approve excess expenditure in the financial year ended 31st December, 1990, to the effect of revision of adopted Estimate figures as follows:

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Programme 2.1 Road Upkeep to £4,829,415
Programme 2.2 Road Improvement to £7,487,000."

3454 - CONFERENCE ON "FISH FARMING - THE OTHER SIDE" - SATURDAY, 31ST MARCH, 1990, AT MARINE STATION, ON SHERKIN ISLAND, CO. CORK:

Deputy Kitt proposed Councillor O'Conchubhair and Councillor J. Molloy to attend the Conference, and was seconded by Councillor Callanan.

Councillor Ryan proposed Councillor Mannion and was seconded by Councillor U. Burke.

The proposals were agreed.

3455 - PROPOSED HARDSTAND AT KILLIMOR:

Councillor U. Burke thanked the Acting Assistant County Manager for meeting the people from Killimor to discuss the proposed Hardstand. He proposed that Galway County Council request the Minister for the Environment to provide finance for the housing of indigenous Travellers at Killimor.

Deputy Treacy supported Councillor Burke's proposal, and asked that the proposals for the Hardstand be reviewed and that funds be sought from the Department of the Environment for the housing of indigenous travellers.

Deputy Kitt also supported the proposal.

The County Manager stated that the Members were aware of the content of the discussion between Mr. Gleeson and the deputation. He stated that a number of these families do not want houses and that in such cases, the State policy is to provide Halting Sites. The Department will not provide money for houses if the houses will not be used. He said that there is a serious human problem here and that if a situation is reached where the families say, and continue to say, that they want a serviced site, it is the duty of the County Council to provide it and this is consistent with State policy on the matter. In these circumstances, it was difficult to see how the County Council could hold out against the need of these people and he questioned how any person present could have a veto over the needs of the families concerned. If at the end of the day, the families in question want a Halting Site, and won't accept houses, he did not see how the County Council could deny them the basic amenities of life.

Councillor Burke's proposal that a request be sent to the Minister for the Environment to provide finance for the housing of the Travellers at Killimor was agreed by the Members.

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3456 - WAIVER OF REFUSE CHARGES:

Deputy Treacy asked that the Council would continue to waive refuse charges for old people who had previously been granted such waivers.

3457 - SYMPATHY:

A resolution of sympathy was adopted with Mr. Mattie Conneely, Roundstone, Co. Galway.

THE MEETING THEN ENDED

SUBMITTED, APPROVED & CONFIRMED:

John Mally
CHAIRMAN

30/4/90
DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

16u la Marta, 1990.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniu de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 26u la Marta, 1990, ag tosnu ag a 3.30 a chlog sa trathnona.

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 house and septic tank to Paraic Seoighe, Tir an Fhia, Leitirmoir, Co. na Gaillimhe. - Planning Ref. No. 59777."
Nioclas O'Conchubhair. Micheal O Morain. John M. Mannion.
2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Permission for house and septic tank to Paraic De Bhailis, An Pointe, Cheathru Rua, Co. na Gaillimhe. - Planning Ref. No. 59892."
Nioclas O'Conchubhair. Micheal O Morain. John M. Mannion.
3. Consideration of the Minutes of the following Meetings:
(a) Minutes of Special Meeting held on 9th February, 1990.
(b) Minutes of Monthly Meeting held on 26th February, 1990.
4. Fix date for April Planning Meeting.

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5. Lough Corrib Navigation Trustees - Auditor's Report for year ended 31st December, 1988.
6. Sub-Lease of Office Accommodation at Hynes Building - Section 83 Notice dated 8th March, 1990, already circulated, refers.
7. Sale of plot of land at Ballygar to Paul & Evelyn Finnegan - Section 83 Notice dated 14th March, 1990, already circulated, refers.
8. Sale of site at Moycullen to John and Ann Marie Smith - Section 83 Notice dated 13th March, 1990, already circulated, refers.
9. Sale of house at Weir Road, Tuam, to Camillus and Anne Collins - Section 83 Notice dated 12th March, 1990, already circulated, refers.
10. Agreement with Galway Corporation re Compensation.
11. Conference on New Technology and Rural Development - 26th-29th April, 1990 - Mount Errigal Hotel, Letterkenny, Co. Donegal. - Details enclosed.
12. Annual Conference of the Library Association of Ireland - 23rd-27th April, 1990 - Ennis - Nomination of 2 Delegates. - Details enclosed.
13. LAMA Conference 1990 - Hotel Westport, Westport - 19th-20th April, 1990. - Details enclosed.
14. Report on Roundstone and Kilmurvey Piers.
15. Housing Capital Allocation 1990. - Copy of Circular No. N 3/90 from the Department of the Environment enclosed.
16. Malicious Injury Decree:
Name and Address: Comharchumann Forbartha na nOilean (Sliogan Eisc Teo.)
Particulars of Claim: Damage to property.
Area of Charge: County at large.
Amount of Claim: £65,250.40
Amount of Decree including costs: £22,675.00
17. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION:

DEPUTY ROBERT MOLLOY: - I will propose:

18. That Galway County Council enter into discussions with Galway Corporation with a view to transferring Galway Courthouse to Galway Corporation.
19. That provision be made in the 1990 Road Estimates for the sum of £25,000 to be included for the widening and improving of the roadway at Raheen Road, Athenry.

COUNCILLOR JARLATH McDONAGH: - I will propose:

20. That the County Council inform me of the current position re S.E.S. for Moorepark Cemetery. (Details supplied)
21. That the County Council have road repaired into Cemetery. (Details supplied)
22. That the County Council erect Failte signs at village entries (details supplied).

COUNCILLOR TIARNAN WALSH: - I will propose:

23. That Galway County Council erect a sign to divert heavy traffic around Peak Hill. Peak Hill is on the Glenamaddy/Dunmore Road, (nearer Dunmore) and big lorries which use it as a short cut are sometimes a hazard for cars, and other smaller vehicles.

DEPUTY PADRAIC McCORMACK: - I will propose:

24. That repairs be carried out to the Parishtown/Ardnasilla Road in the Oughterard area as it is in a disgraceful condition with very large craters across the road which fill after each rainfall to a depth of about 1 ft. This is an extremely dangerous road and I am hoping that some work can be carried out on same.
25. That repairs be carried out on Roundstone Quay which is in a delapidated and dangerous state as a result of the storms and high tides of the winter and spring 1988/89.

DEPUTY NOEL TREACY: - I will propose:

26. That Galway County Council immediately prevent the pollution affecting a group water scheme (details supplied) that this pollution would be rectified forthwith, that the water first be purified and restored to proper drinking and domestic quality, that the necessary works be carried out be outlined hereafter, that dates in which the works will be carried out and any other relevant information. (Details supplied).

DEPUTY NOEL TREACY: - I will propose:

27. That Galway County Council immediately repair, restore, renew and resurface a road in Co. Galway (Details supplied), that the flooding thereon be alleviated forthwith, that the necessary drainage and piping, shoring, etc., be carried out also and any other relevant works, that the date in which these works will be carried out and any relevant details be outlined hereafter.
28. That Galway County Council immediately alleviate the serious flooding, pollution, inconvenience and serious situation occurring in a residential area (details supplied) that the works to be carried out be outlined hereafter, that the dates in which these will be carried out and any other relevant information be outlined hereafter.

COUNCILLOR JOE LAMBERT: - I will propose:

29. That a speed limit be erected at Frenchfort, Oranmore.
30. That traffic lights be provided on the Loughrea Road at Gort Town.
31. That public lighting be provided on the Loughrea Road, Gort.

COUNCILLOR JAMES JOYCE: - I will propose:

32. That the Gurteenaveala/Ardranny County Road be repaired following the damage that was done to it by the Galway Car Rally last year.
33. That the percolation area for the septic tank which serves Brendan & Josephine Spellman's house in clonfert (No. 443) be developed properly as it is now ineffective.
34. That the chimney of Mrs. Nora Reilly's house, Cloughbrack, Eyrecourt, be repaired.

COUNCILLOR MATT LOUGHNANE: - I will propose:

35. That the Craughwell/Kilcolgan road through Killeeneen be lined.
36. That steps be taken to prevent flooding at (details supplied).
37. That a Lifeguard be appointed at the Swimming area in Portumna during the summer months.

COUNCILLOR MICHAEL FAHY: - I will propose:

38. That the County Council would carry out improvements and improve visibility at Greenhouse, Fourcrossroads, Craughwell.

COUNCILLOR MICHAEL FAHY: - I will propose:

- 39. That the County Council carry out repairs to footpath at Loughrea Road, Gort.
- 40. That Galway County Council remove dangerous bend at Lissadoyle, Peterswell.

COUNCILLOR THOMAS WELBY: - I will propose:

- 41. When will the Lissoughter road be restored after the laying of cables by Bord Telecom. It needs urgent attention.
- 42. What is the up to date position of the proposed extension to Gurteen Cemetery.
- 43. That this Council adopt a resolution and forward same to the Government requesting them to provide E.E.C. funding from the Structural Fund for County Roads and Regional Roads.

COUNCILLOR MARTIN LYNCH: - I will propose:

- 44. That the Galway County Council put back the drain pipes that were removed from outside Mr. J. Cummins house in Craughwell. When Galway County Council were putting down the hard shoulder outside his house, they removed the pipes taking the water down to the river as there is bad flooding in the area now.

AN COMHAIRLEOIR PEADAR O TUATHAIL: - I will propose:

- 45. Go dtogfadh an Comhairle Chontae caideal ag Tir an Fhia, Leitirmoir - nil an coras ata an sasuil: theastodh filter a chur ar an gcoras seo freisin.
- 46. Go ndeanfadh an Comhairle Chontae rud eigin faoi na tuillte ag Scoil Leitirmoir.
- 47. Go ndeiseodh an Comhairle Chontae bothar Leitircaladh siar trid na Garrantai.

COUNCILLOR P. FINNEGAN: - I will propose:

- 48. That work be carried out on road (details supplied).
- 49. What measures are being taken to ensure that the flooding which recently occurred at (details supplied) will not recur.

COMHAIRLE CHONTAE NA GAILLIMHE

(Galway County Council)

County Buildings,
Prospect Hill,
GALWAY.

8th March, 1990.

TO EACH MEMBER OF GALWAY COUNTY COUNCIL/

RE: PROPOSED SUBLEASE OF OFFICE ACCOMMODATION - HYNES BUILDING

A Chara:

In accordance with the requirements of Section 83 of the Local Government Act, 1946, notice is hereby given that it is proposed to sublease office accommodation which the Council has leased at Hynes Building.

LOCATION: Hynes Building, St. Augustine Street, Galway.

FROM WHOM LEASED: Hynes Ltd.

PERSONS TO WHOM IT IS PROPOSED TO SUBLEASE: Commissioners of Public Works,
51, St. Stephen's Green,
DUBLIN, 2.

AREA: Formerly occupied by Teagasc.

RENTAL: £4.75 per square foot plus Service Charge. (Existing Charge)

PERIOD: From 1st March, 1990, to 31st March, 1992.

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.

Mise, le meas,

T. KAVANAGH,
ACTING COUNTY SECRETARY.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 26TH MARCH, 1990.

IN THE CHAIR: Councillor J. Molloy.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, Deputy F. Fahey, Councillors M. Fahy, P. Finnegan, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, M. Mullins, N. O'Conchubhair, 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; P. Flood, County Engineer; E. Gleeson, Acting Assistant County Manager; B. Callagy, Senior Executive Engineer (Planning); A. Fleming, Administrative Officer; D. Barrett, T. Coughlan, Senior Staff Officers; T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

3458 - SYMPATHY:

Councillor Ryan proposed a motion of sympathy to Councillor Mullins on the recent death of his mother. The motion was seconded by Councillor Mannion. All the Members joined in the motion of sympathy to Councillor Mullins. The County Manager, on his own behalf, and on behalf of the staff joined in the expression of sympathy. Councillor Mullins thanked the Members and Manager for their expression of sympathy.

The Meeting then adjourned for 5 minutes as a mark of respect.

3459 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 59777 - APPLICANT: PARAIK SEOIGHE:

The resolution set out on the Agenda was proposed by Councillor N. O'Conchubhair, and seconded by Councillor M. O'Morain.

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

"SITE LOCATION:

The site is located on the Lettermore-Letterjullen road approximately 0.3 miles south of Teeranea National School.

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PLANNING HISTORY:

No previous planning history on this site.

PLANNING CONSIDERATIONS:

The site is situated in an elevated rock outcrop with little soil cover. A trial hole inspection revealed that the soil was completely waterlogged and considering this, in addition to rock outcrop, the site is totally unsuitable for the reception, disposal of septic tank effluent.

Applicant should consider an alternative site on farm holding.

RECOMMENDATION:

Refusal is recommended as follows:

The proposed development would be likely to give rise to a public health hazard as the site has considerable rock outcrop and a trial hole inspection revealed it to be totally unsuitable for the reception and disposal of septic tank effluent. The development, therefore, would be contrary to the proper planning and development of the area."

The County Engineer went through the report and also read a report from the County Medical Officer stating that a trial hole excavated on the site was completely full of water which indicated that the site would not be suitable for the treatment of septic tank effluent.

The County Engineer recommended that Permission be refused because of the nature of the site and the septic tank problem.

Councillor O'Conchubhair said that the applicant wanted to build a house for himself. He said there was a precedent for a house in this location. He said he was aware of the septic tank problem and said that some solution would have to be found to it. This was the only site on the farm available to the applicant. He said the applicant would be willing to comply with any requirement of the Council. Councillor J. Burke asked about the up-to-date position in relation to the study on septic tanks.

The County Engineer replied that the experiment undertaken by Eolas was still in progress. He said that the results of the experiment in County Galway looked hopeful and he expected an Interim Report from Eolas shortly.

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

FOR: Councillors U. Burke, J. Callanan, P. Finnegan, Senator T. Hussey, Councillors J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack,

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Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, N. O'Conchubhair, M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh and T. Welby.

(20)

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

Councillors Glynn and Mullins abstained.

The Chairman declared the Resolution carried.

34 60 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 59892 - APPLICANT: PADRAIG DE BHAILIS:

The resolution set out on the Agenda was proposed by Councillor O'Conchubhair, and seconded by Councillor O'Morain.

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

LOCATION:

Site is located approximately 1 mile south of Carraroe on the Carraroe to Pointa Road.

HISTORY:

No previous planning history.

PLANNING CONSIDERATIONS:

Site is located in an area of outstanding scenic amenity with views of special amenity value. The site is in an extremely exposed and elevated location and would be an extremely obtrusive feature on the landscape which would not be capable of being assimilated into its surroundings. More suitable sites are available on family farm holding outlined.

A trial hole inspection revealed the soil on site to be completely water logged and totally unsuitable for the reception and disposal of septic tank effluent.

RECOMMENDATION:

Refusal recommended as follows:

1. The proposed development would be likely to give rise to a public health hazard as a trial hole test revealed the site to be waterlogged and unsuitable for the reception and disposal of septic tank effluent. The development, therefore, would be contrary to the proper planning and development of the area.
2. The stie proposed to be developed is in an elevated

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and extremely exposed location in an area of outstanding scenic amenity and 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 County Engineer went through the report and also referred to report from the County Medical Officer stating that the trial hole excavated on the site was completely full of water, the site was waterlogged, and therefore, was unsuitable for the treatment of septic tank effluent.

Councillor O'Conchubhair said that this application was similar to the previous application except that there was also an amenity problem in respect of this application. He said that applicant got the site from his grandfather and it is the only site he has to build a house for himself. He said that the problem of scenic amenity would arise in relation to most applications in the area. Councillor O'Morain enquired about the more suitable sites which are available according to the report. The County Engineer replied that there would be more suitable sites from an amenity point of view.

Councillor O'Morain said that there was a need to review the plan or else applicants would have to go for a legal review. He said applicants were being denied by the County Council to build houses and also commercial or industrial development. He said the Council should not accept a plan which shoves applicants up backroads. He said that January or February this year were unsuitable times to test trial holes because of the amount of rain. The County Engineer said that the biggest problem was the septic tank and that it would be contrary to proper planning and development to put in a septic tank which might pollute a stream. He said the Council was willing to look at any other site.

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

FOR: Councillors U. Burke, J. Callanan, P. Finnegan, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, P. McHugh, J. Mannion, J. Molloy, N. O'Conchubhair, M. O'Morain, P. O'Tuathail, M. Ryan, Deputy N. Treacy, and Councillor T. Welby.

(15)

AGAINST: Councillors J. Brennan, J. Burke, and M. Mullins.

(3)

Deputy P. McCormack and Councillor McDonagh abstained.

The Chairman declared the resolution carried.

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3461 - MINUTES:

On the proposition of Councillor Ryan, seconded by Councillor U. Burke, the Minutes of the following Meetings were adopted and signed by the Chairman:

- (a) Minutes of Special Meeting held on 9th February, 1990.
- (b) Minutes of Monthly Meeting held on 26th February, 1990.

3462 - RESOLUTIONS FROM OTHER BODIES:

Councillor Mullins referred to the following resolution from Tullamore Urban District Council which had been circulated to Members:

"That this Council ask the Minister for the Environment to introduce legislation banning all canvassing outside Polling Stations on Election Day, and that this motion be forwarded to all Local Authorities."

Councillor Mullins said that there was a lot of hassle outside Polling Stations particularly in urban areas and that there was no need for this as people were well informed. He proposed that the Council adopt the resolution. He was seconded by Councillor U. Burke who said that the rules on Polling Day were not adequately enforced. The proposal was agreed by the Members.

Councillor O'Morain proposed that the Department be requested to hold at least one Election on a weekend as an experiment. This was seconded by Councillor Mannion and agreed.

3463 - DATES FOR COUNCIL MEETINGS:

The Acting Secretary explained that the second Friday in April which would be the normal day for holding a Planning Meeting was falling on Good Friday. He also said that a request had been received from the Vocational Education Committee asking the Council to transfer its Monthly Meeting for April from Monday, 23rd April to Monday, 30th April. The reason for this was that the normal Monthly Meeting of the V.E.C. was falling on Easter Monday and the V.E.C. wished to have it on Monday, 23rd April, instead.

The Council unanimously agreed that the April Planning Meeting would be held on Friday, 20th April, and that the Monthly Meeting would be held on Monday, 30th April.

3464 - LOUGH CORRIB NAVIGATION TRUSTEES - AUDITORS REPORT FOR YEAR ENDED 31ST DECEMBER, 1988:

The Auditor's Report on the Lough Corrib Navigation Trustees for the year ended 31st December, 1988, was noted.

3465 - SUBLEASE OF OFFICE ACCOMMODATION AT HYNES BUILDING:

The Acting Secretary said that the office accommodation in question were the offices formerly occupied by Teagasc.

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Councillor J. Burke asked if the Council was satisfied to lease the accommodation at the existing charge. The Acting Secretary said that the accommodation was vacant since the 1st April and no other party was interested in it.

On the proposition of Councillor Ryan, seconded by Councillor Finnegan, it was resolved:

"That Galway County Council hereby approve the sub-lease of office accommodation at Hynes Building to the Office of Public Works in accordance with the terms of notice dated 8th March, 1990, under Section 83 of the Local Government Act, 1946, which had been circulated to each Member of the Council."

3466 - SALE OF PLOT OF LAND AT BALLYGAR TO PAUL AND EVELYN FINNEGAN:

It was proposed by Councillor Raftery, seconded by Deputy Kitt, and resolved:

"That Galway County Council hereby approve of the sale of a plot of land at Ballygar to Paul and Evelyn Finnegan, Mountmary, Ballygar, in accordance with the terms of notice dated 14th March, 1990, under Section 83 of the Local Government Act, 1946, which had been circulated to each Member of the Council."

3467 - SALE OF SITE AT MOYCULLEN TO JOHN AND ANN-MARIE SMITH:

It was proposed by Councillor J. Molloy, seconded by Councillor Mannion and resolved:

"That Galway County Council hereby approve of the sale of a plot of land at Gurtyloughlin, Moycullen, to John Smith and Ann-Marie Smith in accordance with the terms of notice dated 13th March, 1990, 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."

3468 - SALE OF HOUSE AT WEIR ROAD, TUAM:

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

"That Galway County Council hereby approve of the sale of house at Weir Road, Killaloony, Tuam, to Camillus and Ann Collins, in accordance with the terms of notice dated 12th March, 1990, under Section 83 of the Local Government Act, 1946, and the provisions of the Housing Act, 1966, which had been circulated to each Member of the Council."

3469 - AGREEMENT BETWEEN GALWAY COUNTY COUNCIL AND GALWAY CORPORATION RE FINANCIAL ADJUSTMENTS CONSEQUENT TO COUNTY BOROUGH STATUS AND BOUNDARY EXTENSION:

The Report of the Negotiating Teams was circulated and agreed by the Council at its Meeting on 19th December, 1989, and it

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was agreed that the necessary legal agreement be entered into. The agreement was now ready to be sealed by the Council.

It was proposed by Deputy Kitt, seconded by Councillor J. Burke and resolved:

"That the seal of the Council be affixed to the Agreement between Galway County Council and Galway Corporation relating to financial and other adjustments consequent to County Borough Status and Boundary Extension."

3470 - CONFERENCE ON NEW TECHNOLOGY AND RURAL DEVELOPMENT - 26-29TH APRIL, 1990 - MOUNT ERRIGAL HOTEL, LETTERKENNY:

On the proposition of Councillor Mannion, seconded by Councillor U. Burke, Councillor Ryan was nominated as a delegate to attend this Conference. On the proposition of Deputy Kitt, seconded by Councillor Callanan, Councillors Welby and Raftery were nominated to attend this Conference. The nominations of Councillors Ryan, Welby and Raftery were approved.

3471 - ANNUAL CONFERENCE OF LIBRARY ASSOCIATION OF IRELAND:

This item was adjourned pending the holding of a meeting of the Library Committee.

3472 - LAMA CONFERENCE - HOTEL WESTPORT - 19TH-20TH APRIL, 1990:

Deputy Kitt proposed that Councillors Joyce and Finnegan be nominated as delegates to attend the LAMA Conference. This was seconded by Senator Hussey.

Councillor Ryan proposed that Councillors McDonagh and Walsh be nominated to attend the Conference. This was seconded by Councillor Mannion.

Deputy Kitt proposed that the Chairman, Councillor Molloy, be also nominated to attend this Conference and this was seconded by Councillor Finnegan.

The Acting Secretary stated that in accordance with the Local Conferences Order, 1947, the number of Members is limited to three. Councillor Joyce said that this was a very important Conference for local representatives and that some other local authorities were sending 12 and 15 representatives each. The Council decided that the following 5 Members be nominated to attend the Conference:

Councillor J. Joyce
Councillor P. Finnegan
Councillor J. McDonagh
Councillor T. Walsh
Councillor J. Molloy

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3473 - CONFERENCE ON THE FUTURE OF OUR CHANGING EUROPE - 8TH MARCH, 1990 - U.C.G.:

On the proposition of Councillor Finnegan, seconded by Deputy Kitt, the attendance of the Chairman, Councillor Molloy, at this Conference was approved.

3474 - PIERS AT ROUNDSTONE, KILMURVEY AND KILRONAN:

Reports dated 21st March, 1990, relating to Roundstone, Kilmurvey and Kilronan Piers were circulated with the Agenda. The report in relation to Roundstone Pier showed that the pier was severely damaged by storms in January 1989, and that extensive portions of the pier wall are collapsed. The Council has been in correspondence with the Office of Public Works and Department of the Marine pointing out that the Council did not have the resources to carry out repairs. The O.P.W. had agreed to carry out a site investigation.

The report in relation to Kilmurvey Pier indicated that it suffered severe storm damage in February 1988, and that the damaged section had collapsed into the sea. An inspection had been carried out by the Office of Public Works who reported on the matter to the Department of the Marine. Again the Council has been in communication with the appropriate Bodies, including Roinn na Gaeltachta, pointing out that the Council does not have the resources to carry out repairs.

In relation to Kilronan Pier, the Council had written to Roinn na Gaeltachta in February 1990 drawing attention to the spalling of concrete at and below the waterline on both sides of the pier. Based on a cursory inspection, the estimated cost of repairs is £60,000 which the Council does not have.

Members complained about the lack of action by the Office of Public Works and Roinn na Gaeltachta in carrying out remedial works to the piers.

On the proposition of the Chairman, seconded by Councillor O'Morain, it was agreed to write to the various Government Departments requesting that the necessary remedial works be carried out as quickly as possible.

3475 - HOUSING CAPITAL ALLOCATION 1990:

Copy of Circular letter N 3/90 from Department of the Environment together with report of Acting County Secretary dated 24th March, 1990, were circulated with the Agenda. Mr. Gleeson gave details of the allocation and the proposed Programme. He drew attention to the fact that there was no provision in the allocation for the provision or re-siting of demountable dwellings. Councillor U. Burke asked for clarification as to how the allocation of £875,000 was being financed. Mr. Gleeson explained that it was being financed from the Council's Internal Housing Capital Receipts from the 1988 Tenant Purchase Scheme. He said that it was normal practice to use 60% of receipts from house sales for Capital purposes. The large amount of receipts under the new house

sales scheme enabled the allocation be financed in this way.

Councillor U. Burke said that it was a disgrace that the Government was not providing any Capital Allocation for Housing. He said the housing position was so bad that applicants were not even applying for houses on the understanding that no houses were available. He said the only way to assess the housing need was to put an advertisement in the paper and this would show how big the demand was. Referring to a proposal at a previous meeting requesting that the Department provide an allocation for the building of houses for Travellers in Killimor, Councillor Burke asked that the Department now be requested to provide an allocation for at least one house. He asked if sites were available for the 30 rural houses proposed. Mr. Gleeson replied that sites were available.

Councillor Brennan said that no progress would be made with such a small allocation. He said he would prefer houses for Travellers rather than Hardstands, and enquired if there were any statistics of cost comparisons. Councillor J. Burke complimented the housing staff and said that the Council had an excellent record on the allocation of houses on merit. He said that an allocation of 30 houses was unacceptable and also the fact that no provision was made for demountables which are necessary in the case of emergencies. He proposed that the Council seek a deputation to the Minister for the Environment for an increased allocation. This was seconded by Councillor Brennan. Deputy McCormack referred to the fact that £220,000 was being provided for a caravan park for Travellers out of receipts from the sales of houses. He said that the Department of the Environment always provided a special 100% grant for Traveller accommodation. He also said that the Government had provided £6 million for local authority housing apart from the Capital receipts from the sales of houses. He said Galway County Council was getting none of this and he would like to know where the £6 million was allocated. He said that the Housing Capital Allocation to the Council was derisory. Councillor Mullins said that the small allocation would impose hardship on people waiting for houses. He also said that it was a mistake not to make provision for demountable dwellings. He supported the request for a deputation to the Minister.

Mr. Gleeson said that the housing need assessment carried out last year showed a need for 300 houses. He said that the Council allocates between 50 and 60 tenancies each year through casual vacancies. He said that the Council had not received any of the £6 million referred to by Deputy McCormack. The County Manager said that the money from the sale of houses was Capital monies that the State had put up initially and that the Council was asked to use it for House Construction, otherwise it could have been taken from us.

Councillor O'Tuathail said that the Housing Allocation was entirely unsatisfactory, and the lack of an allocation for demountable dwellings was very serious. He said that people living in caravans lived in fear during the storms of the last few months, and their only hope was the provision of a

demountable dwelling. He said that the Government was able to provide plenty of money for business expansion, etc. Councillor Glynn asked that details of allocations to other Counties be obtained. Councillor Joyce welcomed the increase in the number of houses to be built. He said that while many people were in need of houses, there were a lot of vacant houses, and this was a shame. He wondered if the proposed Derelict Sites Bill would be of any help. Councillor J. Burke asked if the Council would forego rent where the tenant carries out repairs.

The County Manager replied that he could not see a situation where a tenant would not be paying rent. Deputy Fahey agreed that the number of house starts was low. He said there were reasons for this and he mentioned that the Minister had claims totalling £230 million for Home Improvement Grants. He said that some years ago, when the Council built a lot of houses, there were hardly enough tenants for them. He said the housing need had changed with a different type of applicant looking for housing.

Councillor O'Tuathail suggested that the money in the Estimates for Local Elections be used for Demountables. Councillor O'Morain said that while Demountables were useful for emergency purposes, they should be phased out for old people because of the lack of sanitary facilities. The County Manager said that the Council would take up the question of Demountables with the Department. It was agreed that the Council should seek a deputation to the Minister.

3476 - MALICIOUS INJURY CLAIMS:

The Malicious Injury Decree under Item 16 on the Agenda was noted.

BUSINESS SUBMITTED BY THE COUNTY MANAGER:

3477 - MEETING WITH UDARAS NA GAELTACHTA:

The County Manager said that Udaras na Gaeltachta had requested a Meeting with the Council to discuss roads in the area. Councillor O'Morain welcomed the request and hoped that the Council could discuss items with the Udaras for which an Agenda could be drawn up. Councillor O'Conchubhair also welcomed the request and asked that an Official from Roinn na Gaeltachta be present. He proposed that Councillors from the Connemara Electoral Area meet the Udaras. Deputy McCormack said that part of the Galway Electoral Area is also in the Gaeltacht, and that the Councillors from that area should also attend.

It was agreed that Councillors from the Connemara and Galway Electoral Areas would meet the Udaras.

3478 - MEMBERS' TRAVELLING AND SUBSISTENCE ALLOWANCES:

Copy of Circular letter G 2/90 dated 21st March, 1990, from the Department of the Environment was circulated to each Member.

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It was proposed by Councillor Joyce, seconded by Deputy Kitt, and resolved:

"(a) That Galway County Council hereby approve the payment of Travelling Expenses at the rate of 72p in respect of each mile travelled to and from his official residence, to and from the place of meeting to Members of Galway County Council and to Members of any Committee, Sub-Committee, Board, Joint Committee, Joint Board (other than Vocational Education Committee) of or appointed by the Council, where the official residence of the Member is 5 miles or more by any route from the place of the meeting, this rate to apply to attendances at Meetings on and after 1st January, 1990."

"(b) That an inclusive travelling and subsistence allowance not exceeding £20 be paid to any Member who attends a Meeting of the Authority or other Committee at a place less than 5 miles by any route from his official residence and was obliged by reason of such attendance to remain away from his home for a continuous period of not less than 3 hours - this allowance to apply to meetings held on or after 1st January, 1990."

"(c) That the Council also approve of the payment of the other travelling and subsistence allowances set out in Circular G 2/90 dated 21st March, 1990, from the Department of the Environment at the rates set out therein in respect of all meetings held on or after 1st January, 1990."

3479 - MEMBERS' NOTICES OF MOTION ALLOCATION:

The County Manager said that he had agreed to examine the request from the Members to increase the Notice of Motion allocation to Councillors. He said that the doubling of the allocation of £3,000 per Member to £6,000 would not be feasible due to the scarcity of funds and constraints under which the expenditure on roads had to be managed, taking into account employment, etc. He said that having consulted with the County Engineer, he would be agreeable to a maximum figure of £4,000 per annum and that it should be spent on County Roads.

Deputy McCormack proposed that an increase of £2,000 be approved. The County Manager said that the resources were not there to allow an increase of £2,000. He said there was great difficulty in managing the Notice of Motion money fund where 30 Members were involved in the nomination of various bits of roads throughout the County. Councillor U. Burke questioned the proposal to spend all the money on County Roads. The County Manager said this restriction applied to the increased allocation. The Chairman declared the County Manager's proposal agreed.

MINUTES OF MONTHLY MEETING HELD ON 26/3/1990. 12.

3480 - FLOODING:

Councillor T. Walsh asked if the County Engineer would visit the area near Williamstown where very serious flooding had occurred. He said that in the case of one village, many people had to be evacuated from their houses and had not yet returned. Tractors had to be used to get in and out. He asked the County Engineer to visit the area while the floods remain as the solution might lie in a combination of drainage works and the raising of certain road levels. Deputy Treacy and Senator Hussey supported Councillor Walsh.

The County Engineer explained that the floods affected the County Council in relation to roads in the same way as the floods affected farmers and householders in the flooding of their lands. He said it was mainly a drainage problem and would be difficult to resolve. He said he would examine the location but could not promise any remedy.

COUNCILLORS' NOTICES OF MOTION

3481 - GALWAY COURTHOUSE: - MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"As soon as the Agreement between Galway Corporation and Galway County Council in relation to the boundary extension and County Borough Status is completed, the local authorities will be free to have discussions about Galway Courthouse.

A survey of the Courthouse building, as a result of proposals agreed for its improvement, has revealed that the repair work required is greater than anticipated. We are in correspondence with the Department of Justice in relation to the funding of the necessary improvements."

3482 - WIDENING AND IMPROVING OF ROADWAY AT RAHEEN ROAD, ATHENRY:
- MOTION BY DEPUTY ROBERT MOLLOY:

The following written reply was given to Deputy Robert Molloy:

"£25,000 was provided in the 1990 Road Works Programme for the above road. Work is presently in progress."

3483 - S.E.S. FOR MOOREPARK CEMETERY: - MOTION BY COUNCILLOR JARLATH MCDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"Interviews were recently held for a Social Employment Scheme at this location but only one person was found suitable. Accordingly, it was not feasible to start this scheme."

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- 3484 - ROAD REPAIRED TO CASTLEGAR CEMETERY: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"I wish to inform you that this Burial Ground is in the County Borough Area.

I have forwarded a copy of your Notice of Motion to the Town Clerk, Galway Corporation, for his attention."

- 3485 - THAT COUNTY COUNCIL ERECT FAILTE SIGNS AT SPIDDAL AND MOYCULLEN VILLAGES IN WEST AND TO COROFIN AND TURLOUGHMORE IN TUAM AREA: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"Failte signs will be erected at Spiddal and Moycullen villages prior to the commencement of the tourist season. It is not proposed erecting Failte signs at Corofin and Turloughmore as these areas are not considered a priority."

- 3486 - THAT GALWAY COUNTY COUNCIL ERECT A SIGN TO DIVERT HEAVY TRAFFIC AWAY FROM PEAK HILL: - MOTION BY COUNCILLOR TIARNAN WALSH:

The following written reply was given to Councillor Tiarnan Walsh:

"The Council do not propose to erect signs to divert heavy traffic away from Peak Hill as the Council is not empowered to do so."

- 3487 - THAT REPAIRS BE CARRIED OUT TO THE PARISHTOWN/ARDNASILLA ROAD IN THE OUGHTERARD AREA: - MOTION BY DEPUTY P. McCORMACK:

The following written reply was given to Deputy P. McCormack:

"Urgent repairs have recently been carried out to sections of the Ardnasillagh and Parishtown roads.

A group water scheme was recently constructed at Ardnasillagh and final road restoration will be carried out when the Contractor notifies the Council that the waterworks are ready for testing."

- 3488 - THAT REPAIRS BE CARRIED OUT ON ROUNDSTONE QUAY: - MOTION BY DEPUTY P. McCORMACK:

The following written reply was given to Deputy P. McCormack:

"The repair of Roundstone Pier has been referred to the Department of the Marine. The Office of Public Works will be carrying out a site investigation on Tuesday, 27th March next, and this development is viewed as a commitment by the Department of the Marine to examine

MINUTES OF MONTHLY MEETING HELD ON 26/3/1990. 14.

the matter in depth. the Council must await for further developments to unfold."

- 3489 - CAHERLAVINE GROUP WATER SCHEME, LOUGHREA: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"A supply of water from the Loughrea Public Supply can be made available to the existing houses which at present have a supply from Caherlavine Pump.

The connection of the houses would require the extension of a 100 mm diameter watermain along the Galway Road from Loughrea at an estimated cost of £25,000.

The extension would conform with our proposals for Loughrea Regional Water Supply Scheme. The question of funding this Scheme by way of a grant under the Small Schemes programme or as an advanced section of the Regional Scheme is being examined."

Deputy Treacy asked that priority be given to the proposal.

- 3490 - THAT GALWAY COUNTY COUNCIL IMMEDIATELY REPAIR, RESTORE, RENEW AND RESURFACE LOOSCAUN/ROSSMORE ROAD LEADING TO ROSSMORE PIER: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Flooding at this location is due entirely to the Shannon overflow.

The remainder of the road is not flooded and routine maintenance will be carried out in order to priority and as resources permit."

Deputy Treacy said that there was flooding on the road in question.

- 3491 - SERIOUS FLOODING, POLLUTION, ETC., AT ST. JOSEPH'S ROAD, PORTUMNA: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"Flooding did occur at this location and this flooding was partially due to an adjoining blocked culvert which was cleared immediately. However, the main cause of flooding is due to the fact that some of the residents adjacent to the stream in question have piped sections of the drain and this appears to have interfered with the free flow of the water. The sizes of the pipes used and the workmanship involved appear to have been inadequate. The residents should discuss the problem with the Area Engineer in Portumna."

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- 3492 - THAT A SPEED LIMIT BE ERECTED AT FRENCHFORT, ORANMORE: -
MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"The provision of a speed limit at the above location will be considered along with others when the next review of speed limits takes place."

- 3493 - THAT TRAFFIC LIGHTS BE PROVIDED ON THE LOUGHREA ROAD AT GORT TOWN: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"A traffic survey was carried out at this junction in January and February 1987, and it was found that the signals were not warranted at this junction."

- 3494 - THAT PUBLIC LIGHTING BE PROVIDED ON THE LOUGHREA ROAD, GORT: - MOTION BY COUNCILLOR J. LAMBERT:

The following written reply was given to Councillor J. Lambert:

"The lighting of the Loughrea Road in Gort, although included on the list, has not been approved for inclusion in 1990."

- 3495 - THAT THE GURTEENAVEALA/ARDRANNY COUNTY ROAD BE REPAIRED: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"Surface repairs will be carried out on this road within the next three weeks."

- 3496 - THAT THE PERCOLATION AREA FOR THE SEPTIC TANK WHICH SERVES BRENDAN & JOSEPHINE SPELLMAN'S HOUSE IN CLONFERT (NO. 443) BE DEVELOPED PROPERLY: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

"Ground conditions on this site are poor, and the Council intends to examine this septic tank and percolation area when the water table drops sufficiently. In the interim, the septic tank will be kept operational by being emptied periodically."

- 3497 - THAT THE CHIMNEY OF MRS. NORA REILLY'S HOUSE, CLOUGHBRACK, EYRECOURT, BE REPAIRED: - MOTION BY COUNCILLOR JAMES JOYCE:

The following written reply was given to Councillor James Joyce:

MINUTES OF MONTHLY MEETING HELD ON 26/3/1990. 16.

"This work is listed on the Housing Maintenance Programme and will commence within the next three to four weeks - weather permitting."

- 3498 - THAT THE CRAUGHWELL-KILCOLGAN ROAD THROUGH KILLEENEEN BE LINED: - MOTION BY COUNCILLOR MATT LOUGHNAME:

The following written reply was given to Councillor Matt Loughname:

"Funds are not normally available for white lining County Roads. However, if funds become available, this road will be given priority."

- 3499 - THAT STEPS BE TAKEN TO PREVENT FLOODING AT ANTHONY NILAND'S YARD AT GRANNAGH, ARDRAHAN: - MOTION BY COUNCILLOR MATT LOUGHNAME:

The following written reply was given to Councillor Matt Loughname:

"The land owner involved has informed the Area Engineer that there is no flooding problem at the above location."

- 3500 - PROVISION OF A LIFEGUARD AT PORTUMNA DURING THE SUMMER MONTHS: - MOTION BY COUNCILLOR MATT LOUGHNAME:

The following written reply was given to Councillor Matt Loughname:

"There is a limit to the number of Lifeguards which the Council can provide during the summer season. There are many beaches in the County which do not have Lifeguards. The swimming area in Portumna is not considered to be the most dangerous swimming area and other areas would have a higher priority. The request will be further examined."

Councillor Loughname said that there were two drownings in the Portumna Area and that a Lifeguard was necessary. The Acting Secretary stated that consideration would be given to the employment of a part-time Lifeguard.

- 3501 - THAT THE COUNTY COUNCIL WOULD CARRY OUT IMPROVEMENTS AND IMPROVE VISABILITY AT GREENHOUSE, FOURCROSS ROADS, CRAUGHWELL: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"There are no funds available in the current year for the carrying out of road widening and realignment at the above junction."

Discretionary grants are used for strengthening and surface restoration while funds remain scarce."

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- 3502 - THAT THE COUNTY COUNCIL CARRY OUT REPAIRS TO FOOTPATH AT LOUGHREA ROAD, GORT: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"This footpath was cleaned and repaired in December 1989. Further repairs will be carried out in 1990 if funds become available."

- 3503 - THAT GALWAY COUNTY COUNCIL REMOVE DANGEROUS BEND NEAR FITZGERALDS HOUSE AT LISSADOYLE, PETERSWELL: - MOTION BY COUNCILLOR MICHAEL FAHY:

The following written reply was given to Councillor Michael Fahy:

"The bend in question is on the N.66 National Secondary Route. Realignment and improvement of such routes is 100% exchequer funded. No funds were provided by the Department of the Environment for the carrying out of realignment works at this location in the current year."

- 3504 - RESTORATION OF LISSOUGHTER ROAD AFTER LAYING OF CABLES BY BORD TELECOM: - MOTION BY COUNCILLOR T. WELBY:

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

"The road was not damaged by the laying of cables by Bord Telecom (as the cables were laid in the road verge).

However, this road is included in the 1990 Roadworks Programme for surface restoration."

- 3505 - PROPOSED EXTENSION TO GURTEEN CEMETERY: - MOTION BY COUNCILLOR T. WELBY:

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

"The Council has reached agreement with twenty three tenants in common for the purchase of one acre of land adjoining the existing burial ground.

The Council's Law Agent is at present arranging the transfer of this land."

- 3506 - E.E.C. FUNDING FROM THE STRUCTURAL FUND FOR COUNTY ROADS AND REGIONAL ROADS: - MOTION BY COUNCILLOR T. WELBY:

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

"The Department of the Environment has notified the Council of its allocation this year. the level of E.C. funding that the Government will receive to help fund this programme has not yet been fully determined. It is likely that the vast majority of E.C. Structural Funds will be used to support that national roads programme in order to meet the Structural Funds

MINUTES OF MONTHLY MEETING HELD ON 26/3/1990. 18.

objective of reducing the effects of peripherality."

- 3507 - THAT GALWAY COUNTY COUNCIL PUT BACK THE DRAIN PIPES THAT WERE REMOVED FROM OUTSIDE MR. J. CUMMINS HOUSE IN CRAUGHWELL: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"The complaint in question will be fully investigated and appropriate action taken as required."

- 3508 - GO DTOGFADH AN COMHAIRLE CONDAE CAIDEAL AG TIR AN FHIA. LEITIRMOIR: - MOLADH O'N CHOMHAIRLEOIR PEADAR O'TUATHAIL:

Seo leanas an freagra a tugadh don Chomhairleoir Peadar O'Tuathail:

"Cuireadh 'fine mesh' isteach in aice an 'pumphouse' i 1988. Cuirfear 'chlorinator' nua isteach i mbliana. Nil a ghothain airgead ar dfail chun nios mo oibre a dheanamh i mbliana."

- 3509 - GO NDEANFADH AN COMHAIRLE CHONTAE RUD EIGIN FAOI NA TUILTE AG SCOIL LEITIRMOIR: - MOLADH O'N CHOMHAIRLEOIR PEADAR O'TUATHAIL:

Seo leanas an freagra a tugadh don Chomhairleoir Peadar O'Tuathail:

"Tafar ag scrudu na tuilte faoi lathar, agus ta se ar intinn ag an Comhairle Chontae culvert a chuir ar fail mura mbeidh carraigeacha sa mbealach."

- 3510 - GO NDEISEODH AN COMHAIRLE CHONTAE BOTHAR LEITIRCALADH SIAR TRID NA GARRANTAI: - MOLADH O'N CHOMHAIRLEOIR PEADAR O'TUATHAIL:

Seo leanas an freagra a tugadh don Chomhairleoir Peadar O'Tuathail:

"Ta orm a chuir in iul duit go gcathfar príomh obair a dheanamh ar an mbothar thuas luaite, nil aon airgead ar fail i mbliana chun an obair seo a dheanamh."

- 3511 - THAT WORK BE CARRIED OUT ON THE ROAD TO THOMAS FEHILLY'S HOUSE, LEMONAGH, LEADING TO CLOONARKIN BOG: - MOTION BY COUNCILLOR P. FINNEGAN:

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

"There are no proposals for work on this road in the current year other than normal maintenance as resources permit."

MINUTES OF MONTHLY MEETING HELD ON 26/3/1990. 19.

- 35 12 - THAT THE FLOODING WHICH RECENTLY OCCURRED AT MICHAEL FORDE'S HOUSE, KNOCKATEE, DUNMORE, WILL NOT RECUR: - MOTION BY COUNCILLOR P. FINNEGAN:

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

"A soak pit has been provided at the above location to alleviate flooding."

- 35 13 - CORRESPONDENCE:

Copy of letter dated 5th March, 1990, from Tullamore Urban District Council, re canvassing outside Polling Stations on Election Day.

THE MEETING THEN TERMINATED

SUBMITTED, APPROVED & CONFIRMED:

John Malloy
CHAIRMAN

30/4/90
DATE

MINUTES OF MEETING OF COUNTY ARTS COMMITTEE HELD IN COUNTY BUILDINGS ON TUESDAY, 6TH MARCH, 1990

PRESENT: Ctrs. J. Joyce, Ml. Fahy, P.J. Finnegan, M. Lynch & J.Mannion

Officials - T. Kavanagh
M. Moloney
Jas. Harrold (Arts Organiser)

In the Chair - Clr. J. Joyce
Minutes of Sept. 1989 meeting were proposed by Ml. Fahy and seconded by Chairman, J. Joyce.

Mr. T. Kavanagh introduced Mr. J. Harrold, Arts Organiser to the Committee.

The Chairman welcomed Mr. Harrold and said he looked forward to a good working relationship and hoped the work of the committee would grow. As chief motivator and inovator in the county we can look forward to a growth of the Arts in the county. The Chairman suggested two areas which might be considered for 1990.

- (1) County Arts person of the year award.
- (2) Organising of an Arts Week which could rotate around the towns in the county.

Another idea which might be considered by the Arts Organiser is the possibility of other sources of finance, such as sponsorship.

Mr. Harrold thought the above suggestions were a good idea and referred also to mini festivals and areas where the local community could get involved. He also suggested that some of the 1990 allocation (£25,000) be retained for deserving projects later in the year.

Clr. Fahy joined with the Chairman in wishing the Arts Organiser every success. Because of a previous appointment he had to leave the meeting early, but he hoped Mr. Harrold would further the arts in the county.

Clr. Mannion also welcomed Mr. Harrold and suggested the Committee draw up a programme for 2 to 3 years. He also proposed that the 1990 applicants be given a closing date of 31st May, 1990 for receipt of applications. They could then be informed early of their grant allocations.

The Chairman told the Committee that Muintir Tir an Fhia were bringing a group of artists from their twin town Flanders to Galway and had requested financial support from the Council. Mr. Harrold undertook to contact the organisation.

Clr. Mannion proposed that the Committee would table an item for the next Agenda to consider allowing Hon. members attend some Arts Committee meetings and this was agreed.

The Arts Organiser then thanked the Committee for their good wishes and said he was delighted to be back in Galway. He hoped he would contribute to the quality of life in the county and integrate the arts into the consciousness of the people.

The next meeting was fixed for Wed. 2nd May, 1990 at 4 p.m.

SUBMITTED, APPROVED & CONFIRMED:

John Malloy
CHAIRMAN

30/4/90
DATE

Minute Book.

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai
Arus an Chontae,
GAILLIMH.

12u la Aibrean, 1990

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, ar De h-Aoine, an 20u la Aibrean, 1990 ag tosnu ag a 3.00 a chlog sa trathnona.

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 a dwelling house to Sean Gallagher at Corker, Gort - Planning Ref. No. 60185

Frank Fahey. Matt Loughnane. Michael Fahy.
Joe Lambert.

2. "That in accordance with Section 4 of the City and County Management (Amendment) Act, 1955, Galway County Council require the County Manager to grant Permission for the relocation of Tyre Centre at St. Bridgets Road, Portumna, Co. Galway to Patrick Treacy - Planning Ref. No. 60862".

Ulick Burke. Padraic McCormack. Michael Ryan.
Noel Treacy.

3. Material Contravention of Development Plan - Application for 30 Holiday Homes, Treatment Plant and Mini Golf Course at Ervallah, Roundstone to Trident Holiday Co. - Planning Ref. No. 60597.

4. Ferry Bridge, Clonbur - proposed Agreement under Section 59 of the Local Government Act, 1955 with Mayo County Council.

5. Meeting at Connaught Regional Airport on 30th April, 1990 re removal of restrictions on charter flights to Connaught Regional Airport.
6. Environmental Impact Assessments - Explanatory Notes herewith.

MINUTES OF PROCEEDINGS AT SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 20TH APRIL, 1990.

IN THE CHAIR: Councillor John Molloy.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke U. Burke, J. Callanan, Councillor M. Fahy, Senator T. Hussey, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, J. Mannion, M. Mullins, N. O'Conchubhair, 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; P. Flood, County Engineer; E. Gleeson, Acting Assistant County Manager; Mrs. V. Raine, Executive Law Agent; Messrs. L. Kavanagh, Senior Executive Engineer (Planning); D. Barrett, Senior Staff Officer, (Planning); and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

3514 - **VOTES OF SYMPATHY:**

On the proposition of Councillor M. Ryan, a vote of sympathy with the relatives of the late Mr. John Gardiner, father-in-law of Councillor John Mannion, was passed.

On the proposition of Senator Hussey, a vote of sympathy with the wife and family of the late J.P. Callaghan, Castlerea, former Roscommon County Councillor, was passed.

On the proposition of Councillor O'Morain, a vote of sympathy with the relatives of the late Michael Hession, Athenry, was passed.

A number of the Members present associated themselves with the votes of sympathy, as did the County Manager on his own behalf and on behalf of the staff.

Councillor Mannion thanked the Council for their expression of sympathy.

3515 - **RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60185 - APPLICANT: SEAN GALLAGHER:**

Councillor Loughnane asked if consideration of this Resolution could be deferred to the next Meeting in the absence of Deputy Fahey, and the County Manager replied that

MINUTES OF MONTHLY MEETING HELD ON 20TH APRIL, 1990. 2.

this was not possible because the Planning application had to be determined that day.

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

"LOCATION:

The proposed development is located on the Galway to Gort National Primary Route N.18 approximately 3 miles from the centre of Gort.

PLANNING HISTORY:

Ref. No. 11877: In the middle of 1972, an application was made for planning permission by Mr. J. Quinn for the erection of a dwellinghouse on the site in question but of a larger size. Planning Permission was refused in March 1973.

Ref. No. 15261: In November, 1973, an application for the erection of dwellinghouse was made again by Mr. J. Quinn on the site with reduced depth. Permission was granted in early February 1974.

Ref. No. 55034: In November 1987, an application was made for Outline Permission for the erection of a dwellinghouse by Mr. S. Gallagher on a site adjacent to the one in question. Permission was refused.

Ref. No. 55409: In June of 1988, an application for Outline Permission was made by Mr. S. Gallagher for the erection of dwellinghouse on the same adjacent site as above. Permission was refused.

PLANNING CONSIDERATIONS:

The Permission granted to Mr. J. Quinn in 1974 was on the basis of it being a new Farm House/Second Family house on a holding of 80 acres which he had recently purchased from an elderly relative. The current application is from an applicant who resides in Dublin and who is claiming a family housing need on this holding of three and a half acres which he purchased 12 years ago.

It could not be regarded as an agricultural holding and would not be accepted as one of the categories of housing need which may be permissible on this National Primary Road. It would contribute to the constant erosion by development of the safety and capacity of the

MINUTES OF MONTHLY MEETING HELD ON 20TH APRIL, 1990. 3.

National Route system which could be kept free of non necessary development outside town speed limits.

RECOMMENDATION:

It is proposed to refuse the application on the following 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 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 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.
- (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."

The County Engineer added that traffic counts had recently been taken at the location of the site referred to in this application, and that these showed that an average of 3,770 vehicles were using that road each day, 15.8% of which were heavy vehicles. He stated that there had been 4 fatalities on the National Primary Road network in County Galway in recent months and a high percentage of these was related to turning movements on the road. He strongly recommended to the Members that Planning Permission should not be given in this instance.

The Resolution as set out on the Agenda was proposed by Councillor Loughnane, and seconded by Councillor Lambert.

Councillor Brennan opposed the resolution, referring to the results of the Traffic Count as mentioned by the County Engineer. He also referred to sub-paragraphs (a) and (b) of paragraph no. 1 of the recommendation contained in the report circulated to the Members in which the necessity to preserve the level of service and the carrying capacity of the road and to protect public investment in the National Road network was referred to. He expressed the view that moneys from Central Funds would not be forthcoming if the County Council continued to grant Planning Permissions along these routes.

The County Engineer stated that the traffic count already referred to had also given an indication of the speed of

MINUTES OF MONTHLY MEETING HELD ON 20TH APRIL, 1990. 4.

vehicles using the road, and that an average of 68% of the vehicles were travelling in excess of 51 miles per hour, and that some were travelling at speeds well in excess of 60 miles per hour. He stated that it would be in the applicant's own interest not to construct a dwelling at this location as it would create a dangerous situation for himself as well as for the travelling public.

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

FOR: Councillor U. Burke, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, J. Mannion, J. Molloy, N. O'Conchubhair, M. O'Morain, M. Ryan, Deputy N. Treacy, and Councillor T. Welby.

(12)

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

Councillor P. O'Tuathail abstained from voting.

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

3516 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60862 - APPLICANT: MR. PAT TREACY:

The County Engineer read the following report, some copies of which were handed to Members at the Meeting:

"SITE LOCATION:

The site is located on St. Brendan's Road, Portumna, (St. Brendan's Road is the road of entry to Portumna when travelling from Galway). The lands in question are zoned in both the existing and Draft Development Plan as residential.

PLANNING HISTORY:

58177 - An application for a tyre depot to replace the existing unauthorised structure was made by Mr. Pat Treacy on lands adjacent to and including the structure but belonging not to Mr. Treacy but to Ms. Rosa Kelly (also of St. Brendan's Road, who lives in the existing house on whose curtilage the works were proposed). This planning application was refused for two reasons.

1. The proposed development would be seriously injurious to the amenity of this residential area of Portumna because the proposed use would be inconsistent with and would detract from the amenity of adjacent house curtilages.

2. The proposed development would be contrary to the zoning requirements for Portumna as stated in the County

MINUTES OF MONTHLY MEETING HELD ON 20TH APRIL, 1990. 5.

Development Plan which zones these lands as "residential". The application was also refused by An Bord Pleanála.

Before making this application, the applicant had requested the Planning Officer to look at a number of sites he had considered moving to and one of these was indicated as being suitable. It was assumed that a planning application on this alternative site would be submitted. Instead an application for a new tyre centre at existing unauthorised site was submitted.

PLANNING CONSIDERATIONS:

The current application 60862 is for the same development oriented differently on the same site. The planning considerations are as before. (The applicant now states he is the owner of the site - which means he bought the site since making the first unsuccessful application). These are that the site is located in an area zoned for residential development. The proposed development, if permitted, would contravene the County Development Plan and seriously interfere with existing residential amenity. There are local objectors and copies of their letters of objection are enclosed herewith.

RECOMMENDATION:

Refusal is recommended as follows:

1. The site is in an area zoned residential in the Galway County Development Plan 1985, which zoning is considered reasonable. The proposed development would be in conflict with this zoning objective and would, thereby, be contrary to the proper planning and development of the area.

2. It is considered that the traffic movements and level of activity which would be generated by the proposed development in close proximity to existing dwellinghouses, would seriously injure the amenities of property in the vicinity and, as such, would be contrary to the proper planning and development of the area."

The County Engineer referred to letter dated 17th April, 1990, submitted by Mr. Patrick Finlay enclosing an objection to the proposed development signed by 19 local residents, and he read the following letters of objections, copies of which, with enclosures, were attached to the report, which had been handed out at the Meeting:

Dispensary Residence,
Tyrrellspass,
Co. Westmeath.

16th April, 1990.

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"We, the undersigned, are nieces and the only close relatives of Ms. Rosa Kelly, Portumna, the owner of the property on which application is being sought to relocate her garage (tyre depot). We only became aware of this new development of the situation at the weekend, and we here now wish to lodge our objections to this application on our own and her behalf. She especially asked us to act for her, as she is not in good health now, and is not able to cope with the pressure from Mr. Tracey for the last 15 months over the whole business.

She did agree originally to sell him a site, provided he got planning permission. As planning permission has been refused, no sale has taken place, and it is not his property therefore to apply for relocation of a building thereon.

She realises now, as she did not in the beginning, that this whole proposal of Mr. Tracey's, would adversely affect the quality of her life, with large trucks and lorries going around her house, and of course, completely devalue her house.

She is also very worried about her neighbour's property being devalued, as this whole road has been zoned a residential area.

We hope these circumstances will be taken into consideration when decision is being made on the application.

Finally, we enclose copy of our letter to An Bord Pleanála of 20 October, 1989, giving further background into this situation.

Ina Kelly Jennifer Kelly
Pat Kelly Nicola Kelly.

St. Brendan's Road,
Portumna,
Co. Galway.

2nd April, 1990.

As previously stated under Planning Reference number 58177 to you and PL/7/5/79044 to An Bord Pleanála, I wish to object on my own behalf and of the residents of St. Brendan's Road, Portumna, to Mr. Treacy proposal in the strongest possible terms.

(1) I enclose copies of my letter to you dated 31/1/'89 and my letters to An Bord Pleanála dated 2/8/'89 and 24/10/'89 suitably highlighted for your convenience.

(2) From my enquiries, Mr. Treacy is not in fact the owner of this property as he alleges in his recent

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application. If he were to become owner I would have no objection to planning permission being granted for a private house, provided the building lines conformed with good planning practise.

(3) The enormity of what Mr. Treacy is seeking is indicated in his proposal to replace the existing structure of 140 sq. metres in area by a structure 235 sq. metres in area. He is indeed preparing for the juggernauts expected after 1992.

(4) Having carried on a business in contravention of 1963 Planning and Development Act, and subsequent amendments to this Act, Mr. Treacy's application for permission to relocate in effect is seeking the complicity of your section to further denigrate the very Acts you are entrusted by the State with the responsibility to uphold. He is seeking planning permission to use a proposed larger structure to replace an existing structure being used for purposes for which permission from your section was never sought. In order to comply with the relevant Planning Acts, Mr. Treacy should be required to apply for "permission to retain" the present structure for its current use.

In his revised drawing submitted to An Bord Pleanala, Mr. Treacy proposed to remove portion of the boundary fence to conform with the building line of the wall in front of my house. In my letter of 28/10/'89 to An Bord Pleanala, I pointed out that Mr. Treacy could not interfere with this fence as same was my property. Now I find on a further revised drawing submitted to you with his "permission to relocate" application, he proposes to remove a further 9 metres of the boundary fence inside my front wall completely ignoring my rights.

In doing so it appears he wishes to use my side entrance to widen his frontage from 12 metres to 16 metres.

From the foregoing, it is clear Mr. Treacy has scant regard for my clearly stated rights and that of our neighbours. In not seeking "permission to retain" the existing structure, it would appear he has scant regard for the Planning Acts also.

I urge that this further application by Mr. Treacy be emphatically rejected.

Patrick B. Finlay."

The County Engineer also referred to the main points made in the copy letter which was submitted to the County Council with the letter of the 16th April, 1990, which were as follows:

- (a) The premises presently in use as a tyre depot was

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originally leased to Mr. Treacy by the objectors' Grandmother on the understanding that it would be used solely as a store.

- (b) The then owner and the present owner, Rosa Kelly, did not wish the premises to be used for any business activity.
- (c) Mr. Treacy is alleged to have taken possession of portion of the land in respect of which the current application for Planning Permission is being made, and has a large number of tyre hubs, and tractor parts stored thereon right up to Ms. Kelly's back door.

He summarised the main points made in the copy letters submitted with Mr. Finlay's letter of 2nd April, 1990, as follows:

- (a) The existing tyre depot was never used as a garage but for a number of years from the mid 1970s was used for a small one man panel beating service, which operated behind closed doors. The premises was not used for commercial purposes prior to the enacting of the 1963 Planning Act.
- (b) The site of the proposed development is located in a residential area which should be retained as such.
- (c) Mr. Treacy's business has grown rapidly over the past number of years and a wide range of vehicles including cars, tractors and trailers, vans and articulated trucks use the premises. Traffic entering and exiting from the site would constitute a traffic hazard and would be hazardous to him.
- (d) The proposed structure and the noise from vehicles attending the site would interfere with his privacy and that of his family.

The Resolution as set out on the Agenda was proposed by Councillor U. Burke, and seconded by Deputy N. Treacy.

Councillor Burke stated that the development proposed in the Planning Application is the relocation of an existing business activity in the interests of safety, and in order to improve the traffic situation. He stated that the site is located within the 30 miles per hour speed limit area, and that the proposed new building would be much further from the public road than the existing building so that vehicles attending the premises would be taken off the public road, thus contributing to an improvement in the traffic situation. It is incorrect to describe this area as a residential area since there are four existing commercial enterprises on the road involving industrial and commercial outlets. He also stated that prior to the use of the existing premises as a tyre depot, it was in use as a garage, and that Galway County Council had in fact given the applicant a Certificate of Approval for connection of the premises to public water and

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sewerage and had also, over the years, collected Rates on the premises as commercial premises. Referring to the objection containing 19 signatures, Councillor Burke stated that the document did not state any grounds for objection, and that it is a list of names. He stated that Mr. Treacy's present operation is most tidy and well run, and that there has never been a complaint about his activities. The present proposal seeks to improve the situation by setting back the development so that parking can take place off the main road.

Deputy Treacy in seconding Councillor Burke's proposal, stated that the applicant gives direct employment to three people in the Portumna Area and is presently operating in a building that was in the motor business for many years. The existing premises have been used as a tyre depot for 7 years and Mr. Treacy has paid Rates on the premises. He stated that all the Members are here in the interests of proper planning and development, and that the applicant for Permission has no where else to move his business to. The current proposal is to move the business to a better site away from the street. It is within the 30 mile speed limit area and within a commercial zone. The proposal is to move the existing business to a better site and should be supported.

Councillor J. Burke opposed the grant of Permission stating that An Bord Pleanala had already refused Permission. He stated that the owner of the property had said that the property was being purchased subject to Planning Permission, but no Permission had been granted. He also referred to the submissions from objectors and stated that according to one objector, the proposed development will be twice the size of the existing development, and that according to another objection, the development is encroaching on the property of the present landowner, who it is stated is under pressure from the applicant. He asked why no action was taken with respect to the alleged existing unauthorised use. With regard to the residential zoning of the area, he stated that such zoning was provided for in the 1985 Development Plan, and was accepted by the public in good faith. It would be a breach of this faith to accept the current proposal. Referring to the report read by the County Engineer, he stated that this indicated that there were suitable alternative sites available for the proposed development. Councillor Ulick Burke stated that the application refused by An Bord Pleanala is not the same as the current application, and that the applicant, Mr. Treacy, is the owner of the site. He also stated that the alternative sites referred to in the report read by the County Engineer are not available to the applicant. Referring to the residential zoning of the area, he stated that this is an area of mixed development, in which industrial, commercial and service development exists.

The County Engineer stated that the matter of the zoning was argued with An Bord Pleanala, and the Bord accepted that this was a residential area.

A vote taken for or against the resolution as set out on the

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Agenda resulted as follows:

FOR: Councillors U. Burke, J. Callanan, M. Fahy, J. Lambert, J. Mannion, J. Molloy, N. O'Conchubhair, M. O'Morain, P. Raftery, M. Ryan, Deputy N. Treacy, and Councillor T. Welby.

(12)

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

Deputy M. Kitt and Councillor P. O'Tuathail abstained from voting.

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

3517 - FISH FARMS IN COASTAL WATERS:

Councillor O Conchubhair stated that there had been recent controversy regarding fish farms off the South Connemara coast and he asked that the County Council get in touch with the Department of the Marine and ask them to confirm whether this industry is harmful or not. He stated that the matter had arisen because a fish farm had been permitted off Doilin Beach and local people fear that the Coral Strand and beaches in Teeranea and Tra Ban may be polluted by cages in this and in another area. He thanked the Connacht Tribune for the balanced statement which they issued in the matter.

He stated that there are 250 people employed in this industry and that it is essential, therefore, that the Department of the Marine should clarify whether or not the industry is harmful to public health. He stated that he had not seen any pollution arising from this industry, but there may be a danger of such pollution, and he enquired as to who is responsible for testing waters for such pollution, and if such testing is the subject of any legislation. He stated that concern is also being expressed about fish farming in lakes and that the County Council should get to the bottom of this as some irresponsible statements were being made in the matter.

Councillor O'Morain stated that the Department of the Marine has a responsibility to clarify and educate and to prevent mis-information being put about in this matter. It is essential that Galway County Council, in consultation with the Department of the Marine, arrange a Seminar that will give everybody an opportunity to get answers to the questions being raised.

He stated that the controversy is not only being caused by people in the area, but that there is also an outside element involved. There may be irresponsible fish farmers who are not facing up to their responsibilities with regard to the environment, but responsible fish farmers are being tarred with same brush. It is important, therefore, that somebody

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who is independent should take a stand in the matter, and he proposed that Galway County Council, in co-operation with the Department of the Marine, create a Forum to enable all interested parties to be brought together in order to facilitate a proper and controlled development of this important industry. He stated that if this industry does not succeed, other industries will not be attracted to the area, and it was essential, therefore, that this matter be dealt with as quickly as possible.

Councillor O'Tuathail stated that the reason why this debate has started is that the Department of the Marine gave undertakings not to interfere with existing fishery rights, but there has been no planned development in relation to mariculture and nobody knows where it will stop. Damage has been done to roads and local people have had to put up with alot and are now asking that this development be stopped until the situation is brought under control. There has to be consultation with local people if the mariculture industry is to be properly developed, and the people wish to see it properly developed. The situation is such at the moment, however, that people are speculating with licences. A meeting of the Aquaculture Committee should be held as a first step.

Councillor J. Burke stated that he was glad that this discussion was taking place as he was of the opinion that there is a danger to Lough Corrib from fish farming, and therefore, a danger to the water supply for the Town of Tuam. He stated that the Department of the Marine should ensure that the best technical advice is made available to the County Council in the matter. He also stated that he is informed that there is already a fish farm in Lough Corrib which may affect the quality of the water, and he asked the County Manager to arrange that experts be brought to address the County Council in the matter.

The County Manager stated that he would be happy to approach the Department of the Marine with a view to seeing what can be done to allay fears in this matter. He stated that he is conscious of the importance of the fish farming industry to the local and the national economy, and agreed that the industry should be controlled and should be seen to be controlled. He stated that the matter will be taken up with the Department of the Marine.

With regard to fish farming on Lough Corrib, he stated that the Department of the Marine had confirmed that there will be no licences issued for fish farming in Lough Corrib.

In reply to Councillor J. Burke, he stated that the County Council would ensure that a suitable water supply for the Town of Tuam would be provided from Lough Corrib.

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3518 - MATERIAL CONTRAVENTION OF DEVELOPMENT PLAN - APPLICATION FOR PERMISSION FOR 30 HOLIDAY HOMES, TREATMENT PLANT AND MINI GOLF COURSE AT ERVALLAGH, ROUNDSTONE, FROM TRIDENT HOLIDAY COMPANY - PLANNING REF. NO. 60597:

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

"LOCATION OF SITE:

The site is located approximately 1 mile west of Roundstone Village, between the village and Gurteen Beach.

PLANNING HISTORY:

Ref. no. 6022: Permission refused for hotel by Planning Authority and the Minister for Local Government. Applicant: R. Humphries.

Ref. no. 13284: Permission refused for 22 houses by Planning Authority and the Minister for Local Government. Applicant: Lucerne & Connemara Housing Development Company.

Ref. no. 37138: Permission granted for workshop: Applicant: K. Jacobsen.

Ref. no. 41401: Permission granted for relocation of workshop.

PLANNING CONSIDERATIONS:

The area is zoned in the present development plan as an area of Outstanding Scenic Amenity where the policy of the Planning Authority is to restrict development to the housing needs of farm holders families. The general area between Roundstone and Ballyconneely has been the focus of pressure for holiday home development on scattered sites, and some erosion of the unspoilt landscape has occurred over the years.

A number of enquiries have been made in the past year in relation to holiday cottage development in various parts of Connemara. Three of the enquiries have been about the Roundstone/Ballyconneely area and it would seem that there is a demand for this type of development and that it would merit consideration where visual amenity would suffer least damage and where access to existing community facilities is convenient. There would also be the added advantage of preventing the continued erosion to visual amenity caused by a further proliferation of speculative "once-off" housing throughout the landscape.

The general question of holiday home development was

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discussed by the Council in the review of the development plan and the present draft and a policy statement was included for scenic amenity areas which stated that "The Planning Authority will consider, in exceptional fully substantiated cases only, housing or other beneficial tourism development in particular locations in amenity areas where adequate ground or tree screening is available to assimilate the development into the landscape."

The site in question does not afford clear views of the coastline from the public road because of the nature of the ground contours. While it is close to the eastern edge of the Gurteen Beach which is an Area of Scientific Interest, the location of the cottages should not intrude on the privacy or amenity of the beach area nor should there be any damage to the sand dune system. A traditional-type cottage is proposed and the layout is in the form of three small clusters along the Eastern Boundary of the site. Effluent treatment is to be by means of a biodisc sewage treatment plant, which will produce an effluent to 20/30 standards, and a filtration system but this will require a licence from the County Council under the 1977 Water Pollution Act. A perimeter planting scheme is proposed to screen the cottages from the Roundstone/Ballyconneely Regional Route and access will be via the County Road leading south from the Regional Route. Water supply is from a group scheme which is connected to Roundstone Public Water Supply. This supply is restricted under peak seasonal demand and improvements to the pumping capacity are proposed. In the meantime, there may not be an adequate supply to cater for all of the development unless an alternative source such as a bored well is found.

The principal argument in favour of the development is that the demand for holiday based accommodation in this area can be met by this development with minimal damage to the natural environment, with some optimisation of the village facilities and with a reduction in the erosion of the natural landscape caused by the ad-hoc development of scattered holiday homes."

The County Engineer stated that the Members of the County Council had directed that a policy statement be included in the Draft of the proposed County Development Plan to the effect that housing or other beneficial tourism development in particular locations in amenity areas would be considered where adequate ground or tree screening is available to assimilate the development into the landscape. The planning application in this case relates to development which, it is felt, was envisaged by the County Council in framing this policy. He stated that no recommendation has been made to the Members with respect to the application, and that the Members might decide for or against the application as they wished. If the Members were to decide in favour of the Planning Application, it was considered that they could do so

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for the reasons set out in the report. He stated that the economy of the area in question depends on tourism, the development is proposed to be located in a tourist area, and that the proposed development is a tourist development.

Councillor U. Burke asked if the considerations mentioned by the County Engineer were considerations of proper planning and development. He stated that the County Engineer was referring to considerations of local employment, and that when Councillors had referred to these matters in connection with Section 4 Resolutions, they had been advised by the County Manager and by the County Law Agent that these were not matters relevant to the proper planning and development of the area.

The County Engineer stated that the proposed development would be located in a tourist area, and that there is a need for this type of development in the area. When reviewing the Development Plan, the Members had requested that a policy to consider such development in amenity areas should be included in the Draft Plan, and therefore, the matter was being brought before the Members for their consideration and it was a matter for the Members to decide.

Councillor O'Morain stated that he would regard a single dwelling house for a person wanting to build a home on family lands as equally essential, but that such a person would be required to build down in a hole. If he were to make the case at a meeting that it was essential for such an applicant to locate the house in order to have a view, the case would be thrown out by the County Manager and the Law Agent. He considered that a house in which people would be living for 365 days in the year was more important than holiday homes which would be unoccupied for long periods each year.

Councillor Brennan stated that he agreed with Councillor O'Morain. He found this to be an extraordinary case. The development is proposed to be constructed in an area of high scenic amenity and he asked, if the proposed development in this case can be screened by trees, why a private dwellinghouse in such an area could not also be screened in this manner. He also asked why, if this development could have a Treatment Plant, why private houses could not also have Treatment Plants. He stated that if the standards being applied in this case could be applied to private houses, the situation as regards planning in this area would be much better. He stated that he would find it difficult to support this application.

Councillor O'Tuathail said he had no fault with the plans and drawings which had been presented to the meeting. He stated that the reason for the demand for holiday homes in this area is the uniqueness of Roundstone Village and harbour, and also on account of Gurteen Bay and Dogs Bay. The proposed development would destroy this area because it could not be satisfactorily screened. The trees necessary to provide the screening could not be grown successfully due to the difficult climatic and soil conditions in the area. He

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would not support this application.

Councillor Mannion stated that he welcomed the idea of a proposal of this nature for Roundstone. A development of this size would be an asset to the area. He proposed that consideration of the matter be adjourned to the next County Council Meeting and the proposal was seconded by Councillor O'Morain.

Councillor O'Conchubhair stated that he found it hard to accept that Permission for this development might be granted when grants of Permission which he had proposed for two young men living in London could not be given because of the unsuitability of the sites for septic tank drainage. The County Council should come up with some proper system for effluent treatment so that development could take place as development keeps an area alive and creates employment. He asked if the County Council would be liable for the payment of compensation if Permission were refused in this instance.

Councillor J. Burke stated that he was pleased that development was being considered within the terms of the Development Plan. He stated that Connemara needs to be developed and that he found this to be an interesting application. He asked who the applicants are. The concept in this case is right and if there is a demand for holiday homes in Connemara, and there are people willing to meet this demand, such development should be welcomed.

Councillor O'Morain stated that he was in an awkward position with regard to this application. He would welcome development but he asked if an Environmental Impact Study would be required in the case of this particular development.

Councillor U. Burke stated that there was absolute inconsistency involved in the case of this application. He did not know what Development Plan the County Engineer had in mind for County Galway as it appeared that groups of houses were being permitted in the County while single houses were being refused. He asked why, if tourism employment was important in this area, other types of employment were not important in other areas of the County. He asked that a full report from the Law Agent be provided for the next Meeting as to the absolute impact of a decision being taken to grant Permission for a group of houses as opposed to decisions taken on individual houses.

The County Engineer stated that the County Council grants hundreds of Permissions for individual dwellinghouses throughout the County every year, and each application is judged on its merits. He stated that he was not promoting this proposal but was reacting to the submission made by the applicants. If he had recommended refusal of the application, he might be accused of acting contrary to the expressed wishes of the Members as set out in the Draft Development Plan. If the Members wished to refuse Permission in this instance, they were free to do so.

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With regard to the question of an Environmental Impact Statement, he stated that such a statement was not required by Law since the number of holiday homes proposed was less than 100, but the County Council might at its discretion ask for an Environmental Impact Statement. If the Members wished to do this, he would discuss the matter with the County Manager with a view to seeking the statement.

He stated that the proposed development is a planned development relating to the tourism industry and a proper sewage treatment plant is being provided to treat the effluent to a 20/30 standard. The planning application in so far as it relates to the proposed Treatment Plant is only Part 1 of a two part process, as the applicants will have to apply to the County Council for a licence under the Water Pollution Act, which application will be carefully scrutinised to ensure that there is no danger of pollution from the effluent from the proposed development. The Sewage Treatment Plant proposed in this application will cost £30,000 approximately, and it cannot, therefore, be compared to a septic tank serving a single dwellinghouse.

Councillor J. Burke suggested that the County Council should consider if it is wise to permit 30 houses on the edge of the sea, and he stated that for this reason, an Environmental Impact Statement is needed. He considered that the County Council could not do justice to the applicants proposals unless they were in a position to consider such a statement.

Councillor Brennan stated that the matter had already been assessed by the County Council's Officials and that the Environmental Impact Statement was not required. He proposed that a decision be taken on the application at the meeting but there was no seconder for this proposal.

Councillor J. Burke proposed that the Developers be asked to submit an Environmental Impact Statement and the proposal was seconded by Councillor O'Tuathail.

Councillor O'Morain stated that an Environmental Impact Statement would take a number of months to prepare and that he did not think such a statement was required in this case. He suggested that the statement not be requested and that the County Council should examine this aspect of the matter itself.

Councillor Mannion proposed that a decision on the matter of the Environmental Impact Statement should be deferred to the next Meeting of the County Council and his proposal was seconded by Councillor O'Morain.

It was agreed that consideration of the application and consideration of the question of an Environmental Impact Statement would be deferred to the next Meeting of the County Council.

Deputy Kitt asked if the house type proposed in the application was a traditional type cottage and the County

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Engineer replied that it is so described in the application, and that the plan is as shown to the Members.

3519 - FERRY BRIDGE, CLONBUR - PROPOSED AGREEMENT WITH MAYO COUNTY COUNCIL UNDER SECTION 59 OF THE LOCAL GOVERNMENT ACT, 1955:

On the proposal of Councillor Mannion, seconded by Councillor O'Morain, the Council agreed in principle to enter into a Section 59 Agreement with Mayo County Council.

3520 - REMOVAL OF RESTRICTIONS ON CHARTER FLIGHTS TO CONNAUGHT REGIONAL AIRPORT:

It was agreed that the Meeting proposed to be held at Connaught Regional Airport on the 30th April, 1990, was not necessary in view of the recent decision of the Minister for Transport in the matter.

3521 - PROPOSED CLOSURE OF THE METEOROLOGICAL STATION AT DUBLIN ROAD, GALWAY:

Councillor U. Burke proposed that Galway County Council ask the Minister for Tourism and Transport to reconsider the decision to close the Meteorological Station in Galway. The closure would be a retrograde step and would be a reversal of the process of decentralisation. He stated that it is important that the Station should remain open particularly in view of the proximity of Carnmore Airport. Councillor Burke's proposal was seconded by Councillor M. Ryan.

3522 - ENVIRONMENTAL IMPACT ASSESSMENT - NEW STATUTORY REGULATIONS:

On the proposal of Deputy Kitt, seconded by Councillor O'Morain, it was agreed that consideration of this matter be deferred to the next Planning Meeting.

3523 - LIBRARY ASSOCIATION CONFERENCE - ENNIS - 23RD-27TH APRIL:

As recommended by the Library Committee, the Council nominated Councillors J. Molloy and J. Mannion to attend the Annual Conference of the Library Association.

3524 - MEETING OF ITINERANT COMMITTEE:

Councillor U. Burke asked that a Meeting of the Itinerant Committee be called.

In reply to a query from Councillor Lambert as to when the last Meeting of the Itinerant Committee was held, the Acting County Secretary stated that he would have this information at the next Meeting.

3525 - LOUGHREA BY-PASS:

Councillor Mullins asked if it is intended to have proposals for a By-Pass of the Town of Loughrea on the Agenda for a County Council Meeting in the near future. He stated that he had been delayed for 20 minutes in traffic at Loughrea on

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his way to the County Council Meeting.

The County Engineer replied that the matter had been discussed at a County Council Meeting some time ago, and that he had been asked to prepare a technical report and to meet with the various interests in Loughrea concerning the By-Pass and that the preparation of that report was in train and would be brought back to the Members for discussion as soon as possible.

THE MEETING THEN TERMINATED.

SUBMITTED, APPROVED + CONFIRMED.

John Mally CHAIRMAN

28/5/90 DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMH.

23u la Aibreain, 1990.

CHUIG GACH BALL DE'N CHOMHAIRLE/

A Chara:

Iarrtar ort leis seo bheith i lathair ag cruinniu de Chomhairle Chontae na Gaillimhe a tionolfar ins na Foirgnithe Chontae, Gaillimh, ar De Luain, an 30u la Aibreain, 1990, ag tosnu ag a 3.30 a chlog sa trathnona.

Mise, le meas,

T. O'CAOMHANAIGH,
RUNAI SEALADACH.

A G E N D A

1. Material Contravention of Development Plan - Application for 30 Holiday Homes, Treatment Plant and Mini Golf Course at Ervallah, Roundstone, to Trident Holiday Co. - Planning Ref. No. 60597.
2. Consideration of Minutes of the following Meetings:
 - (a) Special Council Meeting held on 9th March, 1990.
 - (b) Monthly Council Meeting held on 26th March, 1990.
 - (c) County Arts Committee Meeting held on 6th March, 1990.
3. Abstract of Accounts for year ended 31st December, 1989.
4. Revision of Remuneration - Draughtsman/Technician Grades.
5. Assignment of office accommodation at Woodquay. - Section 83 Notice dated 19th April, 1990, refers.
6. Sale of plot of land at Cloonkeen, Killoran, Ballinasloe. - Section 83 Notice dated 9th April, 1990, refers.
7. Sale of plot of land at Gortyloughlin, Moycullen, to Michael and Mary Faherty. - Section 83 Notice dated 29th March, 1990, refers.
8. Annual Conference - Association of Health Boards in Ireland - The Grand Hotel, Tramore, Co. Waterford - 11th-12th May, 1990.
9. Earthwatch - Climate Conference - 19th/20th May, 1990 - Riverside Centre, Dublin.

10. Coast Erosion and Storm Damage to Piers and Harbours.
11. Local Government Re-Organisation.
12. Malicious Injury Decree - list herewith.
13. Business submitted by the County Manager.

COUNCILLORS' NOTICES OF MOTION

14. COUNCILLOR JARLATH McDONAGH: - I will propose:

That the County Council have fence repaired and briars cut at Carnaun. (Details supplied).

15. That Galway County Council seek to have safety measures provided at "Black Spot" points on Galway/Tuam road before further fatal accidents occur. May I also propose that County Council request Department of the Environment to have study carried out with a view to erecting traffic warning signs adjacent to all Public Houses on National Primary Routes.

DEPUTY NOEL TREACY: - I will propose:

16. That Galway County Council immediately repair, renew and replace the footpaths at a location in County Galway (Details supplied) that this work be carried out without delay, that the dates in which the work will be carried out and any other relevant information be outlined hereafter.

17. That Galway County Council repair, renew, resurface and improve the road leading to a location (details supplied) that these works be carried out forthwith, that the works to be carried out be outlined hereafter and that the dates in which they will be carried out will be outlined also.

COUNCILLOR MATT LOUGHNANE: - I will propose:

18. That safety measures be carried out at the junction beside Michael Mahon's house at Ballymullen, Kilchreest.

19. That warning signs be erected indicating the junction beside John Callan's house at Roxboro, Kilchreest.

20. That "No Dumping" sign be erected at the east end of lay-by at Fishpond, Kilchreest.

COUNCILLOR MARTIN LYNCH: - I will propose:

21. That Galway County Council give me an up to date position on Bruckeen, Ballymana, Craughwell, because work was to start on this road some time ago.

22. That Galway County Council put some 4" pumping outside Mr. Michael Monaghan's house, Bruckeen, Ballymana, Craughwell, as the water is coming in off the road and into his house, and by putting a pipe down, this would take the water away from the house and direct it down the road.

COUNCILLOR P.F. GLYNN: - I will propose:

23. That the County Manager make a full and frank statement re the proposed new graveyard for Dunmore.

COUNCILLOR JOE LAMBERT: - I will propose:

24. That the Cemetery at Kilchreest Lough be cleaned up.

25. That the road from O'Donnell's house to the Castle Inn, Castledaly, be hard shouldered and repaired.

AN COMHAIRLEOIR PEADAR O'TUATHAIL: - Molaim:

26. Go dtogfadh an Comhairle Chontae an bothar taobh mhuicneach den droichid ata i ndroch chaoi - ar laimhe agus go ndeiseodh siad laithreach e - nil i gceist ach 400 slat.

COUNCILLORS T. WALSH, J. McDONAGH, M. RYAN, M. LYNCH, J. LAMBERT, M. MULLINS, U. BURKE, J. MANNION, DEPUTY P. MCCORMACK: - We will propose:

27. That the Government re-establish immediately a scheme of improvement grants incorporating grant assistance in certain instances for extensions to houses to alleviate hardship rampant throughout the country from overcrowding and poor housing conditions.

COUNCILLOR PADDY MCHUGH: - I will propose:

28. That Galway County Council provide me with a report on the progress being made in relation to the taking over of the Liss Group Water Scheme by the County Council and that an explanation be given to justify the high Council charges being levied on the group.

29. That Galway County Council provide public toilets in Headford - the lack of such toilets is an embarrassment to the town particularly during the holiday season.

30. That Galway County Council carry out urgent and immediate reinstatement and repair works to East Road, Inishmore, as it is in a very bad condition, and is a hazard to islanders and to holidaymakers.

COUNCILLOR TIARNAN WALSH: - I will propose:

31. That Galway County Council erect a sign to inform people that they are approaching the road to Ballymoe.

32. That County Council put into being a pedestrian crossing particularly for school children coming from housing estate at Kilkerrin Road, Glenamaddy, to School - I refer to the point where children cross at entrance to housing estate.

COUNCILLOR MICHAEL FAHY: - I will propose:

33. That Galway County Council request the Minister for Agriculture to have all of County Galway classified as severely handicapped within the disadvantaged areas schemes, and that the County Council make a very strong submission in support of this cause to the Minister.

COUNCILLOR T. WELBY: - I will propose:

- 34. What was the cost of removing the alum sludge from the Oughterard Regional Water Scheme for 1989, and was this problem envisaged when the scheme was designed.
- 35. What is the present position regarding the proposed traffic route lighting for Moycullen Village? Has the estimate gone to the Department and now that funds are available, will the lights be erected before next Winter?
- 36. What is the up to date position regarding the proposed extension to High Cashel Burial Ground?

AN COMHAIRLEIR NIOCLAS O CONCHUBHAIR: - I will propose:

- 37. What is the position regarding the raw untreated sewerage which flows to Costello Bay. Are funds requested from the Department of the Environment and drawings submitted.

MINUTES OF MONTHLY MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON MONDAY, 30TH APRIL, 1990.

IN THE CHAIR: Councillor J. Molloy.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke, U. Burke, J. Callanan, M. Fahy, P. Finnegan, P. Mac Gloinn, Senator T. Hussey, Councillor J. Joyce, Deputy M. Kitt, Councillors J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, M. Mullins, N. O'Conchubhair, 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; P. Flood, County Engineer; T.J. O'Donoghue, Law Agent; L. Kavanagh, S.E.E. (Planning); E. Lusby, Finance Officer; E. Gleeson, Acting Assistant County Manager; D. Barrett, Senior Staff Officer; and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

3526 - MATERIAL CONTRAVENTION OF COUNTY DEVELOPMENT PLAN - APPLICATION FOR 30 HOLIDAY HOMES, TREATMENT PLANT, AND MINI-GOLF COURSE AT ERVALLAGH, ROUNDSTONE - TRIDENT HOLIDAY COMPANY - PLANNING REFERENCE NUMBER 60597:

The Planning application was considered at a meeting of the Council on 20th April, 1990, and a decision deferred. A copy of the following report dated 25th April, 1990, from the County Manager clarifying a number of points in relation to the application was circulated to each Member:

"I wish to refer to Item 1 on the Agenda for the Council Meeting on the 30th April, 1990, in connection with a planning application for 30 Holiday Homes, Treatment Plant and Mini Golf Course at Ervallah, Roundstone - Ref. No. 60597.

So as to avoid any mis-conception as to the reason for placing the Item on the Agenda, I wish to place the facts on record.

During the review of the County Development Plan, Council Members requested that special provision be made which would cater for acceptable tourism related development in amenity areas. As a result, the Draft Plan contains the following objective:-

"The Planning Authority will consider, in exceptional fully substantiated cases only, housing or other beneficial tourism development in particular locations in amenity areas where

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adequate ground or tree screening is available to assimilate the development into the landscape."

On coming into force of the revised County Development Plan an application such as the one under consideration could be granted without utilising the arrangements in law for dealing with a material contravention of a Development Plan. However, until the revised plan comes into effect, the development in question, or a similar development, may not be granted by the Manager because of the restrictions in the existing Plan.

Having regard to the fact that the arrangements covering material contraventions have been initiated, the decision to grant or refuse is one for the Elected Members.

A question has been raised as to whether an Environmental Impact Assessment should be procured. Under the relevant regulations the assessment is not a requirement. It is, however, open to the Council to seek one by way of a request for Further Information. Any such request should indicate the areas of concern which the Council wished to have included in the Environmental Impact Study, with special reference to any particular requirement. The Planning Staff did not require an EI Study but the Elected Members are free to consider their requirements in that regard."

Councillor Mannion proposed that the Council decide to grant Permission. This was seconded by Councillor O'Morain. Councillor O'Morain said that it may have appeared from the last meeting that he was against this type of development. He said he was in favour of this type of development but the granting of Permission in this case had to be reconciled with the refusal of Permission for single houses for local people. He said that even under the new plan, an application for a family home could be refused, and the use of a Section 4 in such cases was now futile. He said before the Plan is adopted, it would have to be re-examined to cater for genuine applications for family homes.

In reply to Councillor Ryan, as to who was financing the project, the County Manager replied that he did not know. Councillor O'Conchubhair said that while he was in favour of granting Permission, he would find it hard to explain to people why two Section 4s were refused. He asked if the Developers could look for compensation if refused. He also said that it was time the Council came up with a suitable treatment system for problem sites. In reply, the County Manager said that an application for compensation could be made and he did not know what the outcome would be. He would hope that the Council would be able to resist it. Regarding a treatment system for septic tanks, the County Manager replied that the Council has to await the results of the tests being carried out.

Deputy McCormack said that this type of development was desirable for the area. He said that the new clause in the

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Draft Plan should also allow for single houses to be granted. Councillor U. Burke said that it was an absolute inconsistency to bring this application before the Council for the purposes of considering a grant of Permission. He said the granting of Permission would be inconsistent with past decisions and said that if an application had been submitted for one or two houses on the same side of the road, it would have been refused. He said it was difficult to decide on an application in the absence of information about the applicant, and there was no evidence that the Treatment Plant would be effective. Councillor Burke also asked that the Council write to the Regional Manager of Bord Failte about a statement he made recently in relation to bad planning in County Galway, and that he be invited to pin point where the Council had gone overboard in granting Permissions. The County Manager said that if the new clause had not been put into the Draft Development Plan at the request of the Council, he would have refused this application. He said if the effluent from the Treatment Plant is not satisfactory, it can be dealt with under the Water Pollution Act, 1977.

Councillor O'Tuathail said that all Councillors agreed that there was a necessity for this type of development but he was not in favour of the location. He said the site was in a very scenic area, and if it goes ahead, others will follow. He said that it was inconsistent that this application would be granted, while an application from a local person returning from England would be refused.

Councillor McHugh said that the debate on this application had been dragged on too long. He said a lot of the matters raised by Councillors were separate issues. Developments of the type proposed were needed, and he would support it. Councillor McHugh said he objected strongly to the remarks of the Regional Manager of Bord Failte and that the Council should invite him to a meeting of the Council to discuss his views.

Councillor J. Burke said that it was a good idea to bring the application before the Council in order that Members could air their views. He said it was a particularly beautiful area and the Council could be running into problems by granting it and setting a precedent. He said he was concerned at the absence of an Environmental Impact Study and felt that one should be sought. He said such a Study would show up any short comings in relation to location, screening, other necessary facilities, etc.

Councillor Welby said that Roundstone was a busy tourist area and there was not enough accommodation for tourists during the summer season. He said he was in favour of the application and would welcome similar developments in areas from Moycullen to Clonbur. Councillor Welby said he had recently made representations on behalf of an applicant for one house, and had been notified that it is proposed to refuse Permission and this is where inconsistencies arise. He urged that the Council try and get the results of the tests on the septic tank treatment, and that the Council be

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more lenient in the case of single houses. Deputy Kitt said he was in favour of the development in principle. However, the development did not include many facilities and was disappointing compared to Trabolgan. He said he would like to see other parts of Galway getting this type of development. Senator Hussey said that this was a tourism type development and he would support it. He asked if Bord Fáilte had made any comment on the application, and the County Manager replied in the negative. Councillor Brennan said that the development was located in an area of very high amenity where previous applications had been refused. The arguments used to refuse Section 4s did not seem to apply to this application. He said that the development, if granted, would set a precedent. He said he could not support the application and would prefer an alternative site.

The County Manager said that the name of the applicant was given as Trident Holiday Company. It was a registered company and he did not know the names of the Directors. The applicant was described as a buyer of the site and the application, therefore, was in order. Referring to statements about inconsistencies, the County Manager said he wanted to make it clear that the only reason the application was brought before the Council was because of the Councillors request to make provision in the new Draft Plan for beneficial tourist related projects. This provision has been published in the Draft Plan and he had no choice but to regard the application as a Material Contravention and bring it before the Council. The County Manager said that he did not consider an application for one house to come within that policy. He said he understood a proposal would have to be a significant development for the promotion of tourism. Deputy McCormack said he differed with the Manager's understanding and asked if a smaller number of houses could be granted in the present case, and was informed that this was possible.

Councillor Loughnane said that he would like clarification from the County Engineer as to whether there was sufficient land available to assimilate the development into the landscape, and said that the new clause in the Draft Plan would need to be further clarified. The County Engineer replied that there was almost 26 acres in the site, and the development appeared to be attractively laid out. Deputy Treacy said that he welcomed the development and said that it would boost tourism and bring people into the area. Councillor O'Morain proposed that a vote be taken on the proposal, but said that the Draft Plan would have to be re-examined before being adopted. A vote taken on the proposal to decide to grant Permission for the development resulted as follows:

FOR:

Councillors J. Callanan, M. Fahy, P. Finnegan, Senator T. Hussey, Councillors J. Joyce, J. Lambert, M. Loughnane, M. Lynch, Deputy P. McCormack, Councillors J. McDonagh, P. McHugh, J. Mannion, J. Molloy, N. O'Conchubhair, M. O'Morain, P. Raftery, M. Ryan, Deputy N. Treacy, Councillors T. Walsh and T. Welby. (20)

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AGAINST: Councillors J. Brennan, J. Burke, U. Burke, P. O'Tuathail.

(4)

The Chairman declared the resolution carried.

Councillor O'Morain asked if in future -

- (a) Could the Council get the names of the Directors of Companies applying for Permission for tourist development?
- (b) Could all such applications be brought before the Council?

The County Manager said the Council could ask for the information mentioned by Councillor O'Morain but not by way of Further Information. He said that applications could be brought before the Council.

3527 - **MINUTES:**

On the proposition of Deputy Kitt, seconded by Councillor U. Burke, the Minutes of the following Meetings were adopted and signed by the Chairman:

- (a) Special Council Meeting held on 9th March, 1990.
- (b) Monthly Council Meeting held on 26th March, 1990.
- (c) County Arts Committee Meeting held on 6th March, 1990.

Arising from the Minutes, Deputy Kitt asked how soon would Bunowen Bridge be open to traffic if even for one way traffic only. The County Engineer replied that mid June was still the completion date and the site was in the possession of the Contractor until the job is finished. The road could not be open unless it was safe to do so and he would discuss it with the Contractor.

3528 - **ABSTRACT OF ACCOUNTS FOR YEAR ENDED 31ST DECEMBER, 1989:**

The Council considered and approved the Abstract of Accounts 1989, details of which had been circulated to each Member by the Finance Officer.

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

"That the Council approve expenditure excesses, being the amounts set out in the Abstract of Accounts 1989 in excess of the adopted Estimates for that year under the various headings, such excesses being funded by other expenditure reductions and income increases."

3529 - **REVISION OF REMUNERATION - DRAUGHTSMAN/TECHNICIAN GRADES:**

The Acting Secretary stated that the sanction of the Minister for the Environment had been received to the payment of revised salary scales to Draughtsman/Technician Grades. The

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salary increase which amounted to 8% was to be implemented in accordance with Clause 3.3 of the Elaboration of Clause 3 of the Agreement on Pay in the Public Service which meant that 40% of the increase would be payable from the 1st July, 1989, a further 30% from 1st April, 1990, and the balance from the 1st October, 1990. The total cost of the increase was estimated at £12,500.

On the proposition of Deputy Kitt, seconded by Councillor Loughnane, the Council approved of the revised salary scales for Draughtsmen/Technician Grades as sanctioned by the Minister for the Environment.

3530 - ASSIGNMENT OF OFFICE ACCOMMODATION AT WOODQUAY COURT:

The Acting Secretary referred to a notice under Section 83 of the Local Government Act, 1946, dated 19th April, 1990, which had been circulated to each Member. He said that a similar Section 83 Notice which had been approved by the Council provided for the office accommodation in question being sublet to Deacy, Concannon and Company, Woodquay. It had now been agreed between the parties concerned that the office accommodation would be assigned instead of sublet, and the Council was in favour of this arrangement. It was proposed by Councillor Ryan, seconded by Councillor Mannion and resolved:

"That Galway County Council hereby approve of the assignment of office accommodation at Woodquay Court, Woodquay, Galway, to Messrs Deacy, Concannon and Company in accordance with Notice dated 19th April, 1990, under Section 83 of the Local Government Act, 1946, which had been circulated to each Member."

3531 - SALE OF PLOT OF LAND AT CLOONKEEN, KILLORAN, BALLINASLOE:

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

"That Galway County Council hereby approve of the sale of a plot of land at Cloonkeen, Killoran, Ballinasloe, to Owen Flynn, Cloonkeen, Killoran, Ballinasloe, in accordance with the terms of notice dated 9th April, 1990, 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."

3532 - SALE OF PLOT OF LAND AT GORTYLOUGHLIN, MOYCULLEN, TO MICHAEL AND MARY FAHERTY:

It was proposed by Councillor McHugh, seconded by Councillor Welby, and resolved:

"That Galway County Council hereby approve of the sale of a plot of land at Gortyloughlin, Moycullen, to Michael & Mary Faherty, in accordance with the terms of notice dated 29th March, 1990, under Section 83 of the Local Government Act, 1946, and Section 88 of the

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Housing Act, 1966, which had been circulated to each Member of the Council."

3533 - ANNUAL CONFERENCE - ASSOCIATION OF HEALTH BOARDS IN IRELAND - THE GRAND HOTEL, TRAMORE - 11TH/12TH MAY, 1990:

On the proposition of Deputy Kitt, seconded by Councillor Callanan, it was agreed that Senator Hussey and Councillor Loughnane be nominated to attend this Conference.

On the proposition of Councillor U. Burke, seconded by Councillor Mannion, it was agreed that Councillor Michael Ryan be nominated to attend the Conference.

3534 - EARTHWATCH CLIMATE CONFERENCE - 19TH/20TH MAY, 1990 - RIVERSIDE CENTRE - DUBLIN:

On the proposition of Deputy Kitt, seconded by Councillor Joyce, it was agreed that Councillor Raftery and Councillor Welby be nominated to attend the Conference.

On the proposition of Councillor Ryan, seconded by Councillor McDonagh, it was agreed that Councillor Lambert be nominated to attend the Conference.

3535 - COAST EROSION AND STORM DAMAGE TO PIERS AND HARBOURS:

The Acting Secretary stated that following the storms earlier in the year, the Council had lodged a claim with the Department of the Environment for grants towards the cost of repairing damage to piers and harbours and other marine works. He said that the Department of the Marine had now notified the Council that it was prepared to give percentage grants to the Council for works estimating to cost £170,000. A list of the works proposed was circulated to the Members giving details of the estimated cost and the percentage grant available, together with the balance which would have to be met by the Council. The total cost to the Council would be £56,250 and the grant available would be £113,750. The Council approved of the proposals on the proposition of Councillor Finnegan, seconded by Councillor Loughnane.

Deputy McCormack referred to coast erosion which was taking place at Dogs Bay, Roundstone. He said that something needed to be done urgently in order to save the beaches. The County Manager said the Council was aware of the problem at Roundstone and was trying to organise a Social Employment Scheme to carry out remedial works, and if this was not possible, an effort would be made by way of an amenity scheme. The County Manager also stated that as a result of alot of damage done around the coast earlier in the year, a meeting took place in Wexford on the 6th April, 1990, with representatives of the Chairmen and Managers of the 13 coastal Counties to deal with the question of coastal erosion. The Meeting resolved to use its influence to have coastal erosion given a higher national priority and to seek E.E.C. funds for same. Arrangements had been made for a deputation to meet the Minister for State, Mr. Gerard Connolly, on Saturday, 5th May, in Portarlinton, and the

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County Manager said that he would be on the deputation.

Councillor O'Morain supported Deputy McCormack in relation to a solution to the problem at Dogs Bay. He also referred to erosion at the beach near Moyrus Burial Ground. He asked the County Engineer to have this examined and also the retaining wall along the road which had been damaged. Senator Hussey said that damage had been caused to the road, footpath, and wall at Glenamaddy when the level of the lake rose, and he asked that repairs be carried out.

3536 - LOCAL GOVERNMENT RE-ORGANISATION:

The County Manager said that the Council had not been asked for any submission on Local Government Reform but felt that the Members might like to discuss it and make a submission. He said that documentation resulting from previous discussions could be circulated. If the Council wished, the Department could be advised that the Council is making a submission. It was agreed that the matter be put on the Agenda for the next Meeting.

3537 - MALICIOUS INJURY DECREES:

The Malicious Injury Decree circulated with Item 12 on the Agenda was noted.

BUSINESS SUBMITTED BY THE COUNTY MANAGER:

3538 - GRANT FOR THE RENEWAL OR REPAIR OF THATCHED ROOFS OF HOUSES:

The County Manager said that he had been in correspondence with the Department of the Environment in relation to grants for re-thatching of houses. The Department had now introduced a scheme of grants and a copy would be circulated to each Member.

3539 - TUAM SEWERAGE SCHEME:

The County Manager said that the Minister for the Environment had approved the Contract Documents for the Tuam Sewerage Scheme. The Council would now prepare Tender Documents for the scheme and invite Tenders for the project as soon as possible. Councillor Joyce said that additional funds could be available over the next 5 years and the Council would need to be prepared for it. The County Manager said that the Department of the Environment had prepared an Operational Programme for Sanitary Services Schemes, but this had not yet been published. The Government's Environment Action Programme did state that the Government had decided to eliminate pollution of inland waters by sewage discharges over the next 10 years at an estimated cost of £230 million.

Councillor O'Morain referred to a proposal for a group sewage scheme for Leenane. He said that the local people would be interested in a group scheme if they got some financial assistance towards it, and asked the Council to examine the proposal. He said there was a similar situation in Tullycross. Councillor Walsh asked that the Council

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expedite the Williamstown Sewerage Scheme. Councillor Loughnane asked that Loughrea Sewerage Scheme be put on the Agenda for the next Meeting and this was agreed.

3540 - £500,000 SUPPLEMENTARY ROAD GRANT:

The Acting Secretary informed the Meeting that the Department of the Environment had approved of the Council's proposals for the spending of the £500,000 Supplementary Road Grant as decided by the Council at its Meeting on 9th March, 1990.

COUNCILLORS' NOTICES OF MOTION:

3541 - THAT THE COUNTY COUNCIL HAVE FENCE REPAIRED AND BRIARS CUT AT PADDY COEN'S, CARNAUN: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"Fence at the above location will be repaired and briars will be cut as soon as possible."

3542 - "BLACK SPOT" POINTS ON GALWAY/TUAM ROAD: - MOTION BY COUNCILLOR JARLATH McDONAGH:

The following written reply was given to Councillor Jarlath McDonagh:

"The maximum speed limit applies at the above locations and all the regulatory signs and road markings are in place.

Provision of Traffic Route Lighting is 100% exchequer funded. However, no funds were provided for this location in the current year."

Councillor McDonagh said that the Tuam Road was a very dangerous road and there had been a number of fatal accidents. He asked if signs could be put up advising motorists to reduce speed at the dangerous locations. He said that public lighting would help the situation. Councillor Finnegan agreed with Councillor McDonagh and said that something would have to be done. Councillor J. Burke said that drivers overshoot the road at the junction to Headford approaching Tuam, and asked that some kind of a warning barrier be erected. The County Engineer said that he appreciated the problem and the fact that there had been a number of fatal accidents on the Tuam Road. He said the accidents were not related to road conditions and he had no answer to the problem. The erection of non-statutory road signs was undesirable. He agreed to examine the situation.

3543 - THAT GALWAY COUNTY COUNCIL IMMEDIATELY REPAIR, RENEW AND REPLACE THE FOOTPATHS AT DUNKELLIN TERRACE, PORTUNNA: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

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"The work is included in the 1990 Road works programme and will be carried out during the summer."

- 3544 - THAT GALWAY COUNTY COUNCIL REPAIR, RENEW, RESURFACE AND IMPROVE THE ROAD LEADING TO GLOVES EAST, ATHENRY: - MOTION BY DEPUTY NOEL TREACY:

The following written reply was given to Deputy Noel Treacy:

"The estimated cost of repairing and strengthening the above road is £20,000. There are no funds available to carry out the above works in the current year."

- 3545 - THAT SAFETY MEASURES BE CARRIED OUT AT THE JUNCTION BESIDE MICHAEL MAHON'S HOUSE AT BALLYMULLEN KILCHREEST: - MOTION BY COUNCILLOR LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"The bend in question is located on National Secondary Route. Such improvements are 100% exchequer funded. However, no funds were provided by the Department for this work in the current year."

Councillor Loughnane said that he was not satisfied with the reply. He said a little amount of work would solve the problem. He asked that a concealed entrance sign be erected, banks removed, and hedges cut.

- 3546 - THAT WARNING SIGNS BE ERECTED INDICATING THE JUNCTION BESIDE JOHN CALLAN'S HOUSE AT ROXBORO, KILCHREEST: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"Indication signs for the above junction will be erected in the near future."

- 3547 - THAT "NO DUMPING" SIGN BE PROVIDED AT THE EAST END OF LAY-BY AT FISHPOND, KILCHREEST: - MOTION BY COUNCILLOR MATT LOUGHNANE:

The following written reply was given to Councillor Matt Loughnane:

"A "No Dumping" sign will be provided at the above location as soon as possible."

Councillor Loughnane said that it was time that action was taken under the Litter Act and prosecutions taken against people who cause litter or illegal dumping. He said that Council Workers have to spend alot of time picking up litter and that the Council should employ a few part-time Litter Wardens. He suggested that Council Workers might take on Litter duties in addition to their present occupations. Councillor O'Conchubhair asked that "No Dumping" signs be erected at piers in Connemara to discourage dumping.

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Councillor J. Burke said that a Litter Warden was also required in Tuam and said that a Council employee might be available in view of the fact that some men had been absorbed from the refuse gang. The County Manager said that there was a cost factor in the employment of Litter Wardens but he would have the matter examined.

Councillor O'Tuathail said that National Schools in the Lettermore/Lettercallow area were getting involved in a clean-up operation and asked that the Council co-operate in taking the bags of rubbish. The County Manager said that the Council would co-operate where possible.

- 3548 - THAT GALWAY COUNTY COUNCIL GIVE YOU AN UP TO DATE POSITION ON BRUCKEEN, BALLYMANA, CRAUGHWELL: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"The above road is in a satisfactory condition. Accordingly, there is no need to carry out any works."

- 3549 - THAT GALWAY COUNTY COUNCIL PUT SOME 4" PIPING OUTSIDE MICHAEL MONAGHAN'S HOUSE, BRUCKEEN, BALLYMANA, CRAUGHWELL: - MOTION BY COUNCILLOR MARTIN LYNCH:

The following written reply was given to Councillor Martin Lynch:

"The estimated cost of carrying out this work is £6,000. There are no funds available in the current year."

- 3550 - THAT THE COUNTY MANAGER MAKE A FULL AND FRANK STATEMENT REGARDING THE PROPOSED NEW GRAVEYARD FOR DUNMORE: - MOTION BY COUNCILLOR FRANK GLYNN:

The following written reply was given to Councillor Frank Glynn:

"Following consultation with the local Community Council the Council has now identified a site for a new burial ground on the Clonberne Road, Dunmore. Tests will be carried out on this site in the near future to determine its suitability for development as a burial ground."

- 3551 - THAT THE CEMETERY AT KILCHREEST LOUGH BE CLEANED UP: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"There are not sufficient funds available to carry out works at this cemetery. However, grass cutting will be carried out later in the year."

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- 3552 - THAT THE ROAD FROM O'DONNELL'S HOUSE TO THE CASTLE INN, CASTLEDALY, BE HARD SHOULDERED AND REPAIRED: - MOTION BY COUNCILLOR JOE LAMBERT:

The following written reply was given to Councillor Joe Lambert:

"Road repairs have recently been carried out at this location. There are no funds available in the current year for the provision of hard shoulders."

- 3553 - DEISIU BOTHAR TAOBH MHUICNEACH DEN DROICHID: - MOLADH O'N CHOMHAIRLEOIR PEADAR O TUATHAIL:

Seo leanas an freagra a tugadh don Chomhairleoir Peadar O Tuathail:

"Cosnadh se thart ar £18,000 an bothar ar gach taobh den droichead Muicneach a thabhairt suas go dtí an stad a gale haghaidh an bothar a ghlacadh faoi churam an Comhairle Chontae.

Ta costas tarrail an droichead curtha san aireamh san Meastachain."

Councillor O'Tuathail said that it was a disgrace to leave the approach road to Muicneach Bridge in such a bad condition. He said it was almost impassable at the moment and urged that the Council consider paying at least half the cost of the necessary works. Councillor O'Conchubhair supported Councillor O'Tuathail and said that it was a shame to leave the roads in such condition having spent so much money on the new bridge. The County Engineer said that the road was not a public road and the Council would take up the matter with Roinn na Gaeltachta.

- 3554 - IMPROVEMENT GRANTS FOR EXTENSIONS TO HOUSES: - MOTION BY COUNCILLORS T. WALSH, J. McDONAGH, M. RYAN, M. LYNCH, J. LAMBERT, M. MULLINS, U. BURKE, J. MANNION, DEPUTY P. MCCORMACK:

Councillor Walsh proposed that the Government be asked to re-establish a scheme of Home Improvement Grants including Water and Sewerage facilities in order to relieve hardship throughout the County, where people are living in overcrowded and poor housing conditions. This was seconded by Councillor Ryan and agreed.

- 3555 - THAT GALWAY COUNTY COUNCIL PROVIDE ME WITH A REPORT ON THE PROGRESS BEING MADE IN RELATION TO THE TAKING OVER OF LISS GROUP WATER SCHEME BY THE COUNTY COUNCIL: - MOTION BY COUNCILLOR P. MCHUGH:

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

"I wish to inform you that the Council has agreed in principle to the taking in charge of Liss Group Water Scheme. Following a meeting with Council Officials,

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the Trustees of the Scheme were asked to notify the Council when the following necessary works were carried out:

- (a) The installation of valves at various locations throughout the Scheme.
- (b) The repair of all leaks on the scheme. Meter readings show a very high level of water consumption in relation to the estimated needs of the Scheme and indicate high wastage and leakage.

When the above work has been carried out it will be necessary to carry out a pressure test on the Scheme in consultation with the Council's Group Scheme Engineer. Further information requested from the Trustees of the Scheme in relation to the present members and water needs of the Scheme has not been submitted.

With regard to water charges, this Scheme was completed in 1975. A reduction of 50% was allowed to consumers for the first ten years. Consumers are now being charged at the rate for Group Schemes in existence for over ten years. The 1990 charge for a domestic supply on this Scheme is £66.00 as against a charge of £82.00 for a normal domestic supply."

- 3556 - THAT GALWAY COUNTY COUNCIL PROVIDE PUBLIC TOILETS IN HEADFORD: - MOTION BY COUNCILLOR PADDY MCHUGH:

The following written reply was given to Councillor Paddy McHugh:

"The Council has been endeavouring to provide public toilets at tourist beaches which qualify for blue flag status form the very limited sources available for this type of work. There are a number of locations throughout the County requiring toilets which the Council do not have funds for."

- 3557 - THAT GALWAY COUNTY COUNCIL CARRY OUT URGENT AND IMMEDIATE REINSTATEMENT AND REPAIR WORKS TO EAST ROAD, INISHMORE: - MOTION BY COUNCILLOR P. MCHUGH:

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

"As the above road is not in charge the Council are precluded from carrying out any repairs to same.

However, a Local Improvement Scheme application has been submitted and is being processed at present and it is hoped to make an offer in the near future."

- 3558 - THAT GALWAY COUNTY COUNCIL ERECT A SIGN TO INFORM PEOPLE THAT THEY ARE APPROACHING THE ROAD TO BALLYMOR: - MOTION BY COUNCILLOR T. WALSH:

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

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

- 3559 - THAT THE COUNTY COUNCIL PUT INTO BEING A PEDESTRIAN CROSSING FOR SCHOOL CHILDREN COMING FROM HOUSING ESTATE AT KILKERRIN ROAD, GLENAMADDY TO SCHOOL: - MOTION BY COUNCILLOR TIARNAN WALSH:

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

"A survey will be carried out to see if the criteria laid down by An Foras Forbartha will be met."

- 3560 - THAT GALWAY COUNTY COUNCIL REQUEST THE MINISTER FOR AGRICULTURE TO HAVE ALL OF COUNTY GALWAY CLASSIFIED AS SEVERELY HANDICAPPED WITHIN THE DISADVANTAGED AREAS SCHEME AND THAT THE COUNTY COUNCIL MAKE A VERY STRONG SUBMISSION IN SUPPORT OF THIS CAUSE TO THE MINISTER: - MOTION BY COUNCILLOR MICHAEL FAHY:

Councillor Fahy proposed that Galway County Council request the Minister for Agriculture to have all of County Galway classified as severely handicapped within the disadvantaged areas scheme and that the Council seek a deputation to the Minister for Agriculture on the matter. The motion was seconded by Councillor McHugh and agreed.

- 3561 - WHAT WAS THE COST OF REMOVING THE ALUM SLUDGE FROM THE OUGHTERARD REGIONAL WATER SUPPLY SCHEME FOR 1989? - MOTION BY COUNCILLOR THOMAS WELBY:

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

"The cost of removing the sludge last year amounted to £51,519.

Aluminum Sulphate is used to form a floc in the water settlement process prior to filtration in the treatment of water for human consumption.

The floc is drained from the water settlement tanks at regular intervals each day and the liquid is subject to further treatment to reduce the volume prior to disposal of the settled sludge in a suitable dump.

At the time of the design of the Oughterard Scheme, the normal process for treatment of the alum floc/sludge was by the use of settlement tanks where the sludge was settled out and dried on sludge drying beds and the supernatant liquid which would contain a small alum content was disposed of to local waters and streams. This was the system which was designed for the Oughterard Scheme and which was approved by the Department of the Environment.

Following completion of the Oughterard Scheme, objections were raised by the riparian owner in regard to the discharge of the supernatant liquor with the result that an increased quantity has to be removed off

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site.

During the 1980s further systems were developed for the settlement and treatment of alum floc/sludge resulting from water treatment and include the use of polyelectrolyte in the settlement process and the use of the filter belt press in sludge dewatering to minimise the quantity which would have to be carted off site for disposal.

Such systems were only used previously in the treatment of sewage sludge which is much thicker and where the supernatant liquor can be returned to the sewage treatment plant.

Since the completion of the Oughterard Scheme, we have requested and received a proposal from the Consulting Engineers for the installation of additional plant for alum sludge settlement and treatment and we have submitted the proposal to the Department of the Environment under the Small Schemes (under £75,000) Proposals 1990. We await approval to have the work carried out."

- 3562 - TRAFFIC ROUTE LIGHTING FOR MOYCULLEN VILLAGE: - MOTION BY COUNCILLOR THOMAS WELBY:

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

"The Department of the Environment have informed us verbally that sanction to the proposed works will issue within the next week. Work will commence as soon as possible after receipt of sanction."

- 3563 - WHAT IS THE UP TO DATE POSITION REGARDING THE PROPOSED EXTENSION TO HIGH CASHEL BURIAL GROUND? - MOTION BY COUNCILLOR T. WELBY:

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

"The proposed extension to High Cashel Burial Ground is on lands adjoining the existing burial ground. This land is owned by Mr. Michael Canavan, 28, St. Joseph's Park, Tuam. Site investigations have been carried out and the lands are suitable for development as a burial ground.

The Council's Law Agent is proceeding with the transfer of the land required. However, progress in this regard is slow. Mr. Canavan should instruct his own Solicitor to proceed with the transfer as quickly as possible."

- 3564 - WHAT IS THE POSITION REGARDING THE RAW UNTREATED SEWERAGE WHICH FLOWS TO COSTELLO BAY? - MOTION BY COUNCILLOR NIOCLAS O'CONCHUBHAIR:

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

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"Carraroe in common with other villages on the coast does not have a sewage treatment system. The Department of the Environment have asked for proposals to treat the discharge of effluent in coastal areas in respect of -

- (1) discharges to coastal waters from urban areas representing 10,000 population equivalent or more,
- (2) discharges to estuarine waters from urban areas representing 2,000 population equivalent or more.

Although Clifden is the only town covered by the circular, the Council did in fact write to the Department regarding Kinvara, Spiddle, Carraroe and Roundstone. There has been no indication from the Department that funds will be provided for treatment in respect of the smaller population centres. However, the Council is considering drawing up a brief for the design of basic treatment facilities at these centres which will be submitted to the Department of the Environment as soon as it has been prepared."

3565 - PUBLIC TOILET AT KILRONAN:

Councillor McHugh asked if the problem of effluent from the public toilet and hostel at Kilronan had been resolved. The County Engineer said that the Council had purchased land which was deemed suitable for the purpose but local people are objecting. Councillor McHugh said that there might be suitable land further away from the land used by the Council in 1989. The County Engineer said that the Area Engineer was having discussions with the local people to try and resolve the matter.

3566 - TRAFFIC LIGHTS - BIRMINGHAM ROAD, TUAM:

Councillor Ryan complained that work had not yet started on repairs to the bridge.

3567 - SYMPATHY:

On the proposition of the Chairman, the Council passed a resolution of sympathy to the wife of late John Donnellan, a former employee of Galway Corporation and Galway County Council. The Members and the County Manager joined in the expression of sympathy.

3568 - CORRESPONDENCE:

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

(1) Letter dated 25th April, 1990, from Carlow County Council regarding travelling expenses and subsistence allowances payable to Members of Local Authorities.

(2) Letter dated 10th April, 1990, from Donegal County Council re dumping of waste by the British Government off Irish shores.

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(3) Letter dated 10th April, 1990, from Donegal County Council re the provision of adequate sporting amenities and facilities for children at National Primary Schools throughout the 26 Counties.

(4) Letter dated 10th April, 1990, from Donegal County Council re assessment of small farmers for Unemployment Assistance.

(5) Letter dated 10th April, 1990, from Donegal County Council re request to the Minister for Agriculture to pay a realistic price for reactor cattle.

THE MEETING THEN ENDED

SUBMITTED, APPROVED + CONFIRMED:

John Malloy CHAIRMAN

28/5/90 DATE

MINUTES OF MEETING OF COUNTY ARTS COMMITTEE HELD IN THE COUNTY BUILDINGS,
ON WEDNESDAY, 2ND MAY, 1990

PRESENT: CLRS. J. JOYCE, J. MANNION, ML. FAHY, ML. LYNCH, & P. FINNEGAN
Jas. Harrold, Arts Organiser
Maura Moloney

In the Chair: Clr. J. Joyce

Minutes of meeting of 6th March, 1990 were agreed and signed.

Arising from the Minutes the Arts Organiser informed the Committee that a new Regions Officer, Emer McNamara, had been appointed by the Arts Council and he would be drawing up a 2-3 year programme when he had an opportunity of a discussion with her. He also informed the meeting that he was preparing a Report which he would be submitting presently, dealing with Community Arts, Art Education and Art Festivals.

The Committee agreed to invite Ms. McNamara to a future meeting of the Committee.

On the question of Hon. Members, the Committee decided not to pursue the appointment of Hon. Members but to invite people interested in specific projects as the occasion arose.

The Committee felt that a Writer-in-Residence should be appointed this year and the Arts Organiser agreed with this recommendation.

Mr. Harrold stated he had drafted a new Application Form and the closing date for receipt of applications was 31st May, 1990.

The Chairman, informed the Committee that he thought it would be a good idea if Ballinasloe Urban District Council would budget in their Estimates for the Arts. The Arts Organiser said he was going to a meeting of the U.D.C. and he thought the two (2) local authorities could work in partnership.

It was also proposed by the Committee that Druid be informed that the Council would wish them to perform in towns outside the city.

The next meeting was fixed for Tuesday, 3rd July, 1990 at 4 p.m.

This concluded the meeting.

SUBMITTED, APPROVED & CONFIRMED

John Malloy CHAIRMAN

25/6/90 DATE

COMHAIRLE CHONTAE NA GAILLIMHE
(Galway County Council)

Oifig an Runai,
Arus an Chontae,
GAILLIMHE.

4u la Bealtaine, 1990.

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, ar De h-Aoine, an llu la Bealtaine, 1990 ag tosnu ag a 3.00 a chlog sa trathnona.

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 Outline Permission for the erection of six Dwellinghouses and Septic Tanks at Furbogarve to Mr. Tom Walsh - Planning Ref. No. 60722
Padraic McCormack. John Mannion. Jarlath McDonagh.
2. Making of County Development Plan.
3. Environmental Impact Assessment Regulations - Explanatory Notes already circulated.

MINUTES OF PROCEEDINGS AT SPECIAL MEETING OF GALWAY COUNTY COUNCIL HELD AT THE COUNTY BUILDINGS, GALWAY, ON FRIDAY, 11TH MAY, 1990.

IN THE CHAIR: Councillor James Joyce.

ALSO PRESENT:

Members: As recorded in the Attendance Book.

Councillors J. Brennan, J. Burke J. Callanan, Councillor M. Fahy, Councillors P. Finnegan, F. Glynn, Deputy M. Kitt, Councillors J. Lambert, M. Lynch, Deputy P. McCormack, Councillors P. McHugh, J. Mannion, M. Mullins, M. O'Morain, P. O'Tuathail, P. Raftery, M. Ryan, Councillors T. Walsh, and T. Welby.

Officials: Messrs. D. O'Donoghue, Deputy City County Manager; P. Flood, County Engineer; E. Gleeson, Acting Assistant County Manager; E. Lusby, Finance Officer; L. Kavanagh and B. Callagy, Senior Executive Engineers (Planning); and T. Kavanagh, Acting County Secretary.

The Opening Prayer was recited.

3569 - RESOLUTION UNDER SECTION 4 OF THE CITY AND COUNTY MANAGEMENT (AMENDMENT) ACT, 1955 - PLANNING APPLICATION NUMBER 60722 - APPLICANT: MR. TOM WALSH:

The following report, which was read by the County Engineer, had been circulated to each Member of the Council:

"LOCATION OF SITE:

The site is located on the Galway/Spiddal Road approximately 1 mile east of Furbo Church.

PLANNING HISTORY:

There has been a very extensive planning history on this site amounting to seventeen applications. The principal and most relevant applications are as follows:

Ref. No. 18786: Outline Permission granted for 7 no. houses by the Minister for Local Government following refusal by the Planning Authority.

Ref. No. 24630: Permission granted for retention of one dwellinghouse.

Ref. No. 24600: Approval granted for 4 no. houses of ref. no. 18786.

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Ref. No. 31399: Approval granted for 2 no. houses of ref. no. 18786.

Ref. no. 54987: Outline Permission refused by the Planning Authority and An Bord Pleanala for 8 no. houses on part of the present site.

The applicant in the above cases was Mr. Thomas Walsh.

PLANNING CONSIDERATIONS:

The site is located between the development area boundaries of Barna and Furbo, where the development plan restricts groups of houses such as is proposed in order to discourage speculative housing development in the rural hinterland of the city and of the towns and villages for which a development has been prepared and in which public utility services exist.

The site also fronts on to the Regional Route No. 336 which has a Class 11 control in Chapter 25, of the County Development Plan. This restricts development to the housing needs of farmholders families. A recent traffic count on this road has established a flow of 4,000 vehicles per day. The applicant states that he had sought permission for an access onto the County Road to the East going through another persons land, but he was refused that access by the owner.

RECOMMENDATION

Refusal is recommended as follows:

1. The proposed development would constitute a traffic hazard because it would be located on a highly trafficked Regional and Commuter 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.

2. The proposed development would contravene Chapter 25, Table 25.B of the County Development Plan which restricts housing development along this route to the housing needs of farmholders families.

3. The proposed development would contravene Chapter 24.5 of the County Development Plan which positively discourages groups of houses along rural roadways.

There is an objection to this proposal."

The County Engineer added that this road been the subject of a Report by An Foras Forbartha because of the large number of accidents which occurred on it. He said that traffic travels at high speed and there had been some fatal accidents. The road needs realignment and this would be very costly. The Council was looking at other options to see how the large volume of traffic could be moved off the