



COMHAIRLE | CLARE
CONTAE AN CHLÁIR | COUNTY COUNCIL

8 Feabhra, 2023.

DON CATHAOIRLEACH AGUS GACH BALL DEN CHOMHAIRLE

A Chomhairleoir, a chara,

Leis seo, iarraim ort, le do thoil, a bheith i láthair ag Cruinniú Míosúil na Comhairle a thionólfar ar **Dé Luain, an 13 Feabhra, 2023 AR 3:00 i.n. i SEOMRA NA COMHAIRLE, ÁRAS CONTAE AN CHLÁIR, INIS agus via ardán MS Teams.** Thíos faoi seo, gheofar sonraí den ghnó a dhéanfar ag an gcruinniú.

Iarrtar ort a bheith i láthair.

Mise le meas,

Don Reynolds

Riarthóir Cruinnithe

An Roinn Seirbhísí Corparáideach
Stiúrtóireacht Airgeadais agus Seirbhísí Tacaíochta
Áras Contae an Chláir, Bóthar Nua, Inis, Co. an Chláir, V95 DXP2

Corporate Services Department
Finance and Support Services Directorate
Áras Contae an Chláir, New Road, Ennis, Co. Clare, V95 DXP2

CLÁR OIBRE - AGENDA

1) **Miontuairiscí na Cruinnithe seo leanas den Chomhairle.**

1) **Minutes of the following Council meeting.**

- (a) Miontuairiscí Chruinniú mí Eanáir, a tionóladh ar an 9th Eanáir, 2023.
- (a) Minutes of January monthly meeting held on 9th January, 2023.

- 2. Matters Arising.
- 2. Nithe ag éirí as.

3. **Comhfhreagras/Correspondence.**

4. Minutes of Municipal District Meetings.

4. Miontuairiscí cruinnithe Ceantar Bardasach

- (a) Ennis Municipal District meeting held on 6 December 2022
- (a) Cruinniú Ceantar Bardasach na hInse a tionóladh ar an 6 Nollaig 2022

- (b) Ennis Municipal District meeting held on 10 January 2023
- (b) Cruinniú Ceantar Bardasach na hInse a tionóladh ar an 10 Eanáir 2023

- (c) Killaloe Municipal District Budget meeting held on 16 November 2022
- (c) Cruinniú Cháinainéis Ceantar Bardasach Cill Dá Lua a tionóladh ar an 16 Samhain 2022

- (d) Shannon Municipal District meeting held on 15 November 2022
- (d) Cruinniú Ceantar Bardasach na Sionnainne a tionóladh ar an 15 Samhain 2022

- (e) West Clare Municipal District meeting held on 3 November 2022
- (e) Cruinniú Ceantar Bardasach Iarthar an Chláir a tionóladh ar an 3 Samhain 2022

- (f) West Clare Municipal District meeting held on 11 November 2022
- (f) Cruinniú Ceantar Bardasach Iarthar an Chláir a tionóladh ar an 11 Samhain 2022

- 5. Minutes of Corporate Policy Group meeting held on 3 January, 2023.
- 5. Cruinniú Grúpa Polasaí Corparáideach a tionóladh ar an 3 Eanáir, 2023.

6. Monthly Management Report.

- 7. Disposal of property at Ardnaculla North, Woodmount, Ennistymon, Co. Clare pursuant to Section 183 of the Local Government Act, 2001 and Section 211 of the Planning & Development Act, 2000.

- 8. Disposal of building (by lease) at Carrowkeel West, Inagh, Co. Clare pursuant to Section 183 of the Local Government Act, 2001 and Section 211 of the Planning & Development Act, 2000.

9. Consideration of report in accordance with Part XI, Section 179 of the Planning and Development Act 2000, as amended, and Part VIII, Article 80 and 81 of the Planning & Development Regulations 2001-2013 for the proposed development in Market Square and site adjoining the L4024 & R352 roadways, Scarriff, Co Clare.
10. Consideration of report in accordance with Part XI, Section 179 of the Planning and Development Act 2000, as amended, and Part VIII, Article 80 and 81 of the Planning & Development Regulations 2001-2013 for the proposed development in Drumgeely, Shannon, Co. Clare
11. Schedule date for April Council Meeting – proposed date Monday, 3rd April, 2023 at 3.00 p.m.
12. Adoption of Clare Culture and Creativity Strategy 2023 - 2027

13. Curtha faoi bhráid na Comhairle ag Cllr. P. Murphy:- (deferred from the January Council meeting)

"That Clare County Council call on the Minister for Transport and other relevant Government Departments to consider the introduction of an Uber-style service to help in addressing the transport crisis. This should be supported by a taxi taskforce that needs to look at why people are exiting the trade and how to reinvigorate such an essential service".

14. Curtha faoi bhráid na Comhairle ag Cllr. P.J. Kelly:-

"That the Director of Service for Planning and Economic Development provide a written report on the following:

- A) The comprehensive considerations and reasons which led to the proposal to have separate policy considerations for planning applications from residents of holdings under 12 hectare and over 12 hectare.
- B) If the apparent unequal treatment was considered to be ethical"

15. Curtha faoi bhráid na Comhairle ag Cllr. L. Grant:-

"Call on Clare County Council to write to Darragh O'Brien the Minister for Housing and ask him to put a cap on rent increases nationally for the remainder of the housing crisis. People across the county are getting rent increases of up to and over 100% and this is morally wrong and shouldn't be allowed. The legislation around Rent Pressure Zones does very little to help with rent pressure in rural towns and villages. A national emergency policy is needed to cap rent increases.

I would also ask that the ban on evictions be extended until the new legislation on short term lets comes into full effect. I am worried that there will be mass evictions in April of this year which will result in a huge demand for rental accommodation all at once and we could end up with a surge in homelessness."

16. Curtha faoi bhráid na Comhairle ag Cllr. T. O'Brien, Cllr. J. Cooney, Cllr. P. Hayes, Cllr. P. Burke, Cllr. A. O'Callaghan:-

“In the Clare County Development plan 2017 - 2023 volume 5 titled Wind Energy Strategy a number of objectives are outlined. Two objectives included are:

1. To support a planned approach to wind energy development in County Clare predicated on the optimal harnessing of the countys wind energy resource, and at a minimum requiring that 40% of the countys electricity needs can be met from wind farms.

2. To recommend that a working target of 550MW of wind energy is harnessed County Clare to enable the county to make the initial steps toward a low carbon economy by 2020.

We would ask the Director for Planning and Economic Development to update the council as to where we are in relation to those targets.”

17. Curtha faoi bhráid na Comhairle ag Cllr. A. O'Callaghan:-

“In light of recent weather warning where ash die back trees are a huge health and safety concern to roads users in road side hedges, public areas etc, that this council would write to the Minster for Housing and Local Government to put in place a policy to remove all ash trees immediately and also create funding for same.”

18. Curtha faoi bhráid na Comhairle ag Cllr. G. Flynn, Cllr. J. Garrihy, Cllr. J. Crowe, Cllr. J. Flynn:-

“We are calling on Clare County Council to urgently put in place an awareness campaign for dog owners throughout the County in regards to Control of Dogs in public places. We are also requesting the introduction of bye-laws by the Council to make it compulsory for people in charge of dogs in public places to have all dogs on a lead & listed dangerous breeds muzzled and also the banning of extendable leads.

We are also calling on the Minister for Rural & Community Development Heather Humphrey's and the Minister for Agriculture, Food & Marine Charlie McConalogue to urgently review the Control of Dogs Act in view of the harrowing scenes been witnessed over many years when children have been seriously injured and at times with tragic outcome. Attacks on humans has risen over the years and action is needed. The farming community have also suffered savage attacks on livestock and this has had devastating effects on the farming community. The Government need to protect the public from dog attacks and have the laws reviewed and properly enforced in order to eliminate the serious risk posed by dogs out of control.”

19. Curtha faoi bhráid na Comhairle ag Cllr. P. McMahon:-

“That Clare County Council call on the Government to make apprenticeships more attractive for young people and employers.”

20. Curtha faoi bhráid na Comhairle ag Cllr. C Murphy, Cllr. I. Lynch, Cllr L. Grant:-

“Given the restrictions being placed on many communities with regards to future housing and population targets, that a rigorous policy of enforcement is applied to the permanent occupancy clause in settlements where an over concentration of holiday homes has been identified, to ensure

all new developments deliver the maximum opportunity for a sustainable permanent population within those settlements.”

21. Curtha faoi bhráid na Comhairle ag Cllr. I. Lynch:-

“Clare county Council call on the Ministers for the Department of Housing, Local Government and Heritage and the Department of Finance to scrap the current proposed Residential Zoned Land Tax due to the undemocratic anomaly in the Taxes Consolidation Act 1997 – Finance Act 2022 Edition - Part 22A section 653I – Zoning Submissions, where submissions are only available on the draft and supplemental map.

In some cases, as the case in Clare, both the draft and supplemental maps are based on the 2017 County Development Plan, however the final zoning map will be based on the 2023 County Development Plan which contains additional zoned lands, however, landowners are precluded from making submissions at this point as submissions are only applicable to the draft and supplement maps of which lands.

The development of the County Development Plan and the Residential Zoned land Tax are separate and independent processes with the details of the Zoned Land Tax emerging after the finalisation of draft County Development plans, again precluding landowners their right to make an informed submission in relation to their lands.”

22. Curtha faoi bhráid na Comhairle ag Cllr. C. Murphy:-

“That an assessment of the level of dereliction and/or vacancy of over the shop commercial premises be undertaken in a number of urban settlements in the county.”

23. Curtha faoi bhráid na Comhairle ag Cllr. PJ Ryan:-

“That this council would request Minister Eamon Ryan to immediately look into the serious situation regarding driving test applicants as the waiting list/time is excessively long”

24. Curtha faoi bhráid na Comhairle ag Cllr. T. O’Callaghan:-

“Low-Cost Camping Area: -

That Clare County Council would identify potential sites throughout the county both Urban and Rural locations suitable in providing:

- an off-street parking area in a controlled environment.
- means of waste disposal (for motor homes, chemical toilet and grey water)
- a water fill point

This initiative would support Family friendly tourists from home and abroad creating much needed economic activity in our local rural and urban communities.”

25. Curtha faoi bhráid na Comhairle ag Cllr. D. McGettigan:-

“I call on Clare County Council to seek funding through the Department of the Environment, Climate and Communications to have a free bulky waste amnesty at key locations once or twice per year.

This will help alleviate the ongoing issues with illegal dumping and the effect it is having on our environment, this may also help with the cost of clean-up and would lead to a reduction of bulky waste ending up on our bonfires.”

26. Curtha faoi bhráid na Comhairle ag Cllr. J. Garrihy:-

“I call on Clare County Council to lead on the formation of Town Teams across the County in Towns who do not have this forum. I particularly call for urgency in the establishment of these forums under the leadership and guidance of Clare County Council in the towns of Shannon , Kilkee, Lisdoonvarna and Miltown Malbay where there is urgent need for such a community level representative body where issues of local importance and appropriate to agreed Terms of Reference of the forum can be dealt with within insofar as possible an informed and supported environment for the benefit of all.”

27. Curtha faoi bhráid na Comhairle ag Cllr. P O’Gorman, Cllr D. McGettigan, Cllr PJ Ryan, Cllr M Begley, Cllr P McMahon:-

“As you know, the University of Galway took Shannon College of Hotel Management into their portfolio back in 2014.

The college has been in existence for over 70 years and is synonymous with Shannon Airport. It is the only university level college in County, Clare. The college has developed a reputation internationally, which is synonymous with Shannon, and indeed the logo of the college has always reflected this association.

Under a recent rebranding at the University of Galway, Shannon College of Hotel Management has now been told that they are to relinquish the logo of many years.

In the next number of weeks, new signage and branding is to appear on the college buildings at the airport. The signage and branding will replace the Shannon logo with the logo of the University of Galway.

As a direct result of this change, much confusion will be caused in the international market for students. Already there is evidence that international students seeking to study at Shannon are under the illusion that the hotel school is now situated in Galway!!

I believe that the Shannon College of hotel management has made strenuous efforts to try to retain its current branding. The calls, however, have met with negative response from the marketing department at University of Galway.

Graduates of the college, include, the current chairman of Failte Ireland, and many prominent national and international hoteliers. The graduates or alumni have failed in their efforts to persuade University of Galway to allow the hotel college logo to remain in place.

I am seeking your assistance in asking the County Council if they would intervene with the governing body of the University of Galway. It is imperative that an accommodation be reached to allow Shannon College of Hotel Management to retain its identity in the international student market.

There is immense disquiet in hospitality circles at this moment. The majority of hospitality professionals feel that we are about to lose a vital piece of our international reputation and identity.”

cottage28. Curtha faoi bhráid na Comhairle ag Cllr. J. Flynn:-

“Preparation of a Clare (or at least for Ennis & Southeast Clare) Air Quality Plan.

I request the elected members of Clare County Council exercise its statutory power as a “reserved function”, under S46 Air Pollution Act (APA) 1987, to request the preparation and making of an Air Quality Management Plan for either County Clare or if not for the whole County for both Ennis & Southeast Clare District to be in place prior to the Winter 2023.

S46(4) of APA 1987 states “An air quality management plan shall contain such objectives as seem to the local authority concerned to be reasonable and necessary for the prevention or limitation of air pollution or the improvement of air quality in the area to which such plan relates”.

Such a Plan to take into account, among other things, recent adopted changes to World Health Organisation (WHO) air quality guidelines and draft changes to EU air quality standards. In light of the serious health implications of poor air quality, winter trolley crisis at UHL and the absence of a level 3 hospital to serve Clare people, such a plan should include for air pollution alerting to the public, better air pollution monitoring using more extensive and varied type of measurement, etc.”

29. Curtha faoi bhráid na Comhairle ag Cllr. J. Cooney:-

“That Clare County Council request an immediate update from Minister Darragh O’Brien on the current status of approval for the wastewater pilot schemes, which had originally received commitments to a December 2022 timeframe.”

30. Curtha faoi bhráid na Comhairle ag Cllr. P. Daly, Cllr G. Keating, Cllr. J Killeen, Cllr. C. Collieran Molloy, Cllr S. Talty, Cllr M. Howard, Cllr T. O’Callaghan, Cllr A. Norton, Cllr. B. Chambers, Cllr P. Murphy, Cllr. PJ Kelly:-

“We are calling on the HSE to review arrangements at Ennis General to upgrade the acute hospital to a Level 3 hospital with appropriate bed capacity and skill mix to alleviate pressure on the Regional centre at UL Hospital, Limerick. This review should look at all possibilities currently available in the greater Ennis area including a green field site that might give further options in future years.”

31. Curtha faoi bhráid na Comhairle ag Cllr. J. Crowe:-

“That a 2nd NCT Centre be provided in the South East area of County Clare so as to help alleviate the backlog which is affecting motorists in the County”

32. Curtha faoi bhráid na Comhairle ag Cllr. J. Killeen:-

“We call on the Minister to liaise with IFA and other farmer representative Organisations to resolve the issue of insurance and liability when members of the public are given consent to enter the landowner’s property.”