

**Minutes of Meeting of the Killaloe Municipal District held on  
Wednesday, 27<sup>th</sup> May, 2015 at 3:00 p.m. in the offices of the Municipal District at  
Mountshannon Road, Scarriff.**

- In attendance:** Cllr. Joe Cooney (Cathaoirleach)  
Cllr. Michael Begley  
Cllr. Pat Hayes  
Cllr. Pat Burke  
Cllr. Tony O'Brien  
Cllr. Alan O'Callaghan
- Officials:** Mr. Michael McNamara, Senior Executive Officer  
Mr. Hugh McGrath, Senior Executive Engineer  
Ms. Pauline Costelloe, Staff Officer
- Apologies:** Mr. Kieran O'Donnell, Administrative Officer
- Cathaoirleach:** Cllr. Joe Cooney chaired the meeting.
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**Vote of Sympathy**

At the outset a vote of sympathy was passed and a minutes silence was held following the death of Martina Downes, employee of Clare County Council.

**Item 1: Minutes of Killaloe Municipal District Meeting held on 25<sup>th</sup> March, 2015.**

Minutes of the Killaloe Municipal District Meeting held on 25<sup>th</sup> March, 2015 were adopted having been proposed by Cllr. Pat Hayes and seconded by Cllr. Alan O'Callaghan.

**Matters Arising:**

- Cllr. Pat Hayes requested that an application for N.R.A. funding to alleviate flooding problem at Munnia, New Quay be followed through this year.
- Hugh McGrath, Senior Executive Engineer to seek up date from Planning Section regarding parking at Mullaghmore.
- Michael McNamara, Senior Executive Officer advised that Irish Water will attend the next Killaloe Municipal District meeting on 15<sup>th</sup> July, 2015 at 2:00 p.m. to discuss proposals to source a new water supply for the Eastern and Midlands region of the country.

**Item 2: Date for next meeting**

Next Municipal District Meeting to take place on Wednesday, 15<sup>th</sup> July, 2015 at the Municipal District Office, Mountshannon Road, Scarriff. The meeting will be preceded by a meeting with Irish Water commencing at 2:00 p.m.

**Item 3: Date for Annual General Meeting**

Killaloe Municipal District Annual General Meeting will take place on Friday, 26<sup>th</sup> June at 2:00 p.m. in Clare County Council Headquarters, Ennis.

**Item No. 4: Notice of Motion submitted by Cllr. Tony O'Brien:**

“That Clare County Council carry out road repairs in O'Brien's Bridge village.”

**Hugh McGrath, Senior Executive Engineer, in a written response stated:**

“It is accepted that the main street in O'Brien's Bridge is in need of restorative improvements. In the short term we will continue to carry out maintenance improvements within the limitations of our resources”

Proposed by: Cllr. Tony O'Brien  
Seconded by: Cllr. Michael Begley

**Item No. 5: Notice of Motion submitted by Cllr. Tony O'Brien:**

“That repair work be carried out on Ballyheigue and Kay river bridges.”

**Hugh McGrath, Senior Executive Engineer, in a written response stated:**

“It is accepted that repairs are needed to these bridges. We will address these improvements within the limitations of our resources at the next available opportunity.”

Proposed by: Cllr. Tony O'Brien  
Seconded by: Cllr. Michael Begley

**Item No. 6: Notice of Motion submitted by Cllr. Tony O'Brien:**

“That signage be erected in Killaloe town warning dog owners of their responsibilities regarding cleaning up after their dogs.”

**Hugh McGrath, Senior Executive Engineer, in a written response stated:**

“Over the past number of years extensive signage has been erected in Killaloe in this regard, and in recent weeks an additional sign has been erected near the courthouse.”

Proposed by: Cllr. Tony O'Brien  
Seconded by: Cllr. Joe Cooney

**Item No. 7: Notice of Motion submitted by Cllr. Pat Burke:**

"Calling on Clare County Council to further improve safety at the junction known as 'the three chimney house' on the R352."

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

"Further improvements at this junction require the co-operation of landowners to dedicate lands for visibility improvements. Provided this can be delivered on, improvements can be carried out."

Proposed by: Cllr. Pat Burke  
Seconded by: Cllr. Joe Cooney

**Item No. 8: Notice of Motion submitted by Cllr. Pat Burke:**

"Calling on Clare County Council to erect a 'No camping or overnight parking' sign at Knockaphort, Mountshannon."

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

"This relates to the L-8070 an access road to Holy Island. It is agreed that the motion has merit and we will arrange for same at the next opportunity subject to the necessary provisions being in place."

Proposed by: Cllr. Pat Burke  
Seconded by: Cllr. Pat Hayes

**Item No. 9: Notice of Motion submitted by Cllr. Pat Burke:**

"Calling on the Environment Section of Clare County Council to deal with the issue of 'clothes banks' which are leading to dumping and general untidiness in villages."

**John O'Malley, A./Senior Executive Engineer, Environment, in a written response, stated:**

"As clothes/textiles are reusable items they are not considered waste and fall outside the controls of the Waste Management (Facility Permit & Registration) Regulations 2008 and the Waste Management (Collection Permit) Regulations 2008, as amended. Only reusable clothes should be deposited into these banks. If bags of clothes are left outside these banks or unusable clothes left around these banks then this is effectively dumping and is dealt with in the same way as items left outside the glass/cans/plastic bring banks.

Clare County Council cannot stop clothes banks from being put on private property as no authorization is required, but if clothes banks are causing issues and likely to generate waste then the land owner or person in custody or control of the banks can be pursued under the Waste Management Act. Clare County Council will deal with any clothes banks that are on private property which are leading to dumping with enforcement action."

Following discussion on the unregulated nature of this service, it was agreed to contact the Environment Department to examine current legislation and the possible introduction of bye-laws.

Proposed by: Cllr. Pat Burke  
Seconded by: Cllr. Joe Cooney

**Item No. 10: Notice of Motion submitted by Cllr. Michael Begley:**

“I am asking the Council to take steps to alleviate repeat flooding at Brendan Burke's house, Summerhill, Clonlara.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“We will investigate this issue and take any remedial measures action appropriate or as required under the Roads Act.”

Proposed by: Cllr. Michael Begley  
Seconded by: Cllr. Alan O’Callaghan

**Item No. 11: Notice of Motion submitted by Cllr. Michael Begley:**

“I am asking the Council to take steps to alleviate repeat flooding at junction of Castle Road/Coolisteige Road.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“Flooding at this location is related to water emanating from the public road and private lands via the public road. Measures to resolve this issue will be dependent on the co-operation of landowners to accommodate and address storm water.”

Proposed by: Cllr. Michael Begley  
Seconded by: Cllr. Joe Cooney

**Item No. 12: Notice of Motion submitted by Cllr. Michael Begley:**

“That Killaloe Municipal District consider a P.P.P. for hedge cutting where appropriate.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“Consideration is currently being given to putting in place a contract to carry out verge and hedge-cutting works on a scheduled basis where these works are accepted as being the responsibility of the local authority and in accordance with the adopted Hedge-cutting Policy. This contract is not likely to be in place prior to 2016.”

Cllr. Michael Begley clarified that his motion was suggesting that where private landowners cut the topside of trees/hedges, the Council could cut the roadside section. Hugh McGrath, Senior Executive Engineer to discuss proposal with Roads Section.

Proposed by: Cllr. Michael Begley  
Seconded by: Cllr. Pat Hayes

**Item No. 13: Notice of Motion submitted by Cllr. Alan O’Callaghan:**

“In the interest of health and safety Clare County Council would address the bad dips on the road outside Fenloe Graveyard. Dangerous road surface.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“The L-3152 and L-7010 roads provide a connection between Newmarket-on-Fergus and Kilkishen via Finlough and Kilcornan. This overall section of road has several locations with dips. These dips are typical of roads impacted by extremes in weather patterns over the past number of years. Where roads such as this are not likely to be addressed in the short term under the Restorative Improvements Programme it is our intention to carry out localised repairs in a programmed manner within the limitations of our resources.”

Proposed by: Cllr. Alan O’Callaghan  
Seconded by: Cllr. Joe Cooney

**Item No. 14: Notice of Motion submitted by Cllr. Alan O’Callaghan:**

“That Clare County Council would address the road at Ballycar North between O’Connells Quarry and O’Mara Cross as it is in a poor state.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“The L-30321 is a local tertiary road connecting the Oatfield-Ballycar road with Castlecrine. The eastern half of this road is contained within the Killaloe Municipal District. It is accepted that the road would benefit from structural improvement. Funding for this category of works on roads such as this has been provided through the Community Involvement Scheme (C.I.S.) over the past number of years. Until funding is provided for restorative improvement maintenance of this road will be carried out in accordance with our programmed maintenance schedule having regard for availability of resources the category of road and the existing work programme.”

Proposed by: Cllr. Alan O’Callaghan  
Seconded by: Cllr. Michael Begley

**Item No. 15: Notice of Motion submitted by Cllr. Alan O’Callaghan:**

“That Clare County Council in the interest of safety would move the following two signs.

- a. Sign at Martin Shannons house on the N67. Sign No. 02561.
- b. Sign at Fawls Cross Nunnia the Burren Sign No. 01992

Both these signs are dangerous to traffic trying to exit the crosses.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“A review will be carried out at these locations and any remedial measures deemed necessary will be carried out.”

Proposed by: Cllr. Alan O’Callaghan  
Seconded by: Cllr. Joe Cooney

**Item No. 16: Notice of Motion submitted by Cllr. Joe Cooney:**

“That Clare County Council review the traffic situation outside Kilkishen National School and provide a pedestrian crossing at same.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“This school is on the L-7008 a local secondary road, which is lightly trafficked beyond the school and playground. The school has successfully operated a school warden scheme (crossing patrol) for a number of years, with a team trained by An Garda Siochana under the direction of the teaching staff. We have not been made aware of any issues with this initiative in Kilkishen to date.”

Proposed by: Cllr. Joe Cooney  
Seconded by: Cllr. Alan O’Callaghan

**Item No. 17: Notice of Motion submitted by Cllr. Joe Cooney:**

“That Clare County Council put a pedestrian crossing from the square to the health centre in the town of Scariff.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“There is no specific funding available for measures such as this. Where merit is determined, and warrant exists, and the geometric layout is compliant and, we will consider the proposal having regard for other such proposals in the event that funding becomes available, and the necessary removal of on-street parking can be enforced without a significant impact.”

Proposed by: Cllr. Joe Cooney  
Seconded by: Cllr. Alan O’Callaghan

**Item No. 18: Notice of Motion submitted by Cllr. Joe Cooney:**

“That Clare County Council put a feedback display sign on the Mountshannon Road as you come into Scariff to slow traffic.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“Installation of these signs at any location is dependent on merit being determined and relocation from another location, unless funding is specifically provided.”

Proposed by: Cllr. Joe Cooney

Seconded by: Cllr. Pat Hayes

**Item No. 19: Notice of Motion submitted by Cllr. Pat Hayes:**

“I propose that traffic calming measures be put in place in Killanena in particular around the church and car-parking area.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“The R461 through Killanena is not suitable for high speed. The road is already narrow and meandering on the approaches to the village. Consideration can be given to reviewing of the posted speed limit at this location at the next speed limit review.”

Proposed by: Cllr. Pat Hayes

Seconded by: Cllr. Joe Cooney

**Item No. 20: Notice of Motion submitted by Cllr. Pat Hayes:**

“I am asking for a report into proposed work on the bridge at Ross, Feakle on the access road to Coolreagh bog as it is in a very poor and unsafe condition at present.”

**Hugh McGrath, Senior Executive Engineer, in a written response, stated:**

“We hope to carry out further remedial works at this location in 2015 subject to funding being available.”

Proposed by: Cllr. Pat Hayes

Seconded by: Cllr. Joe Cooney

**Item No. 21: Notice of Motion submitted by Cllr. Pat Hayes:**

“I am asking for a full report into the Taking in Charge of Housing Estates in the Killaloe Municipal District and their present status and what is the proposed programme for these.”

**Bernadette Haugh, Administrative Officer, Planning & Enterprise Development in a written response, stated:**

“There are currently 27 estates on our Register of Estates in the Killaloe Municipal District, each at various stages of progression.

**Hurdlestown Meadows, Broadford** – Claim made on the bond. Taking in Charge application was received & returned as it was deemed incomplete.

**Power's Court & Ardmore Estates, Tulla** – Claim made on the bonds (I.B.R.C. bonds) in March 2015 to Special Liquidators on behalf of I.B.R.C.

**Cuirt na Bhfiach, Tulla** – Taking in Charge application received from developer and the developer is liaising with Planning & Killaloe M.D. in relation to outstanding issues.

**Churchfields, Clonlara** – Schedule of works agreed & funded by N.A.M.A. in lieu of I.B.R.C. bond. Schedule of Works is nearing completion.

**Ruanard, Clonlara** – Taking in Charge application received from the developer and returned as it was deemed incomplete.

**Monaskeha, Clonlara** – Recently added to our Register of Estates, site inspection to be scheduled in due course

**Inchicronan, Crusheen** – Claim made on the bond, recent engagement from Agent appointed on behalf of bondholders.

**Moyglass, Crusheen** – Claim made on the bonds.

**Mountshannon Cottages, Mountshannon** – Release of Bond application sent to developer in February 2015.

**Cluain na Laoi, Kilkishen** – Enforcement Notice issued 26<sup>th</sup> February 2015, developers are completing works on site.

**Main Street, Kilkishen** – Development unoccupied, no services & the site is secured.

**Teeronea, Kilkishen** – Bond claimed and costings sent to bondholder.

**Naps Close, Kilkishen** – No recent progress.

**Ard na Deirge, Killaloe** – New developer completing development to required standard for Taking in Charge.

**Shantraud Woods, Killaloe** – Schedule of works agreed with the developer.

**Lakeview, Killaloe** – Release of Bond application received from developer.

**Radharc na hEaglaise, Killaloe** – Recently added to our Register of Estates, site inspection to be scheduled in due course

**Ballymulcashel, Kilmurry** – Developer in receivership, no bond in place to complete the development to the required standard for Taking in charge.

**An Garran, Mountshannon** – Taking in Charge application received from the developer. Developer is liaising with Planning & Killaloe M.D. in relation to completion of the outstanding issues.

**Mountshannon (J. Maddens Dev), Mountshannon** – Recently added to our Register of Estates. File to be reviewed

**Radharc an Locha, Mountshannon** – Site inspection to be scheduled in due course

**Lakeside Close, Mountshannon** – Release of Bond application received from the developer, the process is nearing completion.

**Bruach na Sionna, O'Briensbridge** – Release of Bond application received from the developer. Engagement ongoing between Municipal District Office, Developer & Planning.

**Cois na Sionna, O'Briensbridge** – Recently added to our Register of Estates. Site inspection to be carried out in due course.

**Dun Carraig, Tuamgraney** – Recently added to our Register of Estates, site inspection to be carried out in due course.

**Cnoc Alainn, Newmarket on Fergus** – Statutory Process commenced with advertisement published in The Clare Champion on Friday last 15<sup>th</sup> May, 2015.



**Cregg Lake, Whitegate – Bond claimed. Proposal awaited from the developer as to how he intends to address outstanding works.**

The Planning Authority will continue to progress these developments to satisfactory completion in the interest of the residents concerned. These developments are all at various stages of progression and the Planning Authority intend to commence the statutory process/process the release of bond application on a number of these in the near future. If you have specific queries in respect of the status of one or more of these developments, the Estates team will be happy to provide a status update.”

Proposed by: Cllr. Pat Hayes

Seconded by: Cllr. Alan O’Callaghan

**Item No. 22: Any Other Business.**

- Cllr. Pat Hayes enquired about the current status of the East Clare Local Area Plan. The Cathaoirleach Cllr. J. Cooney reminded the members that there was a briefing for the Killaloe Area Members on Friday morning the 29<sup>th</sup> May in the Council Offices on the Clare County Development Plan and the query will be addressed there.
- Cllr. Joe Cooney, making reference to his last meeting as Cathaoirleach, thanked Council officials and fellow Councillors for their assistance and the work done over the past twelve months. The election of a new Cathaoirleach to take place at the AGM on 26<sup>th</sup> June, 2015.

This concluded the business of the meeting.

**Pauline Costelloe,  
Staff Officer.**

**8<sup>th</sup> June, 2015.**