

**Minutes of Meeting of the Killaloe Municipal District held on Wednesday, 29<sup>th</sup> March, 2017 at 3.00 p.m. in the offices of the Municipal District at Mountshannon Road, Scariff**

**In attendance:** Cllr. Joe Cooney  
Cllr. Pat Hayes  
Cllr. Michael Begley  
Cllr. Pat Burke  
Cllr. Tony O'Brien  
Cllr. Alan O'Callaghan

**Officials:** Mr. Tom Tiernan, A/Director of Service  
Mr. Hugh McGrath, Senior Executive Engineer  
Mr. Kieran O'Donnell, Meetings Administrator

At the outset of the meeting, Cllr. T. O'Brien paid tribute to Sean Ward, Senior Engineer with Clare County Council on his recent sudden passing. He recalled the enormous contribution Sean had made in the county since he joined the Council. He offered the sympathy of the members to Sean's family and his work colleagues. Sympathies were also extended to Kieran O'Callaghan, Executive Engineer, Road Design on the passing of his mother.

**Item 1 Minutes of Killaloe Municipal District Meeting held on 1<sup>st</sup> February, 2017.**

The minutes of the Killaloe Municipal District Meeting held on 1<sup>st</sup> February, 2017 were adopted having been proposed by Cllr. J. Cooney and seconded by Cllr. A. O'Callaghan

**Item 2 Fix date for next meeting.**

It was agreed that the next meeting will take place on the 17<sup>th</sup> May, 2017 at 3.00 p.m.

**Item 3 Declaration of Public Roads in relation to Ruanard, Clonlara, Co. Clare.**

Report dated 10<sup>th</sup> February, 2017 from Helen Quinn, Senior Executive Planner, Economic Development was circulated with the agenda. The report states that it is proposed to declare the

roads in Ruanard, Clonlara public roads. The Statutory Notice to this effect was published on 15<sup>th</sup> July, 2016. The relevant maps were available for public inspection until 15<sup>th</sup> August, 2016 and the closing date for submissions was the 29<sup>th</sup> August, 2016. No submissions were received from the public during this period.

It was then proposed by Cllr. M. Begley and seconded by Cllr. T. O'Brien

“That Clare County Council in accordance with Section 11 of the Roads Act, 1993 declare the roads in the housing estate of Ruanard, Clonlara, Co. Clare to be public roads.”

**Item 4            Schedule of Municipal District Works.**

It was agreed that Items 4 and 13 would be taken together.

Tom Tiernan, A/Director of Services outlined a summary of the Schedule of Municipal District Works (SMDW). He referred to the funding being made available for 2017 and drew comparisons with the funding available in 2016 and 2008. He welcomed the increase in funding that was available compared to 2016 but noted that increased levels of funding were required in future years. The details of the following allocations for Killaloe Municipal District were provided in Appendix 2 of the report:-

Surface Dressing Programme	€623,469
Restoration Improvement Grant	€1,644,977
Discretionary Grant	€393,000
Bridge Rehabilitation Works	€401,500
Low Cost Safety	€40,000
Non-National Regional Road Maintenance	€282,855
Non-National Local Road Maintenance	€629,580
National Roads Ordinary maintenance	€22,000
Street Cleaning	€82,000
Beach Maintenance	€32,000
Parks, Pitches and Open Spaces	€53,000

The members expressed their dissatisfaction with the level of funding being made available and felt that the allocation failed to take into account that 31% of the road network of the county was located in Killaloe Municipal District. The members welcomed the funding that was being provided for the CIS Scheme but outlined their concern that no funding was being set aside for the LIS Scheme.

The members agreed not to approve the draft SMDW and it was agreed that a meeting would be sought with the Chief Executive, Pat Dowling to discuss the matter further.

**Item 13 Notice of Motion submitted by Cllr. J. Cooney.**

“That Clare County Council outline the 2017 Roads Programme for the Killaloe Municipal District.”

Proposed by: Cllr. J. Cooney  
Seconded by: Cllr. P.Hayes

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“Dealt with under Agenda Item 4.”

**Item 5 Speed Limit Review.**

The members noted the Final Draft Speed Limit Scheme which had been circulated with the Agenda. The submissions received during the process have now been assessed by the Council in consultation with An Garda Síochána and the conclusions reached form the basis for the Final Draft.

The main issue of concern for the members was the decision to increase the default speed limit of 80 km/hr to 100km/hr along a significant section of the R352 (Ennis to Portumna Road) from Hell River easy of Clooney to Cutteen Cross near Tulla. Two contrasting views were expressed by the members. Some members felt that the increased limit should apply to a longer section of the R352 while others were of the view that the increased limit should not be applied to the R352. Tom Tiernan, A/Director of Services agreed to review the matter and to consult with An Garda Síochána again. It was noted that it was ultimately a matter for the elected membership of Clare County Council to approve this Scheme

The Final Draft Speed Limit Scheme was proposed by Cllr. M. Begley and seconded by Cllr. A. O’Callaghan and agreed subject to the review of the R352 speed limit issue.

**Item 6 Notice of Motion submitted by Cllr. M. Begley.**

“That Clare County Council extinguish the Public “Right-of-Way” on L-10121 – Kylecreen, Boston.”

Proposed by: Cllr. M. Begley  
Seconded by: Cllr. J. Cooney

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“Consideration can be given to this request and to commencing the statutory process required under Section 73 of the Roads Act 1993, which involves public notification and assessment of submissions. However in considering such a request cognisance will need to be given to any potential impact on public amenity as part of this process.”

**Item 7 Notice of Motion submitted by Cllr. M. Begley**

“That the Derryfadda Road L-3062-13 be included in the surface dressing programme 2017.”

Proposed by: Cllr. M. Begley  
Seconded by: Cllr. A. O’Callaghan

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“This road is not included in the proposed 2017 programme. It is accepted that regular maintenance is required on this road.”

**Item 8 Notice of Motion submitted by Cllr. M. Begley.**

“That part of the L-3058 (Clonlara sports centre to Municipal District boundary at Mount Catherine) be included in the 2017 surface dressing programme.”

Proposed by: Cllr. M. Begley  
Seconded by: Cllr. T. O’Brien

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“This road is not included in proposed restorative maintenance programme for 2017. It can be included for consideration in future programmes.”

The members agreed that Items 9 and 19 would be taken together.

**Item 9 Notice of Motion submitted by Cllr. T. O’Brien.**

“That Clare County Council take action to address the serious dog fouling issue in Killaloe.”

Proposed by: Cllr. T. O’Brien

Seconded by: Cllr. P. Burke

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“It is accepted that this is an issue that needs to be addressed. While it is a prevalent issue in Killaloe and Mountshannon, many other towns and villages in the Municipal District are experiencing and enduring this problem also. In many of these areas while Clare County Council is responsible for the public spaces we rely heavily on the good will of the various community groups\Tidy Towns etc. volunteers to maintain some of the public areas and cut grass in conjunction with our own staff. In this regard Dog waste as well as being repugnant can also pose a health issue to those who are tasked with maintaining our public areas. Given that Killaloe and Mountshannon are among the most popular amenity and tourism locations in conjunction with the Environment section we will be seeking the assistance of Midland Animal Care’s Dog Warden, together with the Council’s Community Warden, to effect an enforcement campaign with a view to addressing this matter and identifying offending dog owners.”

**Item 19 Notice of Motion submitted by Cllr. P. Burke.**

"Calling on the Environment Section of Clare County Council to deal with the ongoing problem of dog fouling in the vicinity of Mountshannon Harbour and its surroundings."

Proposed by: Cllr. P. Burke

Seconded by: Cllr.

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“It is accepted that this is an issue that needs to be addressed. While it is a prevalent issue in Killaloe and Mountshannon, many other towns and villages in the Municipal District are experiencing and enduring this problem also. In many of these areas while Clare County Council is responsible for the public spaces we rely heavily on the good will of the various community groups\Tidy Towns etc. volunteers to maintain some of the public areas and cut grass in conjunction with our own staff. In this regard Dog waste as well as being repugnant can also pose a health issue to those who are tasked with maintaining our public areas. Given that Killaloe and Mountshannon are among the most popular amenity and tourism locations in conjunction with the Environment section we will be seeking the assistance of Midland Animal Care’s Dog Warden, together with the Council’s Community Warden, to effect an enforcement campaign with a view to addressing this matter and identifying offending dog owners.”

**Item 10 Notice of Motion submitted by Cllr. T. O'Brien.**

“That Clare County Council do a report on the road and structural safety surrounding the bridges at Kay river Gortmagee, Killaloe and Ballyheigue, Killaloe.”

Proposed by: Cllr. T. O'Brien  
Seconded by: Cllr. J. Cooney

**Hugh McGrath, Senior Executive Engineer replied as follows:**

- a. A contract has been awarded for the replacement of the bridge on the L-7102 at Gortmagee, and these works will commence in the coming months, once seasonal restrictions related to wildlife are lifted.
- b. Repair of the parapets at the Ballyteige Bridge on the L-3076 will also be addressed very shortly.

**Item 11 Notice of Motion submitted by Cllr. T. O'Brien.**

“That Clare County Council obtain a report on the water line from the O'Briensbridge/Bridgetown Cross to Knockadrehid, serving houses on the R463 going towards Killaloe.”

Proposed by: Cllr. T. O'Brien  
Seconded by: Cllr. P. Hayes

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“This issue has been referred to Irish Water and a reply is awaited.”

**Item 12 Notice of Motion submitted by Cllr. J. Cooney.**

“That Clare County Council give an update report on the Dooras road in O'Callaghan's Mills as it was flooded over recently, and was in a dangerous condition.”

Proposed by: Cllr. J. Cooney  
Seconded by: Cllr. P. Hayes

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“We are currently engaged in preparing a potential solution for the issue at Doorus. It is anticipated such remedial works will commence this summer subject to the necessary planning requirements being in place.”

**Item 14 Notice of Motion submitted by Cllr. J. Cooney.**

“That Clare County Council check out approx 100meters section of road on the R352 between Tulla and McGraths Quarries outside (Michael Dinans house) in the interest of road safety.”

Proposed by: Cllr. J. Cooney

Seconded by: Cllr. P. Hayes

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“Concerns regarding the surface regularity at this location on the R352 at Fortane Beg, are noted. An inspection of the road does not present any obvious major visible physical defects apart from some minor surface degradation. Further monitoring of this section of road will be undertaken and, if deemed necessary, some additional surveys will be carried out.”

**Item 15 Notice of Motion submitted by Cllr. A. O’Callaghan.**

“Ask this Council to carry out works on foot path in Hill Crest Grove, Kilkishen as they are in need of repair.”

Proposed by: Cllr. A. O’Callaghan

Seconded by: Cllr. J. Cooney

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“There is merit in this proposal. However, we have no specific funding mechanism for repair/upgrade of housing estates in the charge of Clare County Council. Any such proposals would need to be assessed in conjunction with all other proposals for inclusion in the Roadworks Programme.”

**Item 16 Notice of Motion submitted by Cllr. A. O’Callaghan.**

“Ask this Council to carry out works to improve parking at Maghera Church in the interest of safety.”

Proposed by: Cllr. A. O’Callaghan  
Seconded by: Cllr. P. Hayes

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“Management and provision of parking at Maghera Church is primarily the responsibility of the church management. Any proposed parking or traffic management improvements the Church or Parish Council wish to carry out can be referred to this office where such proposals impact the public road, in advance of any planning application(if required).”

**Item 17 Notice of Motion submitted by Cllr. A. O’Callaghan.**

“Request Clare County Council to take over Teeronea Estate in Kilkishen.”

Proposed by: Cllr. A. O’Callaghan  
Seconded by: Cllr. J. Cooney

**Helen Quinn, Senior Executive Planner, Planning & Enterprise Development replied as follows:**

“A claim was made on the bond in relation to Tir na Fhia, Kilkishen on 24<sup>th</sup> October 2014 on notification that the developers Kilkishen Homes Ltd had gone into Receivership. A schedule of the outstanding works required to be carried out within this development was prepared by Planning and submitted to the bondholders on 10<sup>th</sup> November 2014 in order to substantiate the Planning Authority’s claim on the bond. Agents who were appointed on behalf of the bondholders were liaising with the Planning Authority during 2015/2016. Mid February 2017 new agents were appointed to liaise with Planning and the required documentation has recently been forwarded to them. We await hearing from them regarding their proposals for progressing the outstanding works in this development.

Clare County Council has accepted responsibility for the supply and maintenance of the public lighting in this development.”

**Item 18 Notice of Motion submitted by Cllr. P. Burke.**



"Calling on Clare County Council to consider exploring the possibility of installing a one way traffic system from the R352 to the Harbour at Mountshannon."

Proposed by: Cllr. P. Burke  
Seconded by: Cllr. T. O'Brien

**Hugh McGrath, Senior Executive Engineer replied as follows:**

"While consideration can be given to such a proposal, we would need to establish the basis for such a proposal."

**Item 20 Notice of Motion submitted by Cllr. P. Burke.**

"Calling on Clare County Council to increase the speed limit from 80 km/hr to 100 km/hr on a section of the R352 adjacent to Tulla."

Proposed by: Cllr. P. Burke  
Seconded by: Cllr.

**Hugh McGrath, Senior Executive Engineer replied as follows:**

"This proposal was considered under the current review."

**Item 21 Notice of Motion submitted by Cllr. P. Hayes.**

"I propose that improvement works be carried out on the road between Affick, Tulla to Ardboula, Tulla as it is in a very poor state at present."

Proposed by: Cllr. P. Hayes  
Seconded by: Cllr. J. Cooney

**Hugh McGrath, Senior Executive Engineer replied as follows:**

"The L-81022 is a local tertiary road connecting the R462 north of Cloondorney Lough to the L-81021(Local tertiary) and the L-8102 (Local secondary)at Affick. It is accepted that sections of this road are in need of rehabilitation. Funding for such works has been provided in recent

years under the Community Involvement Scheme and an application can be considered for this road if this scheme is available in 2017.”

**Item 22 Notice of Motion submitted by Cllr. P. Hayes.**

“I propose that traffic calming measures be put in place on the Tulla Road in Crusheen village in particular the area around the National School and GAA grounds.”

Proposed by: Cllr. P. Hayes  
Seconded by: Cllr. A. O’Callaghan

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“While such a proposal can be considered, justification for the scheme would need to be determined. Currently there is no specific funding mechanism such schemes.”

**Item 23 Notice of Motion submitted by Cllr. P. Hayes.**

“I propose that upgrading works be put in place on the road between Coolagroe, Feakle to Gurrane, Feakle as sections of this road are in a very poor condition at present and needs immediate attention.”

Proposed by: Cllr. P. Hayes  
Seconded by: Cllr. J. Cooney

**Hugh McGrath, Senior Executive Engineer replied as follows:**

“The L-80381 is a local tertiary road connecting the R461 at Garraun to New Bridge at Coolagory. It is accepted that sections of this road are in need of rehabilitation. Funding for such works has been provided in recent years under the Community Involvement Scheme and an application can be considered for this road if this scheme is available in 2017.”

**Item 24 Any Other Business.**

No matters were raised.

The meeting then concluded.

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**Kieran O'Donnell**  
**Meetings Administrator**

**30<sup>th</sup> March, 2017.**