Minutes of September Meeting of West Clare Municipal District, held on 4th September, 2017 at 4. p.m.in Conference Room, Aras Contae an Chlair, Co. Clare

Cathaoirleach sa Cathair:

Cllr. M. Hillery,

I Láthair:

Cllr. P.J.Kelly, Cllr. R. Nagle, Cllr. I. Lynch, Cllr. G. Keating, Cllr. C. Curtin, Cllr. B. Chambers, B. Slattery,

Officials present:

Mr. Leonard Cleary, Area Co-Ordinator & A/Director of Service Mr. J. O'Malley, A/Senior Executive Engineer ,West Clare Municipal District Mr. M. Lahiffe, A/Senior Executive Engineer ,West Clare Municipal District

Mr. J. Corry, Administrative Officer & Meetings Administrator.

Cllr. Hillery convened the meeting.

1. Minutes of Meeting of West Clare Municipal District held on 2nd May 2017

The Minutes were proposed by Cllr .Slattery & seconded by Cllr. Curtin & agreed.

2. Minutes of AGM held on 26th June 2017

The Minutes were proposed by Cllr. Keating & seconded by Cllr. Nagle & agreed.

3. Request for Deputation from Doolin Tourism Co-Op

It was agreed that the Consultants preparing the Strategic Doolin Masterplan would have to meet with the West Clare MD members to update them on the proposed Masterplan & the submissions received before the members could consider same further. It was agreed that it would be premature in facilitating such a meeting with Doolin Tourism at this point.

4. Section 183 Disposal of Property – Anthony & Kate Farrelly, St. Bridgets, Moyasta, Kilrush, Co. Clare.

The Disposal was proposed by Cllr. Chambers & seconded by Cllr. Keating & agreed.

5. Section 183 Disposal of Property -John & Bernadette Hall, 21 Crawford St, Kilrush, Co. Clare.

The Disposal was proposed by Cllr. Chambers & seconded by Cllr. Curtin & agreed.

6. Proposal to declare road at Cullenagh, Labasheeda to be a public road.

Cllr. Keating referred to the engineers report which recommended not taking the road in charge as it did not meet the minimum requirements of Clare Co Council's Taking in Charge Policy for private roads. He added however that this road might be considered for funding under the Local Improvement scheme (LIS) & that there had been a recent call for the submission of eligible projects under this scheme & that this road would fit the criteria .

Cllr. Kelly proposed that the Council would carry out the necessary works subject to the necessary monies being paid by the community & that the works would be carried out within 6 weeks.

It was agreed that the A/SEE would look at the road to see what necessary works would cost.

7. Proposal to declare road leading to the pier at Kilbaha to be a public road.

It was proposed by Cllr. Keating & seconded by Cllr. Chambers & agreed that the process for taking in charge this road would be commenced.

8. Proposed disposal (by lease) of property at Dough, Kilkee to Kilkee Sub Aqua Club Ltd

It was proposed by Cllr. Keating & seconded by Cllr. Curtin & agreed. Cllr. Lynch requested that the SEO Corporate Services would make contact with him on the matter to clarify an aspect of the proposal.

9. S38 of the Road Traffic Act 1994 Traffic Calming at Inagh, Co. Clare

It was proposed by Cllr. Nagle & seconded by Cllr. Curtin & agreed.

10. S38 of the Road Traffic Act 1994 Traffic Calming at Connolly, Co. Clare

It was proposed by Cllr. Curtin & seconded by Cllr. Chambers & agreed that these traffic calming measures would be introduced when funding was provided.

11. Taking in Charge – Declaration of Roads in the following estates to be Public Roads in accordance with S11 of the Roads Act 1993 (reports herewith):

The Glebe, Corofin

Cois Clocha, Lisdoonvarna Woodview Park, Ennistymon Beal an Inbhir (Ph 1), Kilrush Westpark, Spanish Point

It was proposed by Cllr. Nagle & seconded by Cllr. Slattery & agreed that roads in The Glebe, Corofin would be taken in charge

It was proposed by Cllr. Hillery & seconded by Cllr. Nagle & agreed that roads in Cois Clocha, Lisdoonvarna would be taken in charge

It was proposed by Cllr. Slattery & seconded by Cllr. Nagle & agreed that roads in Woodview Park, Ennistymon would be taken in charge

It was proposed by Cllr. Curtin & seconded by Cllr. Keating & agreed that roads in Beal an Inbhir (Ph1), Kilrush would be taken in charge

It was proposed by Cllr. Hillery & seconded by Cllr. Curtin & agreed that roads in Westpark, Spanish Point would be taken in charge

12. Community Facilities Scheme – approvals

It was proposed by Cllr. Chambers & seconded by Cllr. Curtin & agreed

Cllr. Curtin indicated that there were a no of excellent projects. L Cleary indicated that it was a new grant scheme. He added that he hoped that the projects which didn't fit the criteria in 2017 would hopefully fit the criteria if the grant was available in 2018 following mentoring by the Rural Development Directorate.

13. Parking in Kilrush

J Corry indicated that a lot of the Pay & Display machines in Kilrush were falling into disrepair but that it would not make economic sense to repair same as very little revenue was being generated from two hour free parking in Kilrush. He suggested reintroducing the scratch tickets which could be sold at a no of retail outlets in the town ,with their permission. It was proposed by Cllr. Lynch & seconded by Cllr. Chambers & agreed that we would re- introduce parking scratch tickets & to get the approval of the Kilrush Chamber of Commerce. Cllr. Lynch also commended the fairness of the Community Warden in carrying out the enforcement element of his role.

14. Notice of Motion submitted by Cllr. Chambers

"That Clare County Council introduces a specific paint scheme similar to the Ennis Paint Scheme for Kilrush town to encourage owners/occupiers of property to improve the exterior of their premises and to contribute further to the rejuvention of Kilrush as the capital of West Clare."

This Motion was seconded by Cllr. Keating

Reply

The Ennis Paint Scheme proved very beneficial in 2016 and 2017 and resulted in the improved appearance of a number of premises in the town centre of Ennis. The Council is currently reviewing the many grant schemes available from the Council and will consider how best the proposal as per this motion can be implemented.

The grant schemes currently available include the amenity works grant, village paint scheme, clean up of illegal dumps grant, Clare in Bloom, Public Area Enhancement Scheme etc. All of these schemes contribute greatly to the presentation of our towns and villages and the local groups are to be commended for the work that they do. The main purpose of these schemes is to enhance local areas.

Response Ends

Monica Meehan, SEO, Rural Development

15. Notice of Motion submitted by Cllr. Chambers

"That Clare County Council seek funding to upgrade a section of the R483 at Tullabrack, Cooraclare ,approximately 1km, as it is in a bad state of repair."

This Motion was seconded by Cllr. Curtin

Reply

The road in question is not in the current Roads Programme. West Clare Municipal District will continue to maintain the road within the resources available and will consider this section of road for inclusion in future Roadworks Programmes.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

Cllr. Chambers indicated that he hoped that the road would be included in the 2018 Roadworks Programme.

16. Notice of Motion submitted by Cllr. Chambers

"That Clare County Council carry out immediate repairs to the Kinturk to Tiermana road in the vicinity of Doolough lake (L6204) as it is in a bad state of repair".

This Motion was seconded by Cllr. Curtin

Reply

Some Maintenance works were carried out on this road over recent days. Further remedial works are planned at specific points along the L6204 over the coming weeks.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

17. Notice of Motion submitted by Cllr. Nagle

"I am requesting that Clare County Council in consultation with TII would extend the 50km speed limit from its current location to the junction with the L5036 on the Bellharbour road".

This Motion was seconded by Cllr. Slattery

Reply

Clare Co Council has included this proposal as part of the draft speed limit review, which requires the consent of the TII, and is presently being considered by them. It is hoped that the draft speed limit review, including recommendations from the TII, will be going before Clare Co Council for consideration at the October meeting.

Response Ends

John Corry, Meetings Administrator & AO Transportation

18. Notice of Motion submitted by Cllr. Nagle

"I am again requesting that Clare County Council would tarmac the surface of the R478 from the filling station in Liscannor to the Rock shop at Dereen, Liscannor.".

This Motion was seconded by Cllr. Slattery

Reply

A section of the R478 between the filling station in Liscannor and the Rock Shop is currently listed as a work item in the 2018 Road Works programme. This is subject to appropriate funds being allocated.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

Cllr. Nagle indicated that he hoped that the road would be included in the 2018 Roadworks Programme.

19. Notice of Motion submitted by Cllr. Nagle

"I am requesting that TII would extend the 50km speed limit at both the Ennistymon & Lisdoonvarna approaches to the village of Kilshanny"

This Motion was seconded by Cllr. Slattery

Reply

As part of the draft speed limit review for Co Clare it is proposed to reduce the speed through the village of Kilshanny from 100km/h to 80km/h. Clare Co Council has included this proposal as part of the draft speed limit review which requires the consent of the TII and is presently being considered by them. It is hoped that the draft speed limit review,

including recommendations from the TII, will be going before Clare Co Council for consideration at the October meeting.

Response Ends

John Corry, Meetings Administrator & AO Transportation

Cllr. Nagle indicated that speed had increased on this stretch of road as a result of road improvements & that it was very important that measures be taken to reduce the speed.

20. Notice of Motion submitted by Cllr. Slattery

"I am requesting Clare Co Co to complete the building of the stone wall and Tarmac the new footpath from Slatterys cross to the entrance of the pitch and putt course on the Lahinch to Liscannor road."

This Motion was seconded by Cllr. Nagle

Reply

Clare County Council has submitted an application for leave to apply for substitute consent to An Board Pleanala for the works at Ballyellery. This has been done under section 177C(2)(b) of the Planning and Development Acts, 2000 to 2004. It includes the public footpath and boundary wall. An Bord Pleanala is considering the application at present. No further works will take place on the site until this process is completed.

Response Ends

Eugene O' Shea, A/Senior Engineer, Transportation

Cllr. Slattery queried as to what the possible timeframe was for a decision to be made by An Bord Pleanala. He indicated the importance of the works being carried out as soon as possible.

21. Notice of Motion submitted by Cllr. Slattery

"I am requesting Clare Co Co to liaise with Airtricity Ireland to upgrade the public lighting from the Liscannor road junction to Donal Curtin's house on the Ennistymon road."

This Motion was seconded by Cllr. Nagle

Reply

Transportation Infrastructure Ireland is the funding authority for the National Roads. Clare County Council hope to upgrade these lights along with other lighting adjacent to the National Road in the vicinity of Lahinch in 2018. We will be bringing a proposal to the TII in the near future.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

Cllr. Slattery emphasized the importance of having this lighting upgraded.

22. Notice of Motion submitted by Cllr. Slattery

"I am again requesting Clare Co Co to relocate the pumping station for the sewerage treatment plant from the side of the road at Quilty Village as it is constantly getting damaged by rocks from the high tides or alternatively build a wall and protect it with rock revetments at the sea side of the road."

This Motion was seconded by Cllr. Hillery

Reply

The optimum location of a pump station is carefully considered at the design stage of any scheme and takes account of ground level, invert level, area being served and distance to the Treatment Plant. This would have been the case in the design and planning of the Quilty scheme and therefore the location of the Pump station in question is strategic and cannot be moved at this stage. It is well managed and maintained as required and will continue to be so.

Given its proximity to the shore, it can be vulnerable to the elements and we can certainly look at any protective measures that may be necessary. To this end, I will discuss with my colleagues in Roads as to what measures may be possible as part of future coastal protection works in the area.

Response Ends

Sean Lenihan, Senior Engineer, Water Services

Cllr. Slattery suggested that the Council might consider putting in place rock revetments to protect the pumping station & to also protect the N67

23. Notice of Motion submitted by Cllr. Lynch

"That surfacing works take place from Limekiln road junction through Griffin road, High street to the junction with Moore street, works to include pedestrian crossing as identified in the town development plan"

This Motion was seconded by Cllr. Chambers

Reply

The road in question is not in the current Roads Programme. West Clare Municipal District will continue to maintain the road within the resources available and will consider this section of road for inclusion in future Roadworks Programme.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

24. Notice of Motion submitted by Cllr. Lynch

"That Clare County Council Environment section will deploy additional bins, similar to those used during the Fleadh, throughout Kilkee for the busy summer period."

This Motion was seconded by Cllr. Curtin

Reply

Clare County Council installed additional bins in Kilkee beach during the 2017 summer period. The Municipal District and Environment Section are working together on various initiatives relating to the management of waste in Kilkee, including options relating to the provision of bins and increased education and awareness campaigns in the area. New high specification signage is also being installed on approach roads to highlight and promote Lisdeen Civic Amenity Centre.

Response Ends

John Leahy, A/Director of Service, Physical Development Directorate

Cllr. Lynch suggested that bins used for the Fleadh in Ennis were very effective. J. O' Malley indicated that these bins were rented specifically for the event. He added that he had discussed the matter with Environment & that they were planning to have measures in place for the 2018 tourist season. Cllr. Slattery said he would like to see bins reintroduced up the street in Lahinch. There was a general concensus that the illegal dumping taking place along public roads was disgraceful.

25. Notice of Motion submitted by Cllr. Lynch

"That Clare County Council carry out improvement works to Cappa beach including reconstruction of existing beach footpath and the construction of a break water/ bathing area adjacent to the existing wall."

This Motion was seconded by Cllr. Chambers

Reply

Clare County Council recognises the need for improvement works on the public footpath at Cappa beach and has included such proposals in the 2017/2018 West Clare Municipal District programme of works. A prerequisite to planning and implementation is the necessity to secure resources and Clare County Council is actively seeking funding under the Department of Agriculture, Food and Marine's Fishery Harbour and Coastal Infrastructure Development Programme to facilitate future works. It may be possible to consider the suggestion by Councillor Lynch in relation to the construction of a break water at Cappa in the context of the overall funding application. Municipal District engineers will contact Cllr Lynch directly to discuss the proposal.

Response Ends

John Leahy, A/Director of Service, Physical Development Directorate

Cllr. Lynch suggested that even if the footpaths could be done that this would encourage greater use.

26. Notice of Motion submitted by Cllr. Hillery & Cllr Curtin

"That Clare County Council would take in charge the Sli Leathan Leisure Walk, Spanish Point, which connects the L6226 Road to R482 Road."

Reply

This leisure walk does not meet the criteria for a Taking in Charge application. This lane is not in reasonable condition and is not fit for purpose as a Public Road. Clare County Council does not have the resources available to bring this lane up to the required standard.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

Cllr. Hillery indicated that he would like to publicly acknowledge the work being done by Spanish Point Development Group. Cllr. Curtin agreed & he asked that Clare Co Council would take another look at this. L. Cleary suggested that maybe the works could be done under a Rural Recreation scheme.

27. Notice of Motion submitted by Cllr. Hillery

"When will a section of the Inagh/ Connolly L1092-0 Road be tarred including the replacement of the culvert which is causing flooding on this road?"

This Motion was seconded by Cllr. Curtin

Reply

Improvement works on the L-1092-0 are scheduled to take place in October. We are examining various options for replacement of the culvert. We hope to receive funding from the OPW with a view to replacement of same over the coming months.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

28. Notice of Motion submitted by Cllr. Hillery

"What plans has Clare County Council to upgrade footpaths in the Miltown Malbay / Spanish Point area?"

This Motion was seconded by Cllr. Curtin

Reply

Clare County Council has allocated funds in the 2017 Road Works programme to finish out the footpath remediation on the Ennis Road, Miltown Malbay. A further allocation has been received to remediate a section of the footpath on Main St, Miltown Malbay. This work will be carried out also in 2017. We are also carrying out a survey of the N67 Spanish Point road for defects and will lodge proposals to the TII for remediation. We hope to receive funding for these sections in 2018.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

Cllr. Hillery suggested that there were some sections of footpath that were in poor condition & he hoped that they could continue to be upgraded going forward.

Cllr. Curtin queried if an inventory had been carried out on footpaths that required to be upgraded to be funded by funds being made available. L. Cleary confirmed that this was presently being analysed & that it was proposed that funding would be prioritized for areas most in need based on statistics on slips, trips & falls.

29. Notice of Motion submitted by Cllr. Kelly

"That the T junction on the L4190 (north from N68) be made safe for roadusers"

This Motion was seconded by Cllr. Keating

Reply

West Clare Municipal District will install additional warning signage and road linings at this location.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

30. Notice of Motion submitted by Cllr. Kelly

"That roads traditionally maintained by Clare Co Council & which have no assigned road numbers be given road numbers & signage"

This Motion was seconded by Cllr. Curtin

Reply

Road numbers and signage can only be applied to public roads which form part of the Roads Schedule. Any roads not forming part of the schedule cannot be maintained or signed by Clare County Council.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

Cllr. Kelly suggested that there was a duty on Clare Co Council to put in place signage on all public roads such that they would be treated equally. M. Lahiffe indicated that the TII

would have signposted all roads off the national road network. He further added that Clare Co Council would not have the resources to carry out signposting on all local roads. J. Corry indicated that just because a public road did not have a sign did not mean that it was not being maintained by Clare Co Council or that it would be ineligible for funding under the CIS grant scheme.

31. Notice of Motion submitted by Cllr. Kelly

"That a report be made available on the delay in solving the flooding problem on the L2158 at Breaffa, Lissycasey"

This Motion was seconded by Cllr. Hillery

Reply

West Clare Municipal District identified the issue in question and has carried out remediation works at the location in Breaffa, Lissycasey in order to deal with the flooding issue.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

32. Notice of Motion submitted by Cllr. Keating

"That Clare County Council carry out resurfacing works on the L1074 from the Five Crosses to Shannon's a distance of 0.8 km as this road has not been resurfaced for a number of years."

This Motion was seconded by Cllr. Curtin

Reply

Sections of the L-1074 have been included in the Roadworks programme in both 2016 & 2017. The section from the Five Crosses to Shannon's is included in the 2018 Roadworks Programme subject to appropriate funding being received.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

33. Notice of Motion submitted by Cllr. Keating

"That Clare County Council undertake resurfacing works on the L2072 from Cranny to Ballynacally"

This Motion was seconded by Cllr. Chambers

Reply

The road in question is not in the current Roads Programme. West Clare Municipal District will continue to maintain the road within the resources available and will consider this section of road for inclusion in future Roadworks Programme.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

34. Notice of Motion submitted by Cllr. Keating

"That Clare County Council carry out an inventory of all roads in the West Clare Municipal District (1100km of same), National, Regional and Local to assess the cost of bringing the roads up to an acceptable standard; and also provide an inventory of all necessary bridge repairs and the estimated costs associated with such works and report back to a special area meeting in advance of the Local Authority Budget in October as road uses are becoming frustrated at the deterioration of some our roads due to lack of funding."

This Motion was seconded by Cllr. Curtin

Reply

Clare County Council surveys on a biennial basis the basic condition of all the Scheduled roads in the West Clare Municipal District. Based on these condition surveys, a small percentage of roads are identified for further inspection to ascertain the scope of works needed. Each road requires an individual assessment in terms of drainage, road side hedging, culvert inspection and physical structure before a remediation method is selected and costed. Whilst a cost estimate for road improvements in their totality would be welcome, a project of this magnitude would be time intensive. The Municipal District does not currently have the resources or funds available at present to carry this out.

A Regional Roads Bridges inventory and inspection programme was carried out by the Road Design Office in 2013/2014 funded by the DTTAS. The DTTAS is to fund a similar inspection and repair programme for Local roads bridges. On Regional roads the estimate for bridge repair in West Clare is €900,000 based on the bridges remaining on the work programme. For Local roads the estimate is €12.5 million Note the Road Design Office included Local road bridges on Grade 3 rivers on the 2013/2014 inspection programme and funding has been received where urgent repair was necessary.

Response Ends

John O' Malley, A/SEE, & Morgan Lahiffe A/SEE ,West Clare Municipal District & Ann Cronin, SEE, Road Design.

Cllr. Keating indicated that road works were urgently required at Lacken & Shyan on the R484. He also indicated that regarding signage being put up by the Council indicating road flooded that he would prefer to see measures taken to remove the flooding rather than putting up signage to indicate flooding.

35. Notice of Motion submitted by Cllr. Curtin

"That the Senior Engineer update the Council on the completion of road reinstatement works on the R474 at the approach to & exit from Connolly village & from Gallaghers Cross and Kilcolumb Cross and adjoining local road network including the Inagh- Connolly L-1092-0 which was widely used during the recent laying of the Slieve Callan to Ennis 110kv underground cable"

This Motion was seconded by Cllr. Hillery

Reply

Clare County Council is currently finalising a programme of roadworks in relation to the Slieve Callan project. Based on condition surveys, we will prioritise works across all the affected roads over the coming months.

Sections of the L-8354 from Gallaghers Cross to Kilcolomb cross have been identified for remediation along with R474 entrance to Connolly. The laying of a new watermain between Kearneys Pub and Connolly will restrict any road resurfacing works in that area until 2018.

Response Ends

Morgan Lahiffe, A/SEE, West Clare Municipal District

Cllr. Curtin indicated that he would be grateful to be provided with an update on expenditure which had been incurred from monies allocated for reinstatement works following the Slieve Callan cable laying works.

36. Notice of Motion submitted by Cllr. Curtin

"That the remaining section of L6200-26 serving Carrowmore Point at Clooneygarnane, Mullagh be included in the roadworks reconstruction programme & in interim remedial repairs be carried out"

This Motion was seconded by Cllr. Hillery

Reply

The remaining section of L6200-6 will be considered for inclusion in future road works programme (depending on other priorities) and will be continue to be maintained within the resources available.

Response Ends

John O' Malley, A/SEE, West Clare Municipal District

37. A.O.B

Cllr. Slattery suggested that any organized cycles, charity or otherwise, either starting or finishing in the vicinity of Ennistymon that they would be limited to 1,000 participants & that the organizers be required to provide off street parking for all of the participants & that they organize to provide full details of parking arrangements together with a

Management Plan for the event in advance to Clare Co Council as part of the application process.

Cllr. Slattery indicated that there was an issue with the quality of the water in North Clare as there was an odour & a taste from it & he was looking for an update on what was wrong with the water.

Cllr. Curtin sought clarity as to whether the West Clare MD had now a full staffing complement. L. Cleary clarified that all administrative & technical posts were in the process of being filled. He added that regarding outdoor staff that they were trying to maximize the no of GO's within Budget to ensure that works could be maximized. He added that over a period of Budgets that they were hoping to reach their authorised GO complement.

Cllr. Lynch queried as to the status of the Taking in Charge of Factory Lane & Turrett Lane. J Corry indicated that he required a resolution for the process of taking in charge in accordance with the Councils Taking in Charge Policy to be initiated. Cllr. Keating seconded Cllr. Lynchs proposal. Cllr Lynch also sought an update on the Pedestrian crossing at Fahys road & also on when works would commence on the overlaying of the road surface at the Square in Kilrush.

Cllr. Keating sought an update on the works at the Town Hall. L. Cleary indicated that a contract had been signed & that works had commenced on site with the refurbishment of the building & the provision of a High Speed Broadband Hub to be available for businesses. He anticipated that works would be completed within two months. Cllr. Lynch queried if the defribrillator which was fenced in could be accessed & also if part of the area used by the Farmers Market presently fenced off could be made available for adjudicating taking place in Kilrush for Eden Awards on 12th Sept & for Enterprise Towns on 14th Sept. It was agreed that the site was presently in control of contractors & that they would be contacted in this regard.

This then concluded the business of the meeting.

Signed:

Cllr. M Hillery

Cathaoirleach

Signed:

J. Corry

Meetings Administrator

Dated this the 5th day of December 2017.