

**MINUTES OF PROCEEDINGS AT MEETING OF THE MUNICIPAL DISTRICT OF CAPPAMORE-KILMALLOCK HELD IN ÁRAS MAINCHÍN SEOIGHE, MILLMOUNT, KILMALLOCK, CO. LIMERICK, ON THURSDAY, 20<sup>TH</sup> APRIL, 2017, AT 3.30 P.M.**

**PRESENT IN THE CHAIR:**

Councillor E. Ryan, An Cathaoirleach.

**MEMBERS PRESENT:**

Councillors Donegan, Gleeson, Mitchell, O'Donnell, Sheehy, Teefy.

**OFFICIALS IN ATTENDANCE:**

A/Director, Support Services - Finance, Corporate, HR and ICT, (Mr. S. Coughlan), Director, Physical Development (Mr. K. Lehane), Director, Customer Services, Culture and Arts (Ms. J. Cotter Coughlan), Senior Staff Officer (Mr. W. Ryan), Executive Engineer, (Mr. J. Moloney), Senior Executive Engineer, Physical Development (Ms. A. Goggin), A/Senior Executive Planner, Economic Development (Ms. K. Burke), A/Senior Planner, Economic Development (Ms. M. Woods), Head of Digital Strategy (Dr. Mihai Bilauca), Administrative Officer, Corporate Services (Ms. T. Knox), Staff Officer, Corporate Services (Ms. C. Sheehy).

**1. Adoption of Minutes**

Circulated, copy of draft Minutes of Meeting of the Municipal District of Cappamore-Kilmallock held on 23<sup>rd</sup> March, 2017.

Proposed by Councillor Mitchell;

Seconded by Councillor Teefy;

And Resolved:

“That, the draft Minutes, as circulated, be taken as read and adopted and signed.”

Councillor Sheehy thanked the Members for dealing with her Motion, at the previous Meeting, in relation to dog fouling and stressed the importance of enforcement and awareness in dealing with the problem.

**2. Economic Development Directorate**

**(a) Deferral of Notices to make a New Local Area Plan for Bruff and Extend the Existing Plan**

Circulated, report of the Director, Economic Development Directorate, dated 7<sup>th</sup> April, 2017, enclosing a copy of the Chief Executive's Report dated 7<sup>th</sup> April, 2017, on the proposal to extend the life of the Bruff Local Area Plan 2012-2018 for a further five years.

In response to queries raised by Members, the Senior Planner outlined that very little development had occurred in Bruff since the adoption of the Plan in 2012. She acknowledged that there were currently two planning applications in the system for residential development. Under the Core Strategy set out in the County Development Plan 2010 -2016 (as extended), the population figures targets for the Local Area Plan for Bruff had not been met and were the plan to be reviewed, they would not change. She stated that the County and City Development Plans would be reviewed in the next two years in line the National Planning Framework - Ireland 2040, which was currently being prepared and that they would be re- examined in line with National and Regional Guidelines.

The Senior Planner noted concerns raised regarding the location of the playground during the review of the plan and the need for appropriate connectivity to the Main Street.

The Senior Planner stated that in the research carried out to extend the Plan, a survey had been carried out by Forward Planning and that a memo had been submitted to Planning and Environmental Services, who had responsibility for Derelict Sites, to investigate a number of potential sites under the Derelict Site Legalisation

Proposed by Councillor O'Donnell;  
 Seconded by Councillor Mitchell;  
 And Resolved:

“That, in accordance with the provisions of Section 19 of the Planning and Development Act, 2000 (as amended), the approval of the Municipal District be and is hereby given to extend the life of the Bruff Local Area Plan 2012-2018 for a further period of 5 years.”

**(b) Deferral of Notices to make a New Local Area Plan for Hospital and Extend the Existing Plan**

Circulated, report of the Director, Economic Development Directorate, dated 7<sup>th</sup> April, 2017, enclosing a copy of the Chief Executive's Report dated 7<sup>th</sup> April, 2017, on the proposal to extend the life of the Hospital Local Area Plan 2012-2018 for a further five years.

The Senior Planner acknowledged the issue regarding the lack of infrastructure in Hospital in terms of wastewater disposal and stated that the plant was not currently on Irish Water's Investment Programme.

Councillor Mitchell proposed the following amendment:

“The Forward Planning Section shall prepare an amendment to the Hospital Plan 2012 - 2018 (As Extended) to change the zoning matrix to include for a hotel and petrol station on residential serviced sites zoned lands.”

This was seconded by Councillor Teefy and agreed.

Proposed by Councillor Mitchell;  
 Seconded by Councillor Teefy;  
 And Resolved:

“That, in accordance with the provisions of Section 19 of the Planning and Development Act, 2000 (as amended), the approval of the Municipal District be and is hereby given to extend the life of the Hospital Local Area Plan 2012-2018 for a further period of 5 years, subject to the amendment outlined above, proposed by Councillor Mitchell, seconded by Councillor Teefy, and agreed.”

### **3. Service Operations Directorate**

#### **Taking-in-Charge of Estates – Declaration of Roads to be Public Roads**

Circulated, report of the A/Senior Planner dated 6<sup>th</sup> April, 2017, setting out details in relation to the proposed taking-in-charge of Inse Bui, Cappamore, Co. Limerick.

Proposed by Councillor Gleeson;  
Seconded by Councillor Teefy;  
And Resolved:

“That, the following estate – Inse Bui, Cappamore, Co. Limerick – be taken in charge, in accordance with Section 180 of the Planning and Development Acts, 2000-2015, and Section 11 of the Roads Act, 1993.”

### **4. Physical Development Directorate**

#### **(a) Draft Limerick City and County Council (Control of Horses) Bye-Laws 2017 to regulate Sulky Racing on Public Roads in Limerick**

Circulated, report of the Director, Physical Development Directorate, dated 31<sup>st</sup> March, 2017, in relation to Draft Limerick City and County Council (Control of Horses) Bye-Laws 2017 to regulate Sulky Racing on Public Roads in Limerick, including copy of Draft Bye-Laws.

The Director, Physical Development, addressed the Meeting and stated that the intention of the 2017 Draft Bye-Laws was to give the Gardaí greater powers in dealing with sulky racing on the road network. He further stated that the power to make these Bye-Laws was a Reserved Function of the Full Council. He explained that prior to submission to the Full Council for adoption, the Draft Bye-Laws would be published and a public consultation period would be undertaken. It was noted that the publication of the Draft Bye-Laws required the approval of the Members of the Municipal and Metropolitan Districts.

Varying views were expressed by the Members in relation to the Draft Bye-Laws. Some Members felt rural life was being attacked and that the proposed amendment to the Bye-Laws could impinge on traditional rural pursuits such as sulky racing.

A lengthy discussion ensued and the following points were raised by the Members:

- The need to control/manage racing on public roads.
- Public safety for other road users in addition to those participating in the racing.
- Insurance implications in the event of an accident.

In response to issues raised, the Director clarified the following:

- Draft Bye-Laws related to competitive racing on public roads.
- Public roads included all roads maintained by the Council.
- Current provisions in the Roads Act and the Control of Horses Act were not sufficient to enable An Garda Síochaná to deal with the issue of racing.

Proposed by Councillor Donegan;

Seconded by Councillor Gleeson;

And Resolved:

“That, the approval of the Municipal District be and is hereby given to the publication of the Draft Limerick City and County Council (Control of Horses) Bye-Laws, 2017, to replace the Limerick City and County Council (Control of Horses) Bye-Laws, 2015, in order to regulate sulky racing on public roads, in accordance with Section 199 and Schedule 14A Part 1 of the Local Government Act, 2001 (as amended).”

## **(b) Invasive Plants Smartphone Application**

The Cathaoirleach welcomed Ms. Anne Goggin, Senior Executive Engineer, to the Meeting.

The Senior Executive Engineer introduced the item by outlining the background to the development of the application by the Council. In delivering a PowerPoint presentation, she explained why invasive non-native plants were a problem and referred, in particular, to Giant Hogweed, Japanese Knotweed, Himalayan Balsam and Winter Heliotrope.

She explained that the application would allow members of the public to alert the Local Authority as to the location of invasive and dangerous plants.

The following points were noted in relation to the application:

- User-friendly, quick and easy to use.
- Facility to include notes and photographs.
- Free to download.

In response to queries raised by the Members, the Senior Executive Engineer stated that the application was being targeted at community councils, tidy towns, community groups and individuals. Through the information submitted, she said it was hoped to develop a strategy to control invasive plants on Council’s land and develop guidelines for other land owners.

The Members thanked the Senior Executive Engineer for the interesting and comprehensive presentation.

## **5. Customer Services, Culture and Arts Directorate**

### **(a) Culture and Creativity Plan for Creative Ireland Programme in Limerick**

Circulated, Creative Ireland Programme 2017-2022.

The Director, Customer Services, Culture and Arts updated the Members on the Creative Ireland Programme 2017-2022. She stated that Limerick City and County Council was currently preparing a Culture and Creativity Plan. She confirmed that a Culture Team had been established to progress the plan and she also outlined other initiatives which would be completed and in place at national level by the end of 2017 including:

- A national plan to enable every child in Ireland to access tuition in music, drama, art and coding.
- The Departments of Arts, Heritage, Regional, Rural and Gaeltacht Affairs, and Social Protection, would work together to devise a mechanism to assist self-employed artists who had applied for Jobseekers' Allowance. This would be a pilot scheme.
- A plan for the development of each National Cultural Institution to 2022.
- A five-year capital investment programme for the culture and heritage sector.
- An industry-wide, long-term plan for Ireland as a global hub for the production of Film, TV Drama, and Animation.
- A unified international identification and communications programme for Ireland.
- A new Creative Ireland Forum conference to showcase the best national and international thinking would have taken place.

The Members welcomed the plan and commended the good work that had been done in this area. However, some of the Members expressed concern that culture had been forgotten and that there was a need for a stronger link with tourism. The Members also expressed concern that the funding was being targeted at City projects and that it should be done on a countywide base. The Members highlighted the importance of having a co-ordinated approach in relation to St. Patrick's Day festivals in the County Towns.

In reply, the Director, Customer Services, Culture and Arts said that they were mindful of the need for greater countywide inclusion. She informed the Members that resources had been increased and that the strategy would be reviewed.

**(b) Arts Programme**

Circulated, document entitled “Limerick Arts Office – Arts Programme funded in partnership with the Arts Council.”

The Director, Customer Services, Culture and Arts updated the Members on the Arts Programme 2017. She informed Members that the aim was to provide grant-aid and support to organisations, operate a portfolio of properties, co-ordinate Cultural Night, Creative Ireland and work in a development role with festivals.

The Members thanked the Director for her presentation.

**(c) Smart CCTV Project**

The Cathaoirleach welcomed Dr. Mihai Bilauca, Head of Digital Strategy, to the Meeting.

The Head of Digital Strategy delivered a PowerPoint Presentation to the Members on the Smart CCTV Pilot. He stated that a submission for funding had been made to the Department of Housing, Planning, Community and Local Government based on the Limerick Hinterland Report. The Council had been successful in the submission and funding had been allocated as follows:

- €250,000 from the Department of Housing, Planning, Community and Local Government.
- €250,000 from Limerick City and County Council.

He further stated that it was proposed to utilise this funding as follows:

- €350,000 - Capital Costs.
- €150,000 - Operational over 3-year period.

The Head of Digital Strategy stated that there was 4 phases to the Project:

1. Technical Assessment.
2. Consultation with stakeholders.
3. Procurement.
4. Installation (Delivery of 50 cctv cameras by Q4-2017).

The main challenges facing the project were noted as follows:

- Increased demand for cameras (demand for 100 new cameras).
- Communications reliability and costs.
- Maintenance and upgrades.
- Monitoring capability and access to live and recorded material.
- Quality of images and effectiveness.
- Compliance with legal requirements.
- Procurement and supplier management.
- Governance arrangements.

**(d) Broadband for Municipal District of Cappamore-Kilmallock**

The Head of Digital Strategy gave a PowerPoint presentation to the Members on the National Broadband Plan. He informed the Members that the objective of the Plan was for the installation of high speed broadband to every home, school and business in Ireland through investment by commercial telecom companies and state-funded market intervention in the region of €225 million. He explained to the Members that it would take between 3-5 years to roll-out the network and that the methods of providing high speed broadband in remote rural communities would be carried out through the following;

- Strategic Connection Points (SCPs) in Limerick.
- Strategic Community Access Hubs (SCAHs).
- Demand Stimulation Initiatives – Mirco Hubs, digital hubs to support Digital Strategies

In response to queries raised by the Members, the Head of Digital Strategy stated that the installation of the cables would be a combination of both over and underground and would be carried out in the most economical manner. He stated that it was not possible to provide a definitive timeline for state intervention areas until the outcome of the current procurement process was complete.

**Question**

**6. Question submitted by Councillor B. Teefy**

*I will ask at the next Meeting (a) what estates in the Municipal District of Cappamore-Kilmallock are not yet taken-in-charge by Limerick City and County Council; (b) what is the position in relation to taking the outstanding estates in charge.*

**REPLY:** Set out hereunder is a list of housing estates in the Municipal District of Cappamore-Kilmallock not taken-in-charge, with the current position outlined for each estate.

<b>ESTATES NOT TAKEN IN CHARGE CAPPAMORE/KILMALLOCK</b>	
<b>Development</b>	<b>Current Status</b>
Ait Ailinn, Bruree	Bond payment received, Council to complete works
Ashill, Kilmallock	Bond payment received, Council to complete works
Cahair Fuisseog, Herbertstown	No taking in charge request received
Castle Laurel, Oola	Bond claimed, schedule of works and costs required
Castlecourt, Kilmallock	Schedule of works and costs required
Castlepark, Caherconlish	Bond payment received, Council to complete works
Cluain Foinse, Hospital	Bond claimed, schedule of works and costs required

Dromsally Woods, Cappamore	Bond holder no longer in existence, awaiting allocation of funding.
Glenstal Gate, Murroe	Bond claimed, schedule of works and costs required
Inse Bui, Cappamore	To be included in April Agenda for approval
The Grove, Bruff	Developer completing
The Paddocks, Bruree	Bond payment received, Council to complete works
Toormore, Bruree	Water Service issues to be resolved
Whitethorns, Caherconlish	On public display for Taking-in-Charge

## **Notice of Motion**

### **7. Notice of Motion submitted by Councillor W. O'Donnell**

*I will move at the next meeting that Limerick City and County Council investigate the provision of additional parking for residents at Sycamore Drive, Bruff, to include possible reduction of the existing green area.*

The Motion was proposed by Councillor O'Donnell and seconded by Councillor Mitchell.

**REPLY:** Limerick City and County Council will investigate all possible options in relation to providing additional car parking spaces within Sycamore Drive estate.

### **Other Matters Raised**

At the conclusion of the Agenda and with the permission of the Cathaoirleach, the following items were raised:

#### **CareBright, Bruff**

It was noted that a representative from CareBright, Bruff, would attend the next Meeting.

#### **Team Limerick Clean-Up 3 (TLC 3)**

The Members commended all those involved in TLC3 which they said was a fantastic success again this year and conveyed their congratulations to everyone who supported the initiative.

The following items were agreed:

### **Shannon Commercial Properties**

It was agreed to receive a representative from Shannon Commercial Properties at the June Meeting of the Municipal District.

### **Municipal Reception**

It was agreed that the May Meeting of the Municipal District would be held in John the Baptist Secondary School, Hospital, and that a Municipal Reception would be held on the same date at 2pm in recognition of the following:

- Senior and Junior Ladies Football Team, Senior and Junior Camogie Teams and Senior Hurling Team of John the Baptist Secondary School who won All-Ireland titles in 2017.
- Paudi Quish of Hospital Handball Club, who recently reached the final of the Italian Open handball tournament.

### **Vote of Sympathy**

A vote of sympathy was extended to Triona Daly, Customer Services, on the death of her mother, Bridie O'Donnell, née Carrig, of Newline, Grange, Kilmallock, Co. Limerick. Sympathy was also extended to Bridie's husband Tim, to Triona's sister Edwina and brother Maurice and their extended family. It was agreed that a letter of sympathy would be sent to Triona on behalf of the Municipal District Members. The Members stood for a silent prayer as a mark of respect.

This concluded the Meeting.

Signed:

\_\_\_\_\_

**Cathaoirleach**

Dated:

\_\_\_\_\_