

MINUTES OF PROCEEDINGS AT MEETING OF THE MUNICIPAL DISTRICT OF CAPPAMORE-KILMALLOCK HELD IN ÁRAS MAINCHÍN SEOIGHE, MILLMOUNT, KILMALLOCK, CO. LIMERICK, ON THURSDAY, 17TH OCTOBER, 2019, AT 3.00 P.M.

PRESENT IN THE CHAIR:

Councillor Michael Donegan, An Cathaoirleach.

MEMBERS PRESENT:

Councillors Carey, Egan, Mitchell, and Teefy.

Apologies for their inability to attend were received from Cllrs E. Ryan and M. Ryan.

OFFICIALS IN ATTENDANCE:

Director, Support Services-Finance, Corporate, HR & ICT (Mr. S. Coughlan), Meetings Administrator (Mr. M. Leahy), Executive Engineer, Cappamore-Kilmallock (Mr. D. Sheehy), Head of Property Services (Ms J. Leahy), A/Senior Executive Planner, Strategic & Forward Planning (Ms. K. Burke), Senior Executive Engineer, Physical Development Directorate (Ms. A. Goggin), Assistant Engineer, Cappamore-Kilmallock (Mr. D. Corcoran), Assistant Engineer, Planning & Environmental Services (Mr S. Martin), Clerical Officer, Cappamore-Kilmallock (Ms. H. O'Neill).

Also in attendance: Dr Frances Gianquinto and Mr Nick Head, Ecological Research and Practice, Derrynaneal, Feakle, County Clare.

At the outset of the Meeting, the Cathaoirleach and Members extended their condolences and sympathy to Cllr Eddie Ryan on the recent passing of his sister Mary Hyland, Beechwood Grove, Mitchelstown, Co. Cork & formerly of Castlecreagh, Galbally, Co. Limerick. They also wished him a full and speedy recovery following his recent health issue.

As a mark of respect, the Meeting was adjourned for fifteen minutes.

1. Adoption of Minutes

- (i) Circulated, copy of draft Minutes of Monthly Meeting of the Municipal District of Cappamore-Kilmallock held on the 19th September, 2019.

Cllr G. Mitchell stated that he was not in agreement with the accuracy of the Draft Minutes circulated and requested that the adoption of same be deferred to the November Monthly Meeting as Cllrs E. Ryan and M. Ryan were not in attendance.

Proposed by Councillor G.Mitchell;
 Seconded by Councillor PJ.Carey.
 And Resolved:

“That, the adoption of the draft Minutes, as circulated, be deferred until the November 2019 Meeting of the Municipal District of Cappamore Kilmallock.”

2. Capital Investment Directorate

(a) Disposal of Property at Galvone Industrial Estate, Galvone, Limerick

Circulated, report of the Head of Property Services dated 4th October, 2019, setting out the background to the proposed disposal of former Provincial Floorcovering Building at Galvone Industrial Estate.

It was intended to bring the proposed disposal to the Full Council for approval.

The Members noted the report as circulated.

(b) Disposal of Property at Galvone Industrial Estate, Galvone, Limerick

Circulated, report of the Head of Property Services dated 4th October, 2019 setting out the background to the proposed disposal of 1.06 acres of land at Galvone Industrial Estate.

It was intended to bring the proposed disposal to the Full Council for approval.

The Members noted the report as circulated.

(c) Disposal of Property at 36 Cecil Street, Limerick

Circulated, report of the Head of Property Services dated 4th October, 2019 setting out the background to the proposed disposal of property at 36 Cecil Street, Limerick (former Red Cross Building).

It was intended to bring the proposed disposal to the Full Council for approval.

The Members noted the report as circulated.

3. Physical Development Directorate

Presentation on the control of Giant Hogweed and Restoration of Biodiversity on the River Loobagh

The Cathaoirleach welcomed Ms. Anne Goggin, Senior Executive Engineer, Physical Development Directorate and Dr Frances Gianquinto and Mr Nick Head, Ecological Research and Practice to the Meeting.

The Senior Executive Engineer, Physical Development Directorate outlined the background to the project, which had been funded by the Heritage Council and was running from July 2019 until December 2021.

Dr Gianquinto then gave a presentation to the Elected Members on the problems posed by various invasive species in Ireland and the EU, and the huge costs in dealing with it. She went through the eradication strategy used in tackling the issue of giant hogweed along the River Loobagh and highlighted the fact that herbicides were not being used to eliminate the hogweed problem, having regard to the affects that the use of herbicides would have on bio-diversity and the local environment. She acknowledged the support received from the local authority, local landowners, and others who assisted with the work carried out to date and outlined the work that would be carried out during the remaining period of the project.

The Elected Members welcomed the presentation and the work done on the project and agreed that the approach of not using herbicides to tackle this issue was important having regard to the damage caused by herbicides. They noted the difficulties involved in removing invasive species and that this work would have to be ongoing in order to control the spread of such invasive species across the country. They also referred to the App for reporting invasive species which was developed by Limerick City & County Council as an important tool in the identification and treatment of all invasive species.

4. Economic Development Directorate

Proposed Kilmallock Local Area Plan 2019-2025

Circulated, Chief Executive's Report dated 27th September, 2019 on the proposed Kilmallock Local Area Plan 2019 -2025. The A/Senior Executive Planner, Strategic & Forward Planning outlined the submissions received which were contained in the Chief Executives Report and the responses to same.

The Elected Members referred to previous discussions and Workshops held to discuss the proposed plan and the importance of carefully considering all factors and points raised in adopting the plan. They thanked the A/Senior Executive Planner, Strategic & Forward Planning for all the work carried out on the plan and for her support and assistance during various meetings and Workshops held to consider the plan.

Proposed by Councillor PJ Carey;

Seconded by Councillor Mitchell.

And Resolved:

That, the Kilmallock Local Area Plan 2019-2025 be adopted in accordance with Section 20 of the Planning and Development Act 2000 (Amended), but to include the following amendments to accommodate a playing pitch in the interests of active lifestyle and student well-being:

1. Amend Objective H3 Special Control Area as follows:

It is the objective of the Council not to permit development in the Special Control Area (SCA) other than leisure/tourism development, which complements the use of the town walls, and the historical buildings and the natural amenities located within these zones, such as the completion of the orbital walkway to the east of the town, and a playing pitch for Coláiste Iósaef. Amenities defined in the Public Realm Plan such as walkways along the town walls will generally be permitted.

2. Amend Chapter 9 Land Use Zoning Categories Special Control Area text as follows:

This zoning recognises the importance of recorded monuments, including the town defences and the Dominican Priory. The designated area will be protected from development in order to maintain the archaeological heritage of the site in the interest of protecting views of these national monuments, other than leisure/tourism development, which complements the use of the town walls, and the historical buildings and the natural amenities located within these zones and outline the area in hatched shading on the Kilmallock Zoning Map Kil-19/25-01.

3. Amend the Zoning Matrix to include Playing Pitch as a Category of Development and indicate that it is open for consideration on zoned Special Control Area only on lands hatched on the Kilmallock Zoning Map Kil-19/25-01.

5. Service Operations Directorate

Planning & Environment Services-Update on Taking in Charge of Estates in the Municipal District.

The Cathaoirleach welcomed Seamus Martin, Assistant Engineer, Planning & Environmental Services to the Meeting. Mr Martin updated the Members on the current situation regarding the Taking in Charge of estates in the Municipal District.

The Elected Members thanked Mr Martin for his presentation and the work carried out to date by him but expressed disappointment at the fact that, for various reasons, that it was taking so long to take some estates in charge, given that some had been completed over ten years ago. They also noted that delays in receiving reports from Irish Water was also affecting the taking in charge process.

They welcomed changes made in recent years in relation to the revised bond rate being sought for each property as part of any planning permission being granted. The Elected Members also agreed that it was important that estates were taken in charge as soon as

possible given the fact that property owners were also paying Local Property Tax on their properties.

6. Support Services Directorate

Proposed Municipal District Reception

The Meetings Administrator updated the Members on progress to date in relation to the proposed Municipal District Reception planned for 7pm on the 27th November 2019.

7. Housing Development Directorate

Circulated, Housing Progress Report from the Director of Services, Housing Development Directorate dated 26th September, 2019, which was noted by the Members

NOTICE OF MOTION

8. Notice of Motion submitted by Councillor John Egan

I will move at the next meeting of the Cappamore Kilmallock Municipal District that Limerick City and County Council urgently request that the Office of Public Works, in conjunction with local landowners, carry out works to alleviate the recent flooding at lower Annagh.

Proposed by Cllr Egan, seconded by Cllr. Teefy.

Reply:

Limerick City & County Council are currently engaging with local stakeholders in relation to this issue and are preparing an application for minor works to the Office of Public Works to carry out dredging of the existing drainage channel from benchmark 109.3 to benchmark 115.2. Limerick City & County Council will also forward a request to the Office of Public Works to extend their remit to include the area in Annagh.

However, it should also be noted that each landowner has responsibilities for the maintenance of drainage channels on their lands under the Arterial Drainage Act 1945 and the Roads Act 1993.

9. Notice of Motion submitted by Councillor Martin Ryan

I will move at the next meeting of the Cappamore Kilmallock Municipal District that Limerick City and County Council engineers engage with the OPW regarding flooding that occurs at Lower Annagh, and to extend the OPW remit on the Annagh river from where

they currently stop and include the yellow highlighted area on the attached map from bench mark 109.3 to bench mark 115.2 as road no L1122 has flooded and is at continuous risk of flooding and damage /diversions being caused.

Proposed by Cllr. M.Ryan, seconded by Cllr. Egan

Reply:

Limerick City & County Council are currently engaging with local stakeholders in relation to this issue and are preparing an application for minor works to the Office of Public Works to carry out dredging of the existing drainage channel from benchmark 109.3 to benchmark 115.2. Limerick City & County Council will also forward a request to the Office of Public Works to extend their remit to include the area in Annagh.

However, it should also be noted that each landowner has responsibilities for the maintenance of drainage channels on their lands under the Arterial Drainage Act 1945 and the Roads Act 1993.

10. Notice of Motion submitted by Councillor Gerald Mitchell

I will move at the next meeting of the Cappamore-Kilmallock Municipal District that the Authority seek to purchase suitable land to facilitate a graveyard, which also caters for crematorium remains into the future in the vicinity of Hospital to suit people's preference and needs.

Proposed by Cllr. Mitchell, seconded by Cllr. Teefy.

Reply:

Limerick City & County Council are currently in the process of developing a new Burial Ground Strategy for the next twenty years. The strategy will inform us of our current capacity within all our burial grounds and determine future requirements for new burial grounds.

QUESTIONS

11. Question submitted by Councillor Brigid Teefy

I will ask at the next meeting of the Municipal District that action be taken in collaboration with other stakeholders to help to alleviate the flooding from the overflowing dykes onto the road at Annagh, Lisnagry.

Reply:

Limerick City & County Council are currently engaging with local stakeholders in relation to this issue and are preparing an application for minor works to the Office of Public Works to carry out dredging of the existing drainage channel from benchmark 109.3 to benchmark 115.2. Limerick City & County Council will also forward a request to the Office of Public Works to extend their remit to include the area in Annagh.

However, it should also be noted that each landowner has responsibilities for the maintenance of drainage channels on their lands under the Arterial Drainage Act 1945 and the Roads Act 1993.

12. Question submitted by Councillor Brigid Teefy

I will ask at the next Meeting of the Municipal District that a Traffic Survey be carried out in the Village of Oola.

Reply:

Limerick City & County Council carried out a traffic survey in the village of Oola at the National School on the N24, close to the pedestrian crossing. This traffic survey took place between the 2nd April 2019 and the 4th April 2019 and I attach a copy of the traffic survey results.

13. Question submitted by Councillor P.J.Carey

I will ask at the next meeting of the Cappamore Kilmallock Municipal District that Limerick City and County Council discuss the Council's policy in rehousing people from Limerick City estates in rural areas of the county and the effect this is having on people originally from those areas seeking Council accommodation.

Reply:

The allocation of Council housing is governed by the adopted 2017 Allocation Scheme, which was drafted in accordance with the provisions of Section 22 of the Housing (Miscellaneous Provisions) Act 2009, the Social Housing Allocation Regulations 2011 and the Social Housing (Amendment) Regulations 2016.

Qualified applicants can express preference to be housed in a maximum of three areas of choice within the Councils administrative area. There is no policy of "rehousing people from Limerick City estates in rural areas of the county". In fact, at all times acting within the constraints of the Allocation Scheme and statutory requirements, the Council strives to ensure that a balanced and reasonable approach is taken in making decisions on individual tenancies.

14. Question submitted by Councillor Martin Ryan

I will ask at the next meeting of the Municipal District for information re proposed traffic surveys for Doon.

Reply:

Limerick City & County Council intend to erect a mobile camera in Doon to monitor traffic movements on the Main Street to provide accurate statistical data on traffic movements in the village to guide any future proposals in relation to traffic management in the village.

15. Question submitted by Councillor Martin Ryan

I will ask at the next Meeting of the Municipal District for an update on reconstruction of Bridge walls in Glengar, Doon that is currently protected by temporary timber fencing. This Bridge is on the county bounds between Limerick and Tipperary.

Reply:

Limerick City & County Council shares responsibility with Tipperary County Council for this structure. The timber fencing was erected in the aftermath of a major flooding event in Doon and its environs in July 2014. Limerick City & County Council will contact Tipperary County Council to discuss an assessment of the existing structure and proposals to upgrade it.

16. Question submitted by Councillor Gerald Mitchell

I will ask at the next Meeting of the Municipal District when will traffic-calming measures be installed on the R513 on the approach roads and through Hospital Street to slow down traffic and pedestrian crossings to facilitate crossing the Main Street.

Reply:

A traffic survey and count was done on Main Street, Hospital and on the Knockainey Road, Hospital in 2018. Following on from this survey, a design was prepared with respect to proposed traffic calming measures and consultation then took place with an Garda Siochana in relation to the proposed traffic calming measures.

The proposal would involve the placing of a raised pedestrian crossing at the existing pedestrian crossing at the National School, the placing of a raised table at the Knockainey Junction, and a speed cushion on the Hospital side of McNulty's Garage.

A Section 38 process was undertaken during September 2019 and a recommendation in relation to same is currently being prepared for the Senior Roads Engineer in relation to these works.

It is the intention that these proposed works will be undertaken in early 2020.

17. Any Other Business

- **Recent Weather Issues**

The Elected Members acknowledged and praised the hard work done by Limerick City & County Council's Municipal District staff, and in particular the outdoor workers during the recent flooding issues in the Municipal District.

- **Deputation from Scoil Íosagáin, Hospital.**

Cllr Mitchell advised that he had received a request for a deputation from Scoil Íosagáin National School, Hospital to attend a future meeting of the Municipal District. This was proposed by Cllr Mitchell, seconded by Cllr Teefy, and agreed by the Elected Members.

- **Going for Gold Awards**

The Elected Members congratulated Ardpatrick on recently being named as the overall winners of the Limerick Going for Gold competition for 2019. The Elected Members praised the voluntary work done by all in Ardpatrick, which culminated in this victory. They also praised the voluntary work being done across all the communities in the Municipal District and noted that Going for Gold, Tidy Towns and the annual Team Limerick Clean Up were having very positive effects across the County. They also thanked Limerick City & County Council, the Limerick Leader and JP McManus for their support of these very worthwhile initiatives.

This concluded the Meeting.

Signed: _____

Cathaoirleach

Date: _____

