

MINUTES OF PROCEEDINGS AT MEETING OF THE MUNICIPAL DISTRICT OF CAPPAMORE-KILMALLOCK HELD IN THE DEEBERT HOUSE HOTEL, DEEBERT, KILMALLOCK, CO. LIMERICK, ON THURSDAY, 17TH SEPTEMBER, 2020, AT 3.00 P.M.

PRESENT IN THE CHAIR:

Councillor John Egan, An Cathaoirleach.

MEMBERS PRESENT:

Councillors Carey, Donegan, Mitchell, E. Ryan, M. Ryan and Teefy.

OFFICIALS IN ATTENDANCE:

Director, Support Services-Finance, Corporate, HR & ICT (Mr. S. Coughlan); Meetings Administrator, (Mr. M. Leahy); Senior Engineer, Operations and Maintenance Services (Mr. C. Culloo), Senior Executive Engineer, Cappamore-Kilmallock (Mr. B. Kidney); Executive Engineer, Cappamore-Kilmallock (Mr. D. Sheehy); Assistant Engineer, Cappamore-Kilmallock (Mr. D. Corcoran); A.O., Community Development Directorate (Ms T. Knox); Chief Fire Officer, Fire and Emergency Services (Mr. M. Ryan), Senior Assistant Chief Fire Officer, Fire and Emergency Services (Mr. P. McMahon), Assistant Chief Fire Officer, Fire and Emergency Services (Mr. N. McMahon), Clerical Officer, Cappamore-Kilmallock (Ms. H. O'Neill).

On the proposal of Cllr Egan, seconded by Cllr E. Ryan and agreed, the Members adjourned the Meeting for 15 minutes to meet in Committee to hear a presentation from Fire and Emergency Services on the Agenda item relating to the proposed Part 8 Planning Application for a Fire Service Training Centre at Kilmallock Business Park.

The Meeting then resumed after 15 minutes.

1. Adoption of Minutes

- (i) Circulated, copy of draft Minutes of Monthly Meeting of the Municipal District of Cappamore-Kilmallock held on the 16th July, 2020.

Proposed by Councillor Teefy,
Seconded by Councillor Donegan.
And Resolved:

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

2. National & Regional Services Directorate

Part 8 Planning Application for a Fire Service Training Centre at Kilmallock Business Park, Ardyoul, Bruree Road, Kilmallock, Co. Limerick.

Following a discussion in relation to this Part 8 planning application, the Elected Members agreed to defer a decision on this application and instead consider same at a Special Meeting which they agreed to hold on Thursday 1st October, 2020 at 3.30pm.

3. Service Operations Directorate

(i) Draft Road Traffic (30kph Special Speed Limit) Byelaws.

Circulated, report of the Senior Executive Engineer, Operations and Maintenance Services, dated 1st September, 2020. The Senior Executive Engineer, Cappamore-Kilmallock referred to the report and advised that Limerick City and County Council is proposing the installation of 30kph speed limit byelaws in the following estates in the Cappamore Kilmallock Municipal District:

- Dawn Court, Athlacca;
- Chapel Street, Bruff;
- Fairgreen Terrace, Bruff;
- Garden View, Bruree;
- Lissoleem, Bruree;
- The Paddocks, Bruree;
- Toormore, Bruree;
- Beechview Gardens, Caherconlish;
- Gleann Áine, Hospital.

He confirmed that the approval of the Elected Members was now being sought to progress the matter to the Full Council Meeting. The Elected Members welcomed the proposed Byelaws and, on the proposal of Cllr Mitchell, seconded by Cllr Teefy, they agreed to approve the Byelaws to progress to the Full Council Meeting.

(ii) Update on the Pilot House Maintenance Grant Scheme

The Senior Engineer, Operations and Maintenance Services, along with the Meetings Administrator, briefed the Elected Members on progress to date on the Pilot House Maintenance Grant Scheme. They confirmed that 61 applications were received for the Scheme, representing 8.47% approx. of the 720 tenancies in the Cappamore Kilmallock Municipal District.

Following an assessment of all applications received and inspection visits, a total of 53 valid applications were approved, for a total grant amount under the scheme of €100,000. They also confirmed that all applicants would be written to advising them of the outcome of their application, and that successful applicants would be required to have the approved works completed by mid-November 2020.

The Elected Members welcomed the update and noted that the Cappamore Kilmallock Municipal District was the only District to run the Pilot Scheme and they agreed that the scheme was very worthwhile in supporting tenants who wanted to improve their rented properties with assistance from the Pilot House Grant Scheme.

4. Community Development Directorate

Disposal of Property at Kilmallock Business Park

Circulated, report from the Head of Property Services dated 4th September 2020, setting out the background to the proposed disposal at Kilmallock Business Park, Ardyoul, Bruree Road, Kilmallock, Co. Limerick.

It was intended to bring the proposed disposal to the Full Council for approval. The Members noted the report as circulated.

NOTICE OF MOTION

5. Notice of Motion submitted by Councillor P J Carey

I will move at the next Meeting of the Municipal District of Cappamore-Kilmallock that Limerick City and County Council write to landowners in the District with trees on road verges that are deemed a safety hazard to the public, requesting them to remove or prune same as soon as possible.

Proposed by Cllr. Carey, seconded by Cllr. Donegan and agreed.

Reply:

Where there are concerns in relation to trees or hedging posing a potential hazard or threat to persons using a public road, the respective landowner can be contacted in relation to these concerns under Section 70 of the 1993 Roads Act requesting that:

'The owner or occupier of any structure and the owner or occupier of any land on which a structure is situated shall take all reasonable steps to ensure that the structure or the use of the structure is not a hazard or potential hazard to persons using a public road and that it does not obstruct or interfere with the safe use of a public road or the maintenance of a public road.'

The respective landowner is then given a number of weeks to undertake follow up remedial action or make contact with the Municipal District Office in relation to it. However if this does not happen, then the road authority may serve a notice in writing on the owner or occupier of the structure or on the owner or occupier of any land on which the structure is situated to remove, modify or carry out specified works in relation to the structure within the period stated in the notice.

To this end, in cases where Elected Members or the general public are aware of such issues regarding trees and vegetation, the contact details and addresses of such landowners should be provided to the Municipal District Office so that follow up action can take place to resolve such an issue.

6. Notice of Motion submitted by Councillor Michael Donegan

I will move at the next Meeting of the Municipal District of Cappamore-Kilmallock that the Office of Public Works complete a feasibility flood risk solution for the area, including tributaries of the Loobagh and Maigne Rivers.

Proposed by Cllr. Carey, seconded by Cllr. Donegan and agreed.

Reply:

Limerick City and County Council will write to the Office of Public Works requesting that a Feasibility Flood Risk solution would be completed by the Office of Public Works for the area referred to in the Notice of Motion.

7. Notice of Motion submitted by Councillor Martin Ryan

I will move at the next Meeting of the Municipal District of Cappamore-Kilmallock that Transport Infrastructure Ireland and Limerick City and County Council review the safety of

the pedestrian crossings on the N24 at Pallasgreen and Oola, do they need to be upgraded to Stop/Go lights and to review the traffic calming measures in Pallasgreen and Oola.

Proposed by Cllr. M. Ryan, seconded by Cllr. Mitchell and agreed.

Reply:

The pedestrian crossings and traffic calming measures at Pallasgreen and Oola will be reviewed by a Road Safety Auditor from Central Services. The review report will be submitted to the Municipal District in Quarter 4.

8. Notice of Motion submitted by Councillor Brigid Teefy

I will move at the next Meeting of the Municipal District of Cappamore-Kilmallock that adequate funding be sought as a matter of urgency to carry out the necessary Remedial and Safety works at Holy Cross on the R512.

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

Reply:

Some funding has been allocated towards this scheme from the Development Fund in line with a previous design done for the junction between the R512 and L1502. This, however, would only be a percentage of the original estimated project completion cost at the time so additional funding will therefore be required to undertake the project.

It is also now intended to lengthen the original design to include the junction between the R512 and the L1500 and L1412 at Holycross. At present, the Municipal District Office is arranging for the procurement of Consultants to amend the original design to incorporate this. Upon completion of same, the revised scheme will be procured to determine budget allocation required for it

9. Notice of Motion submitted by Councillor Gerald Mitchell

I will move at the next meeting of the Municipal District of Cappamore-Kilmallock that a survey and inspection of all Limerick City and County Council road signs in the District be carried out immediately in the interests of safety for all road users.

Proposed by Cllr. Mitchell, seconded by Cllr. Donegan and agreed.

Reply:

An undertaking was given in 2018/19 to undertake the mapping of all road signage in the Cappamore Kilmallock Municipal District Area, which is still on going.

In 2019, all Road "Warning" and "Safety" signage on Regional Roads were inspected and vegetation around same removed, signs cleaned and in some cases replaced. This process will again be undertaken in the last quarter of 2020 as part of the Roadworks Programme.

QUESTIONS

10. Question submitted by Councillor Michael Donegan

I will ask at the next Meeting of the Municipal District of Cappamore-Kilmallock for an update on the taking in charge of Castle Court and Ashill Manor Estates in Kilmallock.

Reply:

Castle Court-This estate is awaiting assessment to provide a snag list and estimate of costs for the completion of all outstanding works prior to the Council taking the estate in charge.

Ashill Manor-This estate is currently on public display for taking in charge and when the public display period is completed, a report will be brought to the next available Council meeting for approval.

11. Question submitted by Councillor Michael Donegan

I will ask at the next Meeting of the Municipal District of Cappamore-Kilmallock for an update on the agreed proposed closure of the pedestrian walk at the rear of Cois Abhainn Estate, Kilmallock, Co. Limerick.

Reply:

The Council has been in receipt of a number of complaints over the past few years in relation to the alleged anti-social behaviour at this location. In an effort to resolve the issues, it is proposed to restrict access to the walkway on a temporary basis and to monitor the impact going forward.

12. Question submitted by Councillor Martin Ryan

I will ask at the next Meeting of the Municipal District of Cappamore-Kilmallock that Irish Water provide a list of available capacity at Sewerage Treatment Plants in the Cappamore-

Kilmallock Municipal District to assist in the deliberations on the Development Plans that will have to be dealt with in the near future.

Reply:

The question was referred to Irish Water and a detailed reply was received in table format, which was circulated to the Elected Members.

13. Question submitted by Councillor Martin Ryan

I will ask at the next meeting of the Municipal District of Cappamore-Kilmallock for an update on Bruree regarding planning enforcement on the railings and any feedback from Irish Rail on Bridge and land ownership.

Reply:

The Planning Authority served an Enforcement Notice for the erection of railings, gateway, entrance and the subsequent fencing/enclosure of land at Main Street, Bruree. As this Enforcement Notice was not complied with, this matter was referred for legal action, which is ongoing currently.

In relation to the existing bridge and road over it, this is in CIE ownership and was never a public road.

14. Any Other Business

• **Vote of Sympathy**

The Elected Members extended a Vote of Sympathy to the family and friends of George (Georgie) Healy, Ballyvoureen, Murroe and formerly of Limerick City and County Council who had passed away recently following a short illness. They outlined the shock felt by all in Limerick City and County Council and the wider community following his passing. They praised the huge contribution that he had made, and the fact that he was always so helpful and obliging to colleagues and the Elected Members, during his time with Limerick City and County Council.

This concluded the Meeting.

Signed: _____

Cathaoirleach

Date: _____

