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MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF KILLARNEY HELD IN THE TOWN HALL, KILLARNEY ON WEDNESDAY, 27TH MAY 2015.

MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH CHILL ÁIRNE A THIONÓLADH IN HALLA AN BAILE CHILL ÁIRNE AR AN CHÉADAIOIN 27 BEALTAINE 2015.

PRESENT/I LÁTHAIR

Councillors/Comhairleoirí

**Cllr. B. Cronin
Cllr. J.J. Culloty
Cllr. M. Gleeson
Cllr. D. Grady**

**Cllr. D. Healy-Rae
Cllr. N. Kelleher
Cllr. B. O'Connell
Cllr. J. Sheahan**

In attendance/i láthair

Ms. A. McAllen	Delegated Executive for the MD of Killarney
Mr. D. Doyle	Senior Engineer
Mr. P. Neary	Senior Executive Engineer
Mr. G. O'Brien	Meetings Administrator
Ms. N. O'Sullivan	Municipal District Officer
Mr. Tom Sheehy	SE, Capital Infrastructure Unit
Mr. C. Mangan	SEE, Water Services
Mr. L. Brosnan	AO Planning
Ms. K. Curtin	AO Housing
Ms. B. Mulryan	EE Killarney
Mr. C. O'Leary	EE Water Services
Mr. B. Mulherne	AE Killarney
Mr. K. O'Halloran	AE Killarney
Ms. M. Galvin	CO Corporate Affairs

The meeting commenced at 10.00am.
The Cathaoirleach, Cllr. JJ Culloty took the Chair

15.05.27.01 Confirmation of the Minutes

- (a) On the PROPOSAL of Cllr. Brendan Cronin, SECONDED by Cllr. Donal Grady, it was agreed that the Minutes of the Meeting of the Members of the Municipal District of Killarney held on 25th March 2015 be confirmed.
- (b) On the PROPOSAL of Cllr. Bobby O'Connell, SECONDED by Cllr. John Sheahan, it was agreed that the Minutes of the Special Meeting of the

Members of the Municipal District of Killarney held on 1st April 2015 be confirmed.

15.05.27.02 Reception of Deputation

It was noted that the deputation from the Residents of Scartaglin were unable to attend and their apologies were noted.

15.05.27.03 Update on the Twinning Arrangements for the Killarney Municipal District

On the PROPOSAL of Cllr. B. Cronin, SECONDED by Cllr. D. Healy-Rae it was agreed to establish the Killarney Municipal District Twinning and Marketing Committee. Following a discussion, it was agreed that membership will comprise of the following:

- The current Mayor, Cllr. J.J. Culloty
- The Incoming Mayor
- Cllr. N. Kelleher
- Cllr. D. Healy-Rae
- Mr. Sean Coffey
- Mr. Diarmuid McCarthy
- Mr. Allan O'Connor
- Mr. John O'Donoghue
- Ms. Kate O'Leary
- Ms. Katrin Pietzonka
- Ms. Maureen Hegarty-Vogels

Cllr. D. Grady stated that he did not wish to be associated with the new Committee.

Cllr. D. Healy-Rae wished to recognise the great work achieved by the previous Committee over the years. The late Mr. Dermot Callaghan was the original Chairman. Cllr. Healy-Rae paid tribute to the great work the Committee carried out over the years. It is the cornerstone of the tourism product that is Killarney.

All the Members wished to be associated with the sentiments expressed.

Cllr. D. Grady said that the previous Committee, which he was a Member of, had worked hard. He hoped that this good work would continue and wished the new Committee well for the year ahead.

15.05.27.04 Job Creation / Sustainable Economic Development Directorate

Cllr. N. Kelleher said that he would like if a report could be prepared on activities of the Local Enterprise Office relevant to the Killarney Municipal District for future meetings.

Mr. G. O'Brien agreed to liaise with Mr. Tomás Hayes on the matter.

(a) Notices of Motion

1. Cllr. D. Grady: That the Council would revisit the provision of a Biomass in Killarney.

Reply: Kerry County Council is working closely with the SEAI as an Exemplar Authority and the Department of Communications, Energy and Natural Resources, implementing energy conservations measures and developing and supporting energy projects throughout the County. Part of the Kerry Sustainable Energy Community (SEC) Project involves developing the utilisation of Biomass District Heating for the towns of Tralee and Killarney. Having completed a Pre-Feasibility Study for both towns, Kerry County Council Capital Infrastructure Unit is refining the information in order to develop a financial model, which is a requirement for securing resources. To assist at this stage of the project, we are working under the guidance of the National Treasury Management Agency and Sustainable Development Capital Ltd, who are the company managing the Energy Efficiency Fund.

Capital costs for the development of biomass district heat systems are large. Payback is based on the sale of heat which dictates the plant and network size. One of the essential factors is quantifying the actual heat demand throughout the year for each of the customers. In advance of the development of any district heating system, energy end use has to be quantified. As part of this, the potential for improvement in end user efficiency has to be assessed as improvements carried out after a district heating system has been designed and installed would undermine the viability of the district heating system.

Kerry County Council has previously hosted Energy Interns through the JobBridge Scheme and the work undertaken by the interns focused on a number of areas including demand side management and energy resource availability. Energy demand side management (improving building insulation, heating system controls, air tightness etc) are necessary measures in advance of the development of any district heating system.

Kerry County Council are re-advertising these energy auditor positions to work with SMEs within the SEC to assist them in improving their energy management systems and also to obtain actual energy use profile data from the SMEs for consideration as part of a district heating scheme.

The main obstacle to the delivery of district heating schemes in Ireland is in obtaining the necessary finance. For this reason the main emphasis at present is on the Tralee scheme as advice from the NTMA and Sustainable Development Capital Ltd is that financial institutions consider that Government Agencies are more secure customers of the project in the long term. The customers in Tralee satisfy this criteria to a greater extent than Killarney considering the number of institutional customers relative to Killarney. These include the schools, hospitals and other Government buildings.

Cllr. D. Grady said that a biomass facility was needed in Killarney. He referred to land in the ownership of the Council north of the town that would not affect any place in the town. He stated that Tralee was not sustainable for a biomass facility whereas Killarney was. He said that Killarney had 45 - 50 hotels that the Council could work with during the summer and then focus on the housing estates.

Cllr. M. Gleeson supported the Notice of Motion. He said that Killarney must function on its own in this matter. Killarney has high energy users, some of whom have expressed genuine interest in this proposal. Goodwill is there and we should pursue this.

Mr. T. Sheehy addressed the meeting. He said that Kerry County Council was considered nationally to be at the forefront of the utilisation of Biomass District Heating. Tobar Naofa in Tralee was the only place with a residential district heating system in Ireland. Sustainable Energy Ireland carried out a survey of which the outcome was positive. There was enough biomass in the County to sustain both Tralee and Killarney. Mr. Sheehy said that they had been in negotiations with the Department for grant funding to bring these projects to fruition. These projects are complex with the cost issue being extremely complex. The Council have also been in discussion with the National Treasury Management Agency (NTMA) to see if finance can be secured.

Mr. Sheehy referred to biomass projects in Denmark which are run on a co-operative system. Pipes and networks remain in the co-operative's ownership. It is highly regulated and subsidised by the Government who provide cheap loans to businesses in the region of 1% - 2%. A decision was made nationally in Denmark to reduce their dependence on imported fuel. There is a national push to achieve this.

One of the principal issues for any organisation lending money is the ability of the customer to repay the loan. The NTMA, the Sustainable Energy Authority of Ireland and the Department of Communications, Energy and Natural Resources looked at both Tralee and Killarney and following discussions with these groups, the Council decided to progress with Tralee first. This decision was made on the basis that these bodies favoured blue chip customers who were necessary for biomass to be successful, i.e. colleges, hospitals, hotels and Government Offices. These type of businesses would be much more reliable from a risk point of view.

Mr. Sheehy said that plans for Killarney were not going to be abandoned. He said that the Council needed to get one scheme operational first. He said that development of these schemes raises regulation issues such as who owns or uses the pipework and is it a "for profit" business.

The model proposed would be to have the Danish one in place which is a "not for profit" model. It is, however, very difficult to bring together 50 businesses to fund €20m for a facility.

Cllr. D. Grady said he was aware of a few businesses that have indicated they would put finance towards such a project and that the piping would be handed back after 15 years. This would benefit the town.

Cllr. D. Healy-Rae said that the very important issue of piping needs to be addressed, such as who puts the piping into the ground and who has responsibility for it. He said that Kerry County Council must have an involvement in laying the pipe and take responsibility for it.

(b) Questions

1. Cllr. M. Gleeson: With reference to the proposed Walkway cum Cycleway from Ross Road to Muckross Road, have the necessary contracts been signed and is the Council now ready to proceed with the work?

Reply: The new Municipal District Manager is reviewing this project at present and will revert to Killarney Municipal District Members in due course with an update.

Cllr. M. Gleeson asked if the Council were happy to proceed with this work in view of the fact this is a very busy road. He asked if the work would impede traffic flow.

Mr. P. Neary stated that the Ross Road Cycleway was a Section 38 public process. The NRA are now favouring a new design manual within urban areas where pedestrians and cyclists are now given No 1 and 2 priority respectively and cars are No 3. The idea is to keep speed limits down and create a "permission road". A walkway / cycleway is created on a footpath from the road edge.

Cllr. Gleeson asked if any concerns had been received from the jarveys and would they create a problem.

Mr. Neary stated that the jarveys occupy a lot of the roads in the town and are road users too.

Ms. A. McAllen advised that any NRA project would look at all the implications involved.

Mr. D. Doyle stated that the jarveys would not slow down traffic excessively. The scheme was designed to slow down the traffic.

2. Cllr. N. Kelleher: Much needed jobs in our rural towns are being hampered by the imposition of fees for parking when planning change of use is applied for. Surely this Council can make allowances for this when it is going to be of benefit to the community.

Reply: A contribution is required in relation to the provision of car parking facilities where a proposed development requires the provision of car parking and the applicant / developer is unable to provide this on-site parking to the satisfaction of

the Planning Authority. A development contribution of " 2,300 per car space is recommended, which represents a third of the cost of developing a car parking space.

The new Development Contribution Scheme, which is currently being prepared by the Officials, will make provisions for some reductions / exemptions for town centres etc. The Local Authority is aware that on occasions, the parking levy can be high and may impact on the viability of the development. In those instances every effort is made, within the constraints of the present Development Contribution Scheme, to impose a reasonable and practical levy.

Cllr. N. Kelleher asked why this scheme is continually used in rural towns such as Rathmore. He referred to the former bank premises which was to be redeveloped as a medical centre. This new facility was required to provide five car park spaces. Cllr. Kelleher stated that the facility already had adequate space for parking.

Mr. L. Brosnan addressed the meeting. He stated that the levies were a requirement under the 2011 Development Contribution Scheme. He confirmed that a new scheme was being prepared at present and was involved in a public consultation process. He said that the new scheme would take into consideration the new Ministerial Guidelines to promote economic development.

Cllr. Kelleher referred to the development in Rathmore and said that there was no extra square footage proposed.

Mr. Brosnan said that the levy may have been applied based on the number of rooms in the medical centre.

Ms. A. McAllen stated that the levy was applied under the scheme and one that may need to be reviewed in the context of the new scheme.

Cllr. Kelleher stated that if we want to create employment, then we must encourage same.

Mr. Brosnan informed Cllr. Kelleher that he would investigate the case in question and revert back to the Councillor.

15.05.27.05 Sustainable Communities / Quality of Life Directorate

(a) To note update report from the Sustainable Communities / Quality of Life Directorate

It was noted that the following report from the Sustainable Communities / Quality of Life Directorate had been circulated to the Members.

**REPORT
SUSTAINABLE COMMUNITIES /QUALITY OF LIFE DIRECTORATE
KILLARNEY MUNICIPAL DISTRICT MEETING**

May 2015

Library Service Report April 2015

Business Unit Manager – Tommy O'Connor, Co. Librarian

Library service:

~ Cllr. John Brassil, Cathaoirleach of Kerry County Council launched the new Kerry Library Toy & Sensory Resources collection at Castleisland Library on Wednesday, 6 May. The collection includes games, learning and sensory resources and is designed to offer support to children with learning difficulties, disabilities or more significant needs.

An illustrated catalogue of the specialised collection of toys and sensory resources has been printed and this is available at libraries throughout the county and is also viewable online at www.kerrylibrary.ie

The Toys and Sensory Resources Collection is designed to compliment quality of life services for children and adults, and offer support for the use of the toys and sensory resources through professional partnerships between Kerry Library and Health Care Professionals.

Further details are available from Castleisland Library (066-7163403), each local library or at www.kerrylibrary.ie

~ Work is underway on the new Library Development Plan which will cover the years 2015 . 2019. Further details will be issued to all Councillors shortly.

~ There are a range of events scheduled throughout Kerry Libraries for the Bealtaine Festival . celebrating creativity in older ageqto take place between 1 . 31 May.

Full details of all Bealtaine events on the Library website www.kerrylibrary.ie

~ Forthcoming events at Killarney Library:

- a) Art exhibition in support of the ~~Kerry Stars~~Special Olympics Club . until 31st May.

- b) Spanish-Irish Cultural Exchange . Spanish books & authors . Thursday, 21st May, 6.30p.m. . 7.30p.m.
- c) Business Advice Clinics continue to be held monthly at Killarney Library by Kerry Local Enterprise Office monthly with the next clinic being held on Wednesday, 17th June.
- d) ~~Here I am~~ Photographic Exhibition . 2nd . 13th June

Community Services and Engagement Report for May 2015

Business Unit Manager – Mr. Michael Scannell, Senior Executive Officer

Operation/Progress on the LCDC

The Local Community Development Committees (LCDC) convened on Monday 11th March, to consider the following items:-

- Draft socio-economic statement and high level goals in respect of the community elements of the Local Community and Economic Plan (LECP)
- The public consultation policy in respect of the community elements of the LECP
- The preparation of the Expression of Interest to form a Local Action Group in respect of the Leader Programme. The negotiations of a County strategy are ongoing.
- Finance and monitoring report in respect of the Local Community Development Programme (LCDP) for 2014.

Public Participation Network

As outlined previously, the formal PPN structure is now in place. The Kerry Public Participation Network will have an important role in respect of the public consultation phase of the local Economic and Community Plan. This consultation strategy has been approved by the Local Community Development Committee at its recent meeting. The role of the Secretariat and the three pillars (Environment, Community and Social Inclusion) are clearly outlined in the consultation strategy.

Local Economic and Community Plan

The preparation of the Local Economic and Community Plan has completed its first phase with the adoption of the socio-economic statement for the County by both the Economic and Enterprise SPC and the Local Community Development Committee. The Draft Strategic Economic and Community Goals have also been adopted and the public consultation phase will commence from the 18th May until the 15th June. An Advisory Steering Group has been convened which includes economic and community interests from both the state and non-

state sectors and this group utilising defined themed working groups will assist in development of the objectives and actions to implement the strategic goals.

Community Support Fund

As the level of applications far exceeded the available funding, the criteria for awarding the grants were considered by the Tourism, Culture, Arts and Recreation SPC and brought before CPG also. Special Municipal District meetings are being held to consider the applications received and to approve the awarding of funds to individual projects.

Following the consideration of the members on the proposed allocations and the distribution of funds, a report will be compiled with the recommendations for the members around the structuring of future Community Support Funds and how greater clarity can be provided to applicants on the scope of the scheme and to maximise the benefits of same.

Emergency Services Report for May 2015

Business Unit Manager – Mr. Vincent Hussey, A/Chief Fire Officer

Operation of the Fire Brigade Service:

- There were 515 incidents in Q1 of 2015 compared to 410 incidents for the same period in 2014.
- The number of chimney fires was 71 up to the end of April 2015, compared with 62 for the same period last year.
- The number of Road traffic collisions in the county was 49 up to the end of April 2015, compared with 50 for the same period last year. Unfortunately there was one fatality on our roads in April.

- **Wildland Fires**

The number of wildland fires up to the end of April was 195 compared to 58 in the same period last year. This 236% increase placed a great strain on fire services resources throughout the county particularly in the first three weeks of April. The fire service would like to emphasise that burning is prohibited under the Wildlife Acts from 1st March to 31st August and would ask that all persons would respect the law in this regard. Senior Fire Service personnel have engaged with local media to highlight issues of uncontrolled wildland fires and have appealed for the public to be vigilant and report fires. Also, the Fire Service continues to assist An Garda Síochána with their enquiries into illegal burning.

- Training for recruit fire fighters has been arranged to commence in May. This is to fill positions in Tralee, Killarney, Killorglin and Castleisland.

Major Emergency Management

- An exercise to test the External Emergency Plan of NORA (National Oil Reserves Agency) Oil Terminal in Tarbert took place on the 23rd April.

Civil Defence

- Duties; Easter Week Charity walks in Tralee, Rossbeigh and on Mount Brandon, Ballyfinnane N.S. Cycle, St. Johns Church Confirmation Days. 4 x Volunteers attended duty in Dublin for three days with the Homeless.
- Training; for Manual Handling Patient Moving Course for Volunteers, Community First Responders in Tralee for volunteers. EMT Exercise on Bere Island for 3 x students, EMT CPC Day exercise at Mallow Civil Defence HQ 3 x students,
- On-going training for Emergency First Responders (Exams on 28th. April in Roscrea all passed)
- Civil Defence Officer; Attended NORA Exercise, Pollution Exercise at Fenit
- Meetings; Meeting with DOS at Civil Defence Hq. Warehouse, review of Stores/ Transport to redevelop & structure, including staffing support.

Fire Safety and Prevention:

- Fire Officers continued to provide the Courts with recommendations in respect of any licencing applications notified to the Fire Service.
- Fire Officers continued with premises inspections as required.

Building Control:

- 102 Commencement Notices were received up to the end of April 2015.
- The number of Disability Access Certificate applications received was 27 for the same period.
- A total of 41 Fire Safety Certificate applications were received.

Environmental Protection Services Report for May 2015

Business Unit Manager – Mr. Liam Quinlan, Senior Executive Officer

Spring Clean

1. The Spring Clean in Kerry has had 128 groups registered and 14 tonnes of litter has been collected to date by the Council. This will increase as we continue to register groups and accept litter under the Spring Clean Programme until mid . late May depending on demand. Many schools do their clean up in May so we extend the date for this purpose.

County Clean Day 18th April

2. The County Clean Up day, which is facilitated by KWD Recycling and Kerry County Council was a great success. There was 160 groups registered for

this particular event and approximately 3,400 volunteers participated. Practically every community in the county was involved in the biggest clean up to date. The main positive to come from the day is that more people participated and the quantity of litter collected was down on other years . in fact we estimate that the final figure for bags collected will be 5,000.

3. The role of Kerry County Council Operations staff for County Clean Up Day was greatly expanded this year. Council Staff from all municipal district offices were involved in picking litter from roadsides on the Thursday and Friday prior to the clean up thereby leading by example. Electronic signs were used to warn motorists that the clean up was in progress. Based on figures available to date we expect the total collected on the day to be close to 50 tonne. This was the fourth year of collaboration on the County clean Up Day between KWD and Kerry County Council. KWD have committed to being involved again next year.

Green Flag Awards

4. The Green Flag Awards for Kerry Schools will take place in Cork on Tuesday 26th May. Kerry will have 7 new schools awarded their first flag and a further 50 schools will renew their flags for various environmental modules such as energy, water, sustainable travel, biodiversity and global citizenship.
5. Kerry also has a number of schools involved in the national award schemes from both SEAI and UNESCO. These are to be announced during May. Kerry schools are particularly active at present.

Tidy Towns Groups

- We continue to work with Tidy Town groups at this time of year as they prepare to submit their applications.
 - Repair Workshops are being planned for Killarney in early Summer. These will be sponsored by the Southern Waste Region and facilitated by Tidy Towns Groups.
6. We are currently working with the Castleisland Tidy Town group and the Transition year students at Castleisland Community College on preventing cigarette litter in the town. We are working on a survey with the students, who will then visit all businesses in the town to raise awareness of the litter law. Based on the results of the Castleisland project, we will extend the programme to other Kerry towns.

Other Environmental Initiatives

- An information evening was organised in Killarney on May 25th for the hospitality sector on food waste, energy and water conservation. This is with a view to doing a full set of workshops through Transition Kerry with this group which will also be open to the public.

- We are currently working with a number of caravan, holiday home centres and camping sites in Kerry . Killarney, Ballyheigue and Dingle with a view to reducing their waste and increase recycling figures. This is an EPA funded project under the Local Authority Prevention Network (LAPN). We are also applying for funding under LAPN to work with the Ring of Kerry Cycle, County GAA Board the organizers of the Killarney Music & Food Festival to reduce the waste produced at events they organise. Waste Prevention is a priority under the New Waste Plan for the Southern Region.
- We are working on a Radio Programme with Frank Lewis of Radio Kerry (The Saturday Supplement), which will deal with Sustainable and Conserving Energy in Kerry. The programme is scheduled to be broadcast on Saturday June 6th
- On the 28th of May for the first year ever the National Blue Flag Beach award ceremony will be held in Kerry, on Ballinskelligs Beach.

Housing/Social Services Report for May 2015

Business Unit Manager – Ms. Kathleen Moriarty, Senior Executive Officer.

Social Housing Strategy 2015 – 2017

The Council has received notification from the DOECLG of the Targets for Delivery under the Social Housing Strategy 2015 . 2017. Current and Capital Targets for the period have been set at 1,058 housing units at an estimated cost of delivery of " 62 mn. These will be delivered using a combination of the Rental Accommodation Scheme, Social Leasing, Voids Programme, House Purchases and House Construction. The Housing Section is working towards delivery of these targets using all available delivery mechanisms.

Voluntary Housing

A Call for Proposals under the Capital Assistance Scheme has issued from the DOECLG for projects to meet specific needs for homeless persons, older people, projects for people with a mental health/physical or sensory disability. The Council placed notice in local media and circulated relevant Approved Housing Bodies and held a seminar for such bodies in an effort to increase the level of appropriate projects in the County so as to advance delivery of the Social Housing Strategy. The Council submitted 6 projects to DOECLG for funding and we await response in relation to these proposals.

***John Breen
Director of Services
Sustainable Communities /Quality of Life
May 2015***

Social Housing Activity Report at 22nd May 2015 Killarney Municipal Area (K.M.A.)

Social Housing Applicants (Year to Date Position)

Accommodation offers made for property located within Municipal Area	10
New Tenancies Commenced	6
Accommodation refusals	1

Social Houses

Vacant properties within Municipal Area

Under Repair (Excl those awaiting major refurbishment)	5
Awaiting Allocation	5

Construction Programme

Single Rural Dwellings - under construction	1
Single Rural Dwellings -Tender Stage	0
Extensions - applications on hands	1
Extensions - under construction	0

Rental Accommodation Scheme

	<u>County</u>	<u>K.M.A.</u>
Total Active Tenancies	794	195
New tenancies in 2015	59	25
Tenancies terminated in 2015	14	4

Leasing

	<u>County</u>	<u>K.M.A.</u>
Leased Properties	81	20
Leases under negotiation	5	2

Housing Adaptation Grants (County Wide)

	<u>No.</u>	<u>"</u>
New Grants Allocated 2015	102	.635m
Total 2015 Commitment	141	.869m
Grants Paid	91	.368m

Cllr. J.J. Culloty welcomed Ms. Kathleen Curtin to the meeting in her new role as Administrative Office in the Housing Department.

Ms. Curtin stated that she had replaced Ms. Joan Brosnan and would be reporting on Housing for the whole County.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would give an update on water quality in the Brown Flesk and Maine.

Reply: The water quality in the Brown Flesk and Maine is generally good. Rivers Maine and Brown Flesk and some tributaries are sampled about 10 times a year by Kerry County Council Laboratory at pre-determined sampling points/locations for physio-chemical parameters. The BOD (Biochemical Oxygen Demand), Ammonia and Phosphate values of the rivers, indicators of pollution, are very low.

The rivers are scheduled for routine monitoring again in June.

Cllr. M. Gleeson welcomed the reply which indicated improvements in the water quality. He asked if he could receive a copy of the next monitoring report.

Cllr. D. Grady Seconded the Motion.

2. Cllr. J. Sheahan: What are the bye laws pertaining to the off road driving of motor bikes and quads on beaches and sand dunes.

Reply: Under Section 10 & 11 of Kerry County Council Beach Bye-Laws 2013, the driving of motor bikes and quad bikes are prohibited on all beaches in Kerry as set out in Schedules 3 & 4 of these Bye-Laws, save with the consent of the Council. The offence on conviction is a fine not exceeding " 1500.

Cllr. J. Sheahan stated that Kerry has an abundance of beautiful beaches. He said that when families visit beaches, their enjoyment is often spoilt by motor bikes and quads racing up and down the beach. He asked that signage be erected at beaches prohibiting such activities. He said that this Council should do more and uphold the law. Discussions should be held with the Gardaí about the matter. Cllr. Sheahan referred to the back beach at Glenbeigh and Inch which were prime locations for this activity.

Cllr. M. Gleeson Seconded the Motion. He said he had spoken previously on this subject. Beaches are for safety and recreation. People going to a beach should not be tormented and annoyed by this practice. The Bye-Laws are there to be implemented whether by the Gardaí or Kerry County Council staff.

Cllr. D. Healy-Rae asked why this Motion was included on the Agenda as there was no beach in the Killarney Municipal District.

3. Cllr. D. Grady: Did we as a Council break the By-laws by using pathways for burials in Aghadoe Graveyard over the past four months.

Reply: Kerry County Council has not broken any of the By-Laws for Cemeteries in Aghadoe by utilising additional space within the Cemetery for burial plots.

Section 4 of the By Laws states:

"4. GRAVE SPACES

The area to be used for graves shall be divided into grave spaces, to be designated by convenient marks, so that the position of each grave space may be readily ascertained. In all new Cemeteries a corresponding map or maps of the Cemetery shall be constantly kept by the Registrar and by the Council and shall be made available for inspection by all persons. On such map or maps every grave space shall be shown with its distinctive mark inscribed thereon, i.e. section and number."

The Council and the Aghadoe Burial Ground Registrar have a map showing every grave space and this is available for public inspection. This map includes all additional grave spaces available.

Cllr. D. Grady stated that he had a copy of the Bye-Laws and had sought advice on whether we had broken them by not having the plots marked out. He said that the Council were not doing things correctly.

Ms. A. McAllen stated that the Council's response on the matter had been provided. The Director in charge of Burial Grounds had responded to this. She said that maps evolve as burial grounds become populated and continue to be updated.

Cllr. Grady said he was not happy with the reply and may challenge the answer given.

Ms. McAllen said that if Cllr. Grady had specific information to give her, then she would commit to investigating his specific issue. Ms. McAllen reiterated the Director with responsibility for Burial Grounds has assured that no Bye-Law has been broken.

Cllr. B. Cronin asked Ms. McAllen if she could confirm, for the record, if Kerry County Council had registered identification and records of every plot occupied in Aghadoe including new plots.

Ms. McAllen again confirmed that this was correct as was detailed in the response given.

4. Cllr. B. Cronin: Have Kerry County Council made any progress since the last Area Meeting on acquiring lands for a new cemetery for Killarney.

Reply: Negotiations are ongoing regarding the acquisition of a new cemetery for Killarney and we expect to be in a position to conclude the negotiations shortly. Members will be updated when the matter has been finalised.

Cllr. B. Cronin said that the November Special Meeting of Killarney Municipal District was critically important. He acknowledged that discussions were still ongoing. He said the Council needed to obtain a properly developed and laid out site providing proper facilities. Substantial money was going to be spent on this to provide a suitable facility for Killarney. Cllr. Cronin acknowledged all efforts made by the previous Town Council in this regard.

Question No's 4 & 7 were moved in conjunction with Motion No 4.

4. Cllr. D. Healy-Rae: To ask has Kerry County Council progressed the provision of a new graveyard for Killarney.

Reply: Negotiations are ongoing regarding the acquisition of a new cemetery for Killarney and we expect to be in a position to conclude the negotiations shortly. Members will be updated when the matter has been finalised.

Cllr. D. Healy-Rae stated that this issue was an ongoing saga. He stated that he would appreciate movement on this.

Q7. Cllr. J.J. Culloty: What is the current situation regarding the acquisition of land for a Burial Ground for the people of Killarney? There are a limited number of grave spaces remaining in Aghadoe, as some of the public spaces will require a rock breaker to dig a grave, and this is not possible, as it would contravene current Bye Laws, and would also compromise other headstones.

Reply: Negotiations are ongoing regarding the acquisition of a new cemetery for Killarney and we expect to be in a position to conclude the negotiations shortly. Members will be updated when the matter has been finalised.

The By Laws for Cemeteries does not allow the use of heavy machinery for opening graves.

Cllr. J.J. Culloty said that time was of the essence in relation to acquiring a new burial ground. He referred to Aghadoe and said that part of the graveyard comprised of rock and that rock breakers were needed to make plots available. Space was limited and this needs to be expedited.

Cllr. M. Gleeson said that where rock is present, it would cost in the region of €1,500 to dig out a grave space.

Cllr. N. Kelleher asked what was the sanction for breaking the Bye-Laws.

Ms. McAllen read out No 28 of the Bye-Laws as follows:

"(i) An offence under these Bye-Laws may be prosecuted by the local authority which made the relevant bye-law, by any other local authority acting on its behalf or by a member of the Garda Síochána.

(ii) A person who contravenes a provision of any bye-law is guilty of an offence and is liable on summary conviction to a fine not exceeding €1,500.

(iii) If the contravention of a provision of a bye-law is continued after conviction, the person causing the contravention is guilty of an offence on each day on which that contravention continues and is liable on summary conviction for each such offence to a fine not exceeding €100."

Further to Cllr. N. Kelleher's request, Ms. McAllen circulated a copy of the Burial Ground Bye-Laws to all the Members.

5. Cllr. J.J. Culloty: That this Council accommodate, in conjunction with Killarney Tidy Towns, the placing of a Garden of Remembrance opposite the Courthouse. This would consist of a flagpole and Tricolour, 1916 Proclamation in black granite and seven shrubs to signify the Seven Signatories.

Reply: A program for Kerry 2016 Commemorative Events was discussed and approved by the SPC for Tourism, Arts and Culture in March 2015. This approved program was subsequently presented to and approved by Full Council at the April Meeting. This is the agreed Event Program for 2016.

Cllr. J.J. Culloty acknowledged the reply.

Cllr. M. Gleeson said that there was a development in progress adjacent to the Courthouse. Any development undertaken would need to be done in harmony with this.

Cllr. B. Cronin said that as the Members were representative of a broad public grouping, that they would need to take ownership and put their own cross-Party development in place. He said it was a good proposal.

Cllr. D. Healy-Rae supported the proposal but requested that the area next to the public toilets be kept free.

6. Cllr. N Kelleher: What is the update position with acquiring the much needed extension to the graveyard in Gneeveguilla.

Reply: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. Kerry County Council estimate that based on current usage, that this Cemetery will have grave spaces remaining for at least 6 more years.

Cllr. N. Kelleher said that he has had this matter on the Agenda since he was Elected a Member of the Authority. He strongly refuted the assertion that there is ample space for the next 6 years. He said that David Doyle had met with some locals there and they are moving into the ditch for extra spaces. He said the solution would be to acquire the adjoining land. He asked had the Authority spoken to the adjoining landowner.

Cllr. D. Healy-Rae moved Question No. 3 at this stage.

Q3. Cllr. D. Healy-Rae: To ask Kerry County Council has any progress been achieved in the provision of extra graveyard space and parking adjacent to the Church in Gneeveguilla to cater for funerals or busy occasions.

Reply: The Council has been in communication recently at a local level on the acquisition of a suitable site for the provision of a new cemetery for Gneeveguilla. Discussion is ongoing. Kerry County Council estimate that based on current usage, that this Cemetery will have grave spaces remaining for at least 6 more years.

Cllr. D. Healy-Rae said these two issues were very important to the people of Gneeveguilla. He said he had put this item on the Agenda for the last 5 - 7 years.

Cllr. M. Gleeson moved NoM 5 (Operations, Health & Safety) at this stage.

5. Cllr. M. Gleeson: That the Council would inform the meeting if a positive response has been forthcoming from the landowner in the matter of making land available for the development of a car parking area adjacent to the Church and Funeral Home in Gneeveguilla.
Again

Reply: The landowner in question was contacted recently and there is no progress to report on the matter.

Cllr. Gleeson asked if the matter was progressing.

Mr. P. Neary said that he had spoken last Friday to the landowner who was not responsive to selling.

Ms. McAllen said that this was not an urgent situation as there were 50 available spaces.

Cllr. N. Kelleher requested a map of the available spaces.

Ms. McAllen agreed to arrange this with Mr. P. Bradley.

Mr. C. Mangan said that he was aware that Mr. P. Bradley had been speaking with the landowner regarding the land on the west side.

Cllr. N. Kelleher said that the land was being leased at present. Now would be the prudent time to enter into discussions regarding this land prior to the expiration of the lease.

(c) Questions

1. Cllr. D. Healy-Rae: How many houses will Kerry County Council build in Rathmore in the immediate future.

Reply: As part of the Kerry County Council Housing Construction/Acquisition Programme 2015 - 2017, which has been submitted to the DoECLG, it is proposed to build 16 no housing units in Rathmore on land currently in the ownership of Kerry County Council. We are currently working towards progressing this scheme as part of the overall Housing Programme.

Cllr. D. Healy-Rae referred to the reply where it stated "proposed to build". He asked when will the building start as there was a local need.

Ms. K. Curtin agreed to follow up and revert to Cllr. D. Healy-Rae.

Ms. A. McAllen said that there were specific deadlines regarding drawdown of the allocation.

Cllr. D. Healy-Rae asked that the opportunity would not pass by.

Cllr. N. Kelleher said that it was cheaper to purchase property at present than to build.

2. Cllr. J. Sheahan: That Kerry County Council make funding available for Single Rural Cottages.

Reply: As part of the Kerry County Council Housing Construction/Acquisition Programme 2015- 2017, which has been submitted to the DoECLG, it is proposed to build 15 no single rural cottages over the period 2015/2017. We have already received preliminary Department approval to proceed with 3 of these houses and these are proceeding to tender stage. We have also received preliminary approval to proceed with the remaining 12 units and we are now commencing assessing and prioritising applicants in terms of housing needs and the usual site assessment/suitability, planning and legal requirements.

Cllr. J. Sheahan welcomed the reply.

3. Q3 was moved in conjunction with NoM No. 6 above.

4. Q4 was moved in conjunction with NoM No 4 above.

5. Cllr. B. Cronin: Is there any progress on lands for a playground for Firies.

Reply: We have not yet secured a site for a playground in Firies. A number of options are being presently pursued. All locations considered must meet our Playground Policy criteria and this is proving difficulty to find in Firies. In all locations where playgrounds have been installed to date in the county, no cost of site has had to borne as all sites were either donated or provided by the local community. We will redouble our efforts to provide a suitable site over the summer months.

Cllr. B. Cronin asked if the Council had been in discussion with landowners regarding acquiring a site. He said the situation was now critical.

Ms. A. McAllen agreed to liaise with Mr. V. Foley and revert to Cllr. Cronin.

Cllr. Cronin said there were now 264 children enrolled in the National School.

Ms. McAllen said that Ms. N. O'Sullivan would liaise with Cllr. Cronin on this issue.

6. Cllr. B. Cronin: Following the recent allocation of funding for social housing, what are Kerry County Council's proposals for house building or purchase in the Killarney Municipal Area?

House Building

Kerry County Council made a submission to the DoECLG to construct 20 housing units in the Park, Killarney. We have now received preliminary approval to proceed with this scheme. On that basis, we are currently in the process of preparing tender documents in order to have the scheme advanced. We have also made a submission to the DoECLG to construct 16 no housing units in Rathmore as well as a number of single rural cottages as part of the programme.

House Purchase

As part of the Kerry County Council Housing Construction/Acquisition Programme we have made a proposal to purchase 30 no houses during the period 2015/2017. A number of these houses will be purchased in the Killarney MD Area and at present, our Property Manager, Mr. Derry O'Sullivan, is currently assessing properties in the area for suitability.

Cllr. B. Cronin welcomed the reply.

In relation to house purchases, Ms. K. Curtin said that Mr. Derry O'Sullivan, Property Manager was finding it difficult to acquire suitable houses in Killarney which fit the criteria of the scheme.

Cllr. Cronin said he knew people who were willing to sell good properties to the Council.

Ms. Curtin suggested that these people should contact Mr. O'Sullivan.

Cllr. M. Gleeson said that the Council previously placed advertisements seeking expressions of interest from people interested in selling their property to the Council. He suggested that it might be appropriate to do so again.

Ms. A. McAllen agreed to bring this suggestion to the Director of Housing.

Q. 7 was moved in conjunction with NoM No 4 above.

8. Cllr. J.J. Culloty: What are the opening and closing times for the toilets at Torc Car Park and could more litter bins be provided at this location.

Reply: The bins at Torc Waterfall carpark are installed by the OPW and this Notice of Motion will be forwarded to the OPW for their attention.

Cllr. J.J. Culloty welcomed the reply.

15.05.27.06 Water Services Directorate

(a) To note update report from the Water Services Directorate

It was noted that the following report from the Water Services Directorate had been circulated to the Members.

Clár Infheistíochta na Seirbhísi Uisce Comhairle Contae Chiarraí
Kerry County Council Water Services Investment Programme
KILLARNEY MUNICIPAL DISTRICT MEETING
Achoimre Stádais ar an 21st May 2015
Status Summary at 21ú Bealtaine 2015

Irish Water Capital Investment Programme 2014-2016

Irish Water Capital Investment Programme 2014-2016 was launched in May. A total of 8 wastewater Schemes (total value of " 10.7 million) and 7 Water schemes (total value of " 22.5 million) in Kerry are included in the IW Capital Investment Programme. The Schemes listed in the CIP which affect the Killarney Municipal District are outlined in the following tables:

<u>CIP TIONSCNAIMH SHOLÁTHAIR UISCE</u> <u>CIP WATER SUPPLY PROJECTS</u>			
<i>Tionscnamh</i> Project	<i>Stádas</i> Status		
Mains Rehabilitation Project	Description	Value	Status
	County Direct Labour	" 2,649,776	Pipelaying ongoing by Direct Labour - substantially complete.
Central Regional Water Supply Scheme	Description	Value	Status
	Scart Reservoir	" 2,920,000	Construction of this project is complete.
	Water Treatment Plant - DBO	" 22,500,000	TENDERS RECEIVED THIS WEEK

<u>CIP TIONSCNAIMH FUÍOLLUISCE</u> <u>CIP WASTEWATER PROJECTS</u>	
<i>Tionscnamh</i> Project	<i>Stádas</i> Status
Kilcummin Sewerage Scheme	The Scheme is included in the Irish Water Capital Investment Plan (2014 to 2016). Irish Water has informed Kerry County Council that the Scheme will go ahead. The detailed design and contract documents will now be prepared to enable the project to go Tender.

Funding Priorities for Capital Projects

Irish Water has indicated that it will prioritize funding for capital projects based on the key issues to be addressed.

In Water, priority will be given to any Scheme to which a Boil Water Notice (BWN) applies, and any Scheme on the EPA Remedial Action List (RAL) and/or on a legal Direction from the EPA.

In Wastewater, priority will be given to towns (agglomerations) to which ECJ Ruling apply, and on meeting the requirements of the EPA Discharge Licenses.

Irish Water Capital Investment Programme 2017-2016

Irish Water has also launched a Minor Capital Works Programme 2014. This is a rolling programme of **minor improvement works** which can be added to as the need arises. The list of schemes that Kerry County Council has applied for under the Minor Capital Works Programme in the Killarney Area is outlined in the table below.

<u>MINOR CAPITAL WORKS PROGRAMME, KILLARNEY DISTRICT</u>			
Project	Description	Estimate	Status
Castleisland SS - Church St Sewer	Replace collapsed length of sewer	" 3,500	Completed
Castleisland SS - Limerick Rd. Sewer	Replace collapsed length of sewer	" 4,500	Completed
Castleisland SS - Barrack St Bridge	Sewer encroaching Archway of Bridge causing river to back up and flooding upstream	" 45,000	Refused
Castleisland SS - Church Street bridge	Sewer pipe fixed below soffit / eye of Bridge - may cause river to back up and flood	" 45,000	Refused
CRWSS Brewsterfield Mains Replacement	Replace defective mains Knockanes, Headford etc	" 570,000	Requested
Brosna Knocknagoshel WSS . Meenleirim Pumphouse	Provide sump to improve operation of pumps	" 10,000	Approved
Dromultan Scartaglin Pumpstation	Lay pipe to eliminate old pump station	" 35,000	Approved
Dooneen Reservoir Castleisland	Fencing works	" 8,000	Approved
Dromhall Pk Killarney	Replace Cast Iron mains	" 64,000	Requested
Mid Kerry Mains Replacement - Coolbane Aglish	Replace 1.5Km of the 200mm diameter PVC Trunk Main	" 300,000	Approved
Mid Kerry Mains Replacement - Bushmount Raffeens Clounlara	Replace 2.2Km of the 50mm diameter PVC watermain with a 100mm PVC pipe.	" 200,000	Requested

Milltown Watermains Rehab.	Bridge St to Castlemaine Road . replace Cast Iron pipe	" 125,000	Completed
Shrone WSS . RawqWater Main	Lay main from Lake to WTP	" 160,000	Requested
Water Bulk Meters Upgrade	<u>Countywide</u> project to upgrade bulk meters to provide more information on water flows	" 123,000	Substantially complete
Total Approved		" 609,000	

THE RURAL WATER PROGRAMME

The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement.

A total Block Grant Allocation of €780,100 has been allocated to Kerry County Council for the various measures under the Rural Water Programme in 2015.

Takeover of Group Schemes

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water.

Nationally, discussions are ongoing between the DoEC&LG, the County and City Managers Association and Irish Water to develop a protocol to facilitate the Takeover of Group Schemes.

Mr. C. Mangan referred to the Central Regional Water Supply Scheme. Tenders had been received last week for the new treatment plant which is to be built at Lough Guitane. This is a very significant development.

Mr. Mangan referred to the proposed Mid-Kerry Mains Replacement at Aglish. Funding of €300,000 has now been received for the project.

Cllr. B. Cronin moved Question No. 5 at this stage.

5. Cllr. B. Cronin: Has any money been allocated for a new watermains from Aglish to Flynn's Forge and has the flushing pipe been connected and diverted into the river at the forge.

Reply: Approval was received in May 2015 for this 1.5Km pipe replacement job of value " 300,000. Arrangements are in hand to extend the watermain & scour drain to the river at the bridge near the Forge.

Cllr. B. Cronin welcomed this. He said there were approximately 25 depressions on that section of road. He stated that the pipe was under pressure there. This was very welcome news.

Mr. C. Mangan said that it is planned that work will commence late in 2015 or early 2016.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would inform if Uisce Éireann has made finance available for the development of a public sewer for the 26 houses in Dennehy's Road, Fair Hill, Killarney.

Reply: Funding for this proposal has not been made available in 2015 by the Department of Environment, Community and Local Government.

In wastewater, priority is being given by Uisce Éireann to the upgrading of existing waste water treatment plants in towns where ECJ Rulings apply to the existing sewerage infrastructure, and on meeting the requirements of the EPA Discharge Licenses to these existing Schemes.

The development of such an extension to the public sewer as is necessary in Dennehy's Road, Fair Hill is a consideration for a Group Sewerage Scheme. The administration and development of the Group Scheme sector continues to be a function of the Local Authorities under the guidance and supervision of the DoEC&LG and Irish Water has no authority, responsibility or involvement. In January Kerry County Council had included the Dennehy's Road project (value circa " 280,000) as part of the Council's annual submission to the Department Of Environment, Community and Local Government for funding for the Rural Water programme 2015.

The Rural Water Grants were announced by the DoE in May 2015 and a total of " 70,000 has been made available to Kerry County Council for new GSSs this year.

Cllr. M. Gleeson said that to have that number of houses in the middle of the town not connected to a public sewer was ludicrous.

Cllr. D. Grady Seconded the Motion.

Mr. C. Mangan said that very little money is being received for Group Sewerage Schemes.

2. Cllr. D. Healy-Rae: To ask Kerry County Council to rectify the problems with the sewerage system in the Greenfields Estate in Furies.

Reply: This is a 49 house privately developed estate in Furies, in which parts of the sewer pipelines have not been properly laid. The estate is not in charge of the Council, nor has it applied to be taken in charge.

Kerry County Council is currently in discussion about the completion of the snaglist of works necessary in the development with the financial company which holds the insurance Bond for the development. The Council's Water Services Section arranged for the clearing of blocked sewer pipes in the Estate in April 2015.

Cllr. D. Healy-Rae thanked the staff for clearing the blocked sewer pipes. He said the problem might re-occur. He said the residents were concerned. He asked what was the cause of the problem.

Mr. C. Mangan said that the Housing Estates Unit was in discussion with the Bondsman regarding the repair to that part of the sewer. He said that the Bond was not big enough to carry out all the work.

Cllr. Healy-Rae urged the Council to spend all the bond money wisely. He said that the lighting also needed to be repaired.

Cllr. B. Cronin moved Notice of Motion No. 26 (Operations, Health & Safety Directorate) at this stage.

26. Cllr. B. Cronin: Have Kerry County Council reached agreement with the bondsman regarding outstanding works in Greenfields, Furies. When will work begin?

Reply: While an offer from the Bondsman has been made, it is less than the amount claimed on this bond. We intend to engage further on the matter with the Bondsman in this case.

Cllr. B. Cronin stated that most Officials were aware of the predicament of the residents in Greenfield. He said that the Council's Planning and Estates Unit should ensure that every cent of the Bond is received for the people of Greenfield. He said that lighting and the sewers backing up were still an issue. He acknowledged that the Kerry County Council Water Services Engineer, Mr. Charlie O'Leary had arranged a drainage company to free up the sewer pipe. He asked if a close circuit camera survey had been carried out.

Mr. C. O'Leary said that the survey had been completed and he agreed to forward the results to Cllr. Cronin.

3. Cllr. D. Healy-Rae: To ask Kerry County Council if they have received funding and the go ahead for the water mains at Clonlara and Bushmount, Furies.

Reply: A submission for works of value " 200,000 to replace 2.2km of this old and deficient 50mm diameter PVC watermain with a 100mm PVC pipe has been made to Irish Water. To-date, no funding has been made available for this job.

Mr. C. Mangan said he was optimistic that the funding may come for this project. The Water Services Department is aware of the problems in the area.

Cllr. B. Cronin said he had brought in a deputation relating to this. He said this was causing huge problems. He said there were businesses located here that create employment. He was hopeful that this would come to a successful conclusion.

4. Cllr. J.J. Culloty: That this Council liaise with Irish Water, to identify the route of the sewer line from Kilcummin to Killarney, and once identified, that this Council

immediately begin the long awaited restoration works to the sections of road, which are unaffected by the laying of this sewer line.

Reply: Irish Water has informed Kerry County Council that the proposed Scheme will be constructed. The detailed design and contract documents will now be prepared by a Consulting Engineer, on behalf of Irish Water, to enable the project to go Tender. It is the understanding of the Council that the proposed Scheme will consist of a sewer pipeline, the route and details of which have not yet been finalised, to connect to the existing network in Killarney. When the route of the proposed sewer has been confirmed by the Consultants, road restoration works may then be considered.

Cllr. J.J. Culloty asked if a start date for the scheme was known.

Mr. C. Mangan replied that it may start next year. He said he hoped to be notified of the planned route soon.

Cllr. N. Kelleher said that at the previous meeting it was agreed that a copy of the former route would be sent to the Councillors.

Mr. Mangan agreed to forward this to the Councillors.

Cllr. D. Healy-Rae moved Question 4 at this stage.

4. Cllr. D. Healy-Rae: To ask has Irish Water identified the route for the Kilcummin Sewer down to the Killarney Plant.

Reply: Irish Water has informed Kerry County Council that the proposed Scheme will be constructed. The detailed design and contract documents will now be prepared by a Consulting Engineer, on behalf of Irish Water, to enable the project to go Tender. It is the understanding of the Council that the proposed Scheme will consist of a sewer pipeline, the route and details of which have not yet been finalised, to connect to the existing network in Killarney.

Cllr. D. Healy-Rae referred to the proposed line and wayleave. He asked if there would be an extension onto the new proposed line or could we consider a Group Sewerage Scheme for the people this affects.

Mr. C. Mangan said if pumping is involved, this would disallow connections to the scheme along the particular length of pumped / pressurised sewer. It remains to be seen what specifically is proposed.

Cllr. B. Cronin moved Question 6 at this stage.

Q6. Cllr. B. Cronin: What is the update on Kilcummin Sewerage Scheme?

Reply: Irish Water has informed Kerry County Council that the proposed Scheme will be constructed. The detailed design and contract documents will now be prepared by a Consulting Engineer, on behalf of Irish Water, to enable the project to go Tender. It is the understanding of the Council that the proposed Scheme will

consist of a sewer pipeline, the route and details of which have not yet been finalised, to connect to the existing network in Killarney.

Cllr. B. Cronin said the two main questions regarding the Scheme were when was it commencing and what was the proposed route?

Mr. Mangan said that the scheme is with Consulting Engineers and neither the starting date nor the precise route was yet known, but Kerry County Council would continue to liaise with Irish Water and relay the answers to the Councillors as soon as the information becomes available.

(c) Questions

1. Cllr. M. Gleeson: Have the booster pumps been installed to ensure adequate water pressure for the residents of Dromhale area of Killarney?

Reply: There are perhaps 20 houses on relatively high ground which may experience low pressure when any problems / leaks / bursts occur in the wider network. It is intended to install an in-line booster pump at this location.

Cllr. M. Gleeson asked if this work could be completed before the Summer.

Mr. C. Mangan said that it is planned to do the job as soon as possible subject to resources being available.

2. Cllr. M. Gleeson: Has Uisce Éireann given any indication of an intention to lay a new water main from The White Bridge along Mill Road in the townland of Dromhumper? If it has not done so to date, then I propose that we contact it in this regard immediately.

Reply: At times of very high demand or when there is any interruption to the water supply in the trunk mains in Killarney, there can be low pressure or no flow in this old and deficient 1+ diameter spur pipeline to the 5 properties at Dromhumper. It is intended to make a submission in the coming weeks for funding to replace the pipe with a larger watermain.

Cllr. M. Gleeson asked that the application to Irish Water be progressed.

3. Cllr. M. Gleeson: Has Uisce Éireann indicated when it, in conjunction with the Council, intends to undertake the very necessary remedial work and pipe laying in Dromhall Park, Woodlawn Road?

Reply: A submission for works of value " 64,000 to replace 375M of this old and deficient 100mm diameter cast iron watermain, with 45 No. lead service connections, with a 100mm PVC pipe has been made to Irish Water. To-date, no funding has been made available for this job.

Mr. C. Mangan said that he had expected that funding would have been received by now for this proposal. He said that the results of a further

requested test, which again highlighted the problem in the pipeline, had been forwarded to Irish Water. He agreed to raise the matter again with Irish Water.

Cllr. D. Healy-Rae supported the Motion.

Mr. C. Mangan confirmed that 2km of water main will be laid from Muckross Church to Barry's Cross. The work is planned to commence in mid June.

Cllr. Healy-Rae welcomed this and said that the road was in very bad condition.

4. Cllr. D. Healy-Rae: Q4 was moved in conjunction with NoM No 4.

5. Cllr. B. Cronin: Q5 was moved during the discussion on the Minor Capital Works Programme (Water) for the Killarney Municipal District.

6. Cllr. B. Cronin: Q6 was moved in conjunction with NoM No 4.

15.05.27.07 Operations, Health & Safety Directorate

(a) To note update report from the Operations, Health & Safety Directorate

It was noted that the following report from the Operations, Health & Safety Directorate had been circulated to the Members.

Killarney Municipal District Meeting – 27th May, 2015

Report from the Director of Operations, Health & Safety

1. Staffing

Paul Neary Senior Executive Engineer Municipal District

Liz Breen . Senior Staff Officer. based in the Municipal District Operations Office

2. Works Programme – Works planned / carried out in May / June 2015

<u>Roads / Estates / Amenity</u>		
Location	Works Description	Status
Muckcross Road	Traffic calming, widening of footpaths, cycle paths and undergrounding of services	Water Main was relaid by Water Services (completed Mid April) Ducting for undergrounding of ESB wires and connections to premises along Muckcross Road (completed Mid June)
Fairhill	Provision of Seating and Amenity Area	Completed by Mid June
Refurbishment of Toilets at New Street	Complete Refurbishment of existing works	To commence June / July . currently preparing tender documents
Killarney Municipal District	General road maintenance and repair	Ongoing
Killarney Municipal District	Municipal district works programme 2015 adopted.	Ongoing
Killarney Municipal District	<p><i>Restoration Improvement Programme – Killarney East</i> L-7027 Lisheen to Blackwater Bridge L-7046 Bounard to Freemount L-2025 Powells Cross to Caheragh Cross L-3007 Brehig to Ballynahalla Cross R-570 Barraduff to Shronedarragh L-3006 Anablaha to Ballahantouragh</p> <p><i>Restoration Improvement Programme – Killarney West</i> L-3018 Coolgarriv X to Coolcorcoran L-8003 Laharn X to Rockfield Middle L-7037 Aghacurreen to Barleymount X</p> <p><i>Restoration Maintenance Programme – Killarney East</i> L-3009 Scrahanfadda to Coopers Cross L-3006 Scartaglen to John Richards Cross L-3013 Banard to Gullane L-7030 Annaghilymore to Meenagishagh L-7028 Lissyconnor to Scrahangullaun L-2033 Camp to Knockeen Cross</p> <p><i>Restoration Maintenance Programme – Killarney West</i> L-7009 Scart X - Rossanean L-7037 Barleymount X - Aghacurreen L-2033 Finnegans X - Doneen</p>	<p>Ongoing; Skirting works almost complete, main works to be carried out in June / July / August</p> <p>Ongoing; Skirting works almost complete, main works to be carried out in June / July / August</p>
Plunkett Street	Widening of Footpaths, realignment of	Currently preparing

	junction	documents for public consultation process
High Street	Widening of footpaths and build outs, provision of trees	Currently preparing documents for public consultation process
Killarney Municipal District	Maintenance works at Scartaglen Village	Complete.
Killarney Town	Street Cleaning	ongoing
Killarney Town	Gardening	ongoing
Housing		
Location	Works Description	Status
Vacant House Upgrades		
28 St Johns Castleisland	Upgrade of vacant dwelling	Ongoing
8 Cahereens West, Castleisland	Upgrade of vacant dwelling	Ongoing
5 Monastery Gardens	Upgrade of vacant dwelling	Ongoing
41B An Chaisleain Mor, Castleisland	Upgrade of vacant dwelling	Completed by Mid June
Routine Maintenance		
Local authority houses, demountables, halting sites	Routine maintenance as required	Ongoing

Mr. P. Neary circulated drawings and the following report of 3 proposed projects for Killarney Town to the Members.

Projects for Part viii / Section 38 Procedure

Plunkett Street – Section 38

The upgrade to Plunkett Street involves narrowing the roadway to 3.5 meters and widening the footpaths. The roadway and footpath would be level and bollards would delineate the roadway. This project would involve removing the dual lanes adjacent to the Bank building and replacing it with a single lane left or right turn. This would continue the pedestrian friendly main street layout along Plunkett Street.

High Street – Section 38

The upgrade to High street involves narrowing the roadway to 3.8 meters and widening the footpaths. Build outs would be created uniformly along the street to incorporate trees and urban furniture. Together with the Civic Area at the top of High street this project would enhance High street and promote pedestrian usage of the upper areas of the street.

Gaelscoil Road – Part VIII

This project links the Deerpark road the N22 Killarney bypass. The project involves the construction of a Traffic Light Junction at the Deerpark road adjacent to the entrance to the Deerpark shopping centre. The construction of a road linking the road at the Gaelscoil with the N22 Killarney bypass adjacent to the Leisure Centre roundabout. This project would alleviate the traffic congestion that exists at the Gaelscoil and Deerpark road.

Mr. P. Neary said that the first two schemes (Plunkett Street and High Street) would be by way of a Section 38 process and would involve public consultation. The Gaelscoil scheme would be a Part VIII process. He said that he would take on board the views of the Members in relation to these proposed schemes.

Cllr. D. Grady referred to the Plunkett Street scheme. He said there was not enough room for two lanes if the footpaths were widened. He stated that every business was told they would get special parking concessions if it was widened but this did not happen. Cllr. Grady further stated that he was opposed to traffic lights for the Gaelscoil Scheme.

Cllr. D. Healy-Rae said he too was against the installation of traffic lights. In relation to the High Street scheme, losing 3 - 4 car park spaces would cause uproar. He said he would prefer a car space rather than planting a tree there.

Cllr. B. Cronin referred to Plunkett Street and said that the back up of traffic there is chaotic. He said that in the past, we weren't practical with the top of the town. The whole place is choked up with traffic. He said that traffic lights give everyone safe right of passage. He said there should be no right turn up onto Main Street. Traffic will back up to College Square. Cllr. Cronin said he had serious reservations in relation to taking away parking spaces on High Street as this is a tourist town and parking is needed. Regarding the Gaelscoil proposal, Cllr. Cronin suggested that this needs further examination. The residents need to access the By-pass in a way that is acceptable to them.

Cllr. N. Kelleher referred to the Gaelscoil scheme and said that the residents were frustrated with the traffic. This plan could open up access to that side of town. He asked the Council staff to listen to the residents' issues. Cllr. Kelleher queried the removal of 4 car spaces.

Mr. P. Neary said that the business people are finding it hard to get people up to High Street. This plan would make the street more attractive.

Cllr. Kelleher said that the issue of parking in the town should be solved. He said we are solving one issue and creating another. In relation to Plunkett Street, Cllr. Kelleher concurred with Cllr. B. Cronin's where he stated that there should be no right turn. It might solve the problem in High Street.

Cllr. Kelleher said that he welcomed elements of all proposals provided the concerns regarding extra parking and traffic problems elsewhere in town were addressed.

Cllr. M. Gleeson referred to the High Street proposal. He said that parking was a town problem and needs to be addressed in the town context. He referred to a previous Municipal District meeting where he proposed the building of a multi-storey carpark as a public private partnership. He said this option should be vigorously pursued as it works well in other towns. He agreed that tree planting would improve the aesthetics of the area. In relation to Plunkett Street, Cllr. Gleeson said there will always be a problem with it. It should be pedestrianised. Cllr. Gleeson used the example of Grafton Street in Dublin where this has proved extremely successful. Cllr. Gleeson said at present, buses are coming down Plunkett Street and trying to get around the corner. He said this makes no sense. This issue needs to be further investigated. In relation to the Gaelscoil proposal, Cllr. Gleeson said the consent of the residents and the Gaelscoil needs to be received. If these people are not on board, we will fight a losing battle.

Cllr. D. Grady said that he didn't agree with Cllr Cronin in relation to a "left turn only" at Plunkett Street. He said that the businesses would be in trouble.

Cllr. B. Cronin said that anyone driving up that street was not going to stop as there was nowhere to park. This was a suggestion to end the gridlock in the town.

(b) Notices of Motion

1. Cllr. M. Gleeson: That the Council would ensure that the wall on the right hand side approaching the railway bridge in Dennehy's Road, Fair Hill, would, forthwith, be reinstated. It has for far too long been a crumpled mess.

Reply: The wall in question is in a poor state of repair. This wall is adjacent to the Killarney / Tralee Rail line. Iarnród Éireann approval is required to carry out works adjacent to their rail line. A request for permission has been forwarded to Iarnród Éireann and their approval is awaited. Repairs to the wall will be carried out subsequent to Iarnród Éireann approval.

Cllr. M. Gleeson said that all that remained here was crumpled rubble.

Cllr. D. Grady Seconded the Motion.

Mr. P. Neary confirmed that he had recently received approval from Iarnród Éireann that the work could commence and confirmed that this work would commence in the next 4 weeks.

Cllr. Gleeson welcomed this.

2. Cllr. M. Gleeson: As the By-Pass Road from Cleeny Roundabout to Park Road Roundabout (eastern end) is very well lighted and has considerable width, that the Council, in conjunction with the NRA, would provide a safe pedestrian way on the southern side of the roadway.

Reply: This section of roadway is over 2,000m long and the provision of a footpath would be of the order of " 300,000.00. The road in question is a National Route and funding would have to be provided from the National Roads Authority. The National Roads Authority is not providing any substantial monies for footpath development works in the 2015 Road Works Programme. Kerry County Council are prioritising footpath maintenance works to the existing footpath network with the National Roads maintenance funding.

Cllr. M. Gleeson said that the improvement of walking and cycling paths was the future of tourism in this County.

3. Cllr. M. Gleeson: That the Council would state if there been any recent communication from the NRA in relation to the provision of a safety barrier on the southern side of the N72 at the sweeping bend in the townland of Ardaneanig which has been the scene of numerous, non fatal, accidents.

Reply: In regard to any works at the locus of the bend in question, the NRA is currently carrying out a Road Safety Inspection (HD17 Road Safety Inspection) on the entire N72. The Consultants who carried out the Road Safety Inspection have forwarded a Report onto the NRA recommending that various works be carried out to improve safety. The NRA propose to meet Kerry County Council in the near future to discuss the Safety Report. This location will have been inspected and if the consultants have indicated that a Safety Barrier is required here then it is likely that the NRA will provide funding for its provision.

Cllr. M. Gleeson said that 5 - 6 cars have ended up in the field and the landowner is deeply concerned. Cllr. Gleeson said he would appreciate if Ms. Lucy Curtis, NRA would make a decision in relation to this.

Mr. P. Neary confirmed that the NRA had completed a Safety Report and were due to meet with Council staff soon. He was hopeful that the NRA would fund this if it was in the report.

4. Cllr. M. Gleeson: That the Council would provide an update on the level of progress made in the negotiations with the receiver in relation to Mountain View Estate, Kilcummin.

Reply: The Receiver for this development proposed a cash settlement in respect of the Bondsman's Liabilities which has been accepted by Kerry County Council. Further to recent follow up contact from the Housing Estates Unit, the Receiver confirmed that he is awaiting clearance from the bondsman on this before payment can be made.

Mr. D. Doyle said he hoped this would be sorted in the next month after which, a contractor will be engaged to carry out the works.

5. NoM 5 moved in conjunction with NoM 6 (Sustainable Communities / Quality of Life Directorate)

6. Cllr. M. Gleeson: That the Council would examine the safety of the evergreen trees that overhang the grotto and the roadway at Rock Road.

Reply: The trees at this location will be surveyed and inspected and a report prepared for same. If any tree surgery is required, it will be attended to.

Cllr. M. Gleeson said that if the trees fall, they could reach across the road.

7. Cllr. B. O'Connell: That Kerry County Council reinstate a Traffic Warden for the afternoon in Castleisland Town as there has been no Warden on duty since February 2012 or alternatively, a School Warden be provided at College Road.

Reply: A Traffic Warden service is provided up to 13:00 in Castleisland. A Traffic Warden will attend Castleisland in the afternoon on an ad-hoc basis.

Cllr. O'Connell said people are wise to the fact that no service is provided in the afternoon in Castleisland. This is causing big problems in the College Road area as this is where most of the schools are located. He said a bit of order is needed there. He said that if the perception is there that there is a service, people will comply with parking. A presence is required at this location.

Mr. Doyle confirmed that a Warden would attend Castleisland one afternoon each week and vary the day of each visit. The Warden will concentrate on the College Road area.

8. Cllr. D. Healy-Rae: To ask Kerry County Council and the NRA to provide a turning off lane at Garries for the people of Foiladuan, Clonkeen.

Reply: This request has been assessed previously and the provision of a right hand turning lane could not be provided at this location due to the width of Garries Bridge.

Mr. P. Neary confirmed that they consulted with the NRDO on the matter. They said that Garries Bridge was built a long time ago. It is not wide enough for a right hand turning lane. Mr. Neary said that the standards would dictate that a turning lane needs a lead in and a lead out.

Cllr. Healy-Rae said he was disappointed with the reply.

9. Cllr. D. Healy-Rae: To ask Kerry County Council to open up the old access into Pinewood Estate and where this access would meet with the Park Road, to provide a left exit only to assist the people of Pinewood who are trying to get out of their estate.

Reply: The re-opening of this entrance has been examined on a number of occasions previously. This entrance previously accessed onto the Park Road which is a busy urban Regional Road. The entrance was closed due to traffic safety concerns. The entrance is in close proximity to the Park Road Roundabout and to a School Warden Crossing point. The NRA Safety Officer has also advised on this matter previously. To allow traffic exit from this junction would be a direct conflict with traffic on the Park Road exiting the Park Road roundabout. Therefore, due to safety reasons, it would not be possible to open up this entrance.

Cllr. D. Healy-Rae said that the problem for residents was getting out of Pinewood onto Park Road as they are being held up with traffic coming from Deerpark. There should be some way of facilitating these residents.

Mr. P. Neary stated that he and Kieran O'Halloran met with the residents after their recent visit to the Municipal District Meeting and discussed improvements that could be carried out. The residents are applying for a Community Involvement Scheme. Their priority is to improve the entrance to the estate.

10. Cllr. D. Healy-Rae: Has Kerry County Council received the necessary funding to construct a pedestrian crossing from the Post Office to the playground / Train Station in Rathmore?

Reply: An application for funding for the pedestrian crossing, which involves traffic speed and pedestrian surveys, has been prepared. This application has been forwarded to the NRA. It is anticipated that the funding for the pedestrian crossing will be received on foot of this application.

Cllr. D. Healy-Rae said he was pleased with the response. He asked that the work be carried out this year.

Mr. P. Neary said the NRA were amenable to providing a pedestrian crossing. A pedestrian survey was carried out on a Friday between 8.00am and 4.30pm and 30 people crossed at this location.

Cllr. J. Sheahan welcomed the reply and said this was good news for Rathmore. He said that everything is concentrated on that junction.

11. Cllr. J. Sheahan: That Kerry County Council replace the footpaths at Mangerton View, Killarney.

Reply: There is no funding available for these works at present. These footpaths are being maintained as required through the local Road maintenance budget. These works will be considered further when funding becomes available.

Cllr. J. Sheahan asked that these works be prioritised. He said the community was aggrieved about the footpaths. They were promised the footpaths would be reinstated.

Mr. P. Neary said that new trenches were laid here. He said that he will prioritise the review at year end and hopefully include this for early next year.

12. Cllr. J. Sheahan: That Kerry County Council erect a directional sign at Gneeveguilla for Maughantourig.

Reply: This directional sign has recently been erected.

Cllr. J. Sheahan welcomed the reply.

13. Cllr. J. Sheahan: That Kerry County Council install bollards on the footpath at East End Rathmore, opposite Hickeys Service Station. Vehicles parking on the footpath are causing a Health and Safety issue for the residents attempting to access the busy N72 from their homes.

Reply: Concrete bollards were provided here previously but have been removed over time due to damage etc. Cast iron bollards will be provided here to prevent vehicles parking on the footpath.

Cllr. J. Sheahan said this was a dangerous location and asked that the bollards be installed as soon as possible.

14. Cllr. J. Sheahan: That Kerry County Council take every precaution when cutting and strimming at junctions etc. that these areas are scanned for Knotweed so as to prevent the spread of this invasive weed.

Reply: When Kerry County Council proposes to carry out works along any public road where Japanese Knotweed is present, it will ensure the Japanese Knotweed is eliminated before carrying out the works. Kerry County Council Staff have been trained in identifying invasive species and the treatment of same.

Kerry County Council has written to more than 5,000 landowners to provide information on the control of Japanese Knotweed. The Bio Diversity Officer has provided training to hedge cutting contractors in relation to the identification of Japanese Knotweed. The Department of Transport Tourism and Sport will shortly be issuing further guidelines on the control of invasive species.

Cllr. J. Sheahan noted that Kerry County Council were taking the problem of Japanese Knotweed seriously. He said that the public needed to be kept informed about this plant. He said that people do not realise what they are cutting.

Cllr. J.J. Culloty noted that where the Knotweed had been sprayed, it had proved very effective.

Mr. K. O'Halloran stated that the eradication of the Knotweed was a 3 year spraying programme which starts in October each year.

15. Cllr. J. Sheahan: To ask Kerry County Council to carry out repairs to the dangerous uneven surface at Minish Level Crossing on the N22.

Reply: Kerry County Council has applied for funding for these works previously and has discussed same with the National Roads Authority Inspector. The NRA has indicated that it is unlikely that funding will be allocated in the current year.

Cllr. J. Sheahan asked if approval for this could be expedited. He said that high loaded vehicles were creating a dangerous situation at this crossing.

16. Cllr. J. Sheahan: To ask Kerry County Council to erect a build-up of traffic alert signs on the N22 approaching the Minish Level Crossing on the Killarney town side travelling eastwards.

Reply: This request has been considered previously and extra signage had been provided at this location. Additional lining can be considered and this will be discussed with the National Roads Authority.

Cllr. J. Sheahan said that on the Killarney side, there is a build up of traffic when the crossing gates are down and this can go a long way back. Motorists could end up crashing into the back of a car very easily. A traffic build up sign is needed here.

Mr. P. Neary said that he had discussed this with the NRA and suggested that the lining could be improved at the location. He said he would try and get this work done during the summer.

Cllr. D. Healy-Rae supported both Motions. He said that he could not understand why this has been delayed. This is an issue of safety on a National Primary Road.

Mr. D. Doyle said that the Council applied to the NRA for funding and brought the Inspector to the crossing but no funding will be available this year.

17. Cllr. D. Healy-Rae: To ask Kerry County Council to take Rossdara Housing Estate in charge and to provide a footpath from the estate to the N71.

Reply: A Taking in Charge application was received for Rossdara Housing Estate late last year. It is being assessed in accordance with the Council's policy on taking estates in charge. As part of the Taking in Charge process it is intended to include this estate in the next tranche of housing estates to be forwarded to Irish Water over the next couple of months for their consent for the taking in charge of foul and water infrastructure in accordance with the Memorandum of Understanding and Protocols recently agreed with Irish Water.

Cllr. D. Healy-Rae welcomed the reply.

Mr. D. Doyle said there was no funding for this footpath. However, he said that half the footpath might be constructed this year with the remainder being completed the following year, depending on funds remaining.

18. Cllr. D. Grady: That the Council would cut back the growth/shrubs in front of the Gaelscoil and across the road on the right hand side as a lot of unruly behaviour is taking place. The area in front of the Gaelscoil also needs to be re-surfaced.

Reply: Kerry County Council has cut back the growth in the Green area opposite the Gaelscoil. In regard to the road surface there is currently no funding for re-surfacing works at this location, however the area is being maintained by Kerry County Council's Road crews.

Cllr. D. Grady said that a lot of anti-social behaviour such as taking drugs and under age drinking was taking place at this location. He said he had brought it to the attention of the Gardaí. It is a hiding place and a proper job needs to be carried out here to cut back more growth.

Mr. P. Neary agreed to inspect the location.

19. Cllr. D. Grady: That the Council would provide a bench in memory of Paddy Turner at the top of High Street.

Reply: A bench can be provided in memory of Paddy Turner, the provision of this bench would be suitable for funding from the Councillor Specific Municipal District Fund.

Cllr. D. Grady said that Paddy Turner was part of Killarney and loved by everyone. Cllr. Grady said he was delighted with the reply. He complimented the HSE staff who looked after him so well.

Cllr. J.J. Culloty moved Notice of Motion No. 32 at this stage.

32. Cllr. J.J. Culloty: To mark the recent passing of Paddy Turner, a hugely popular and respected citizen of Killarney, that this Council dedicate a park bench, or some other fitting gesture, to acknowledge the contribution he made, in his own way, to this town.

Reply: A bench can be provided in memory of Paddy Turner. The provision of this bench would be suitable for funding from the Councillor Specific Municipal District Fund.

Cllr. J.J. Culloty welcomed the reply. He said that Paddy Turner was well known by tourists and locals and this would be a fitting tribute.

20. Cllr. D. Grady: That the Council would carry out repairs on lags on the Main Road from Farranfore to Killarney.

Reply: There are a number of lags on the road on the approach to Farranfore from Knockaderry Hill. The NRA has indicated that they will consider this section of road for a pavement overlay in 2016. They have also indicated that they will not fund any major repair works in the current year. The Killarney Municipal District Operations sections will carry out repairs to a number of the lags from its general maintenance

allocation. These repair works will be carried out on the N22 roadway at Knockaderry in July.

Cllr. D. Grady said that there was one big lag and a lot of smaller lags at this location. He welcomed the decision to repair the big lag in July.

Cllr. B. Cronin moved Question No. 18 at this stage.

Q18. Cllr. B. Cronin: When will the bad lags on the N22 in Farranfore to Knockaderry be repaired?

Reply: There are a number of lags on the road on the approach to Farranfore from Knockaderry Hill. The NRA have indicated that they will consider this section of road for a pavement overlay in 2016. They have also indicated that they will not fund any major repair works in the current year. The Killarney Municipal District Operations Section will carry out repairs to a number of the lags from its general maintenance allocation. These repair works will be carried out on the N22 roadway at Knockaderry in July.

Cllr. B. Cronin said that this road was the main artery from Tralee and Limerick. He said it was possible to lose control of a car on this stretch of road. He welcomed the decision to carry out work at this location.

Mr. D. Doyle confirmed that the rest of the road would be considered for Pavement Improvement Works in 2016.

21. Cllr. D. Grady: That the Council would address parking at the top of Sand Pit in the Marian Terrace area as people living there cannot get parking in their area.

Reply: Kerry County Council has inspected this area on a number of occasions and has not witnessed any parking problems. However a sign will be erected here requesting motorists to ~~please~~ respect residents' parking.

Cllr. D. Grady welcomed the provision of a sign. He asked that the Engineers meet with the locals regarding this issue.

Cllr. J.J. Culloty said that there is a carpark very close to Marian Terrace. He suggested that this carpark could be used by the non-residents and signs erected to indicate that there is an alternative place to park.

22. Cllr. B. Cronin: To ask that extra public lighting be provided from the Golden Gate end of Countess Road up to the Crèche.

Reply: This area has been investigated by Kerry County Council's Public Light Section and they have stated that there is currently adequate lighting in this area.

Cllr. B. Cronin asked if the lights could be extended out as there is a very dark section on this road.

Mr. D. Doyle agreed to bring the matter to the attention of Mr. K. O'Halloran.

23. Cllr. B. Cronin: To ask for the findings of the Council's assessment of traffic management on Listry Bridge following a recent deputation which outlined regular accidents and serious safety concerns (the bridge wall was damaged on May Bank Holiday). Also, what would it cost to build a new bridge or widen the existing structure?

Reply: The current traffic layout at Listry Bridge indicates that the bridge operates as a one way system with drivers having to yield to traffic on the bridge. The problem occurs when drivers disregard the yield signage and try to pass opposing vehicles on the bridge. The solution to this problem is to construct a rubbing strip either side of the bridge to prevent opposing vehicles being able to pass on the bridge and prevent the bridge being struck. Approach signage would need to be enhanced and the existing anti-skid surfacing renewed. The cost of providing rubbing strips, renewing anti-skid surface and upgrading the approach signing would be in the region of " 28,000. Kerry County Council is currently identifying a funding source for these works.

The cost of widening the bridge would be of the order of " 750,000.00. These works would involve the procurement of consultants, ground investigation, land acquisition, works to the existing structure, construction of the extension structure etc.

Cllr. B. Cronin said that the never ending danger and accidents were continuing. Cars are meeting in the centre of the bridge. Pedestrians are not afforded any protection. He said that the Members had previously asked for a costing for the provision of sensor operated solar powered traffic lights. He asked that this costing be provided. Cllr. Cronin requested that the option of traffic lights be given consideration as there would only be one car on the bridge at any time. This would be safer for pedestrians. He enquired if there was a real possibility of receiving €750,000 in funding to widen the bridge.

Mr. D. Doyle replied that it was unlikely as there were no funds available at present.

Cllr. B. Cronin said that during the May Bank Holiday weekend, a motorist drove into the bridge wall and knocked it in. This needs to be repaired.

Cllr. J. Sheahan said that in the interest of health and safety, we should look at a quick solution. Traffic lights are the best option here. People are racing each other to get over the bridge first. He requested that the quotation for provision of traffic lights be available to the Members before the next meeting.

24. Cllr. B. Cronin: As there is constant traffic congestion on Muckross Road, will Kerry County Council undertake a detailed traffic management assessment and review of the timing of traffic lights at Woodlawn Junction and Ross Road Junction to try and improve traffic flow.

Reply: Kerry County Council are advertising for traffic consultants to carry out a full Traffic Management Study for Killarney Town. This study will look at current traffic flows / congestion and recommend where improvements can be made. The

interaction of the Woodlawn Junction and the Ross Road Junction will be examined as part of the study.

Cllr. B. Cronin asked what was the timeframe for delivery of the Traffic Management Study. He said there was an issue with traffic lights at this location.

Mr. P. Neary said that he had prepared an information document for the study and was hoping to advertise it in the next week or two. He agreed that the lights at Woodlawn and Ross Road need to work better as they are not linked / timed together correctly.

Cllr. D. Grady Seconded the Motion. He said that people in Woodlawn can't exit the estate. The lights are continually flashing. They are turned on to flashing by the Gardaí. We can't allow this to happen.

Mr. P. Neary said that it is the Gardaí who recommended the lights be put on flashing mode. The Gardaí often request this for busy weekends. The Gardaí are the superior traffic management authority. Mr. Neary informed the members that the lights would be on flashing mode again for the upcoming Bike Fest.

Cllr. B. Cronin asked if the Gardaí would be on duty when the lights were flashing.

Cllr. B. Cronin asked if a slip lane going left to Woodlawn could be provided.

Mr. D. Doyle said he would look at that.

Cllr. D. Grady requested that the Gardaí put a notice in the newspaper about the flashing lights. This situation is ongoing for 5 years.

Cllr. D. Healy-Rae said that the lights should be kept on flashing mode.

Cllr. J.J. Culloty agreed with Cllr. Healy-Rae.

Cllr. B. Cronin requested that a notice issue from the Council stating that it is the Gardaí who request the lights to be put on flashing mode.

Ms. A. McAllen said that she believed the Joint Policing Committee was being set up in the next month at which the local Gardaí would be in attendance. Ms. McAllen suggested that this matter be brought to the attention of the Gardaí at that meeting informing them that the traffic light situation is an issue for the Municipal District. The first meeting is scheduled for the end of June.

25. Cllr. B. Cronin: That this Council insist that the NPWS and OPW, like all other land owners, take full responsibility for their boundaries in the National Park around Killarney, Muckross and Tomies as the deer which they own are roaming everywhere and causing serious traffic hazards for motorists and causing serious loss and damage to farmers' lands, fencing and grassland.

Reply: This is a matter for resolution by the Members.

Cllr. B. Cronin said that this was a long-running saga. The situation is exacerbated with the gorse fires. The deer are moving out further. If any animal goes out onto the public road, the landowner/farmer is liable. The National Parks & Wildlife Service (NPWS) have no such responsibility in relation to the deer. Boundaries such as fences between the National Park and farmlands have been broken. The NPWS are not taking responsibility for them. They should make a fair effort to restrain the deer and keep them in. Farmers can't keep the deer off their property and they are eating their grass.

Cllr. Cronin read the following extract from the Bourne Vincent Memorial Act 1932:

Schedule - Part I (The Preliminary Agreement), Section 2 in relation to "The Property" *"..... and to all rights of adjacent owners and to any liability to repair or contribute to the repair of roads, ways, passages, bridges, walls, fences, drains, pipes and other like matters but otherwise free from incumbrances."*

Cllr. Cronin believed that this Act puts an onus on the NPWS to maintain and repair their boundary fences where their lands in the National Park adjoin adjacent landowners. The areas Tomies and Beaufort should receive immediate attention as the boundary fences are in a very bad state.

Cllr. Cronin Proposed that there should be an onus on the operators of the National Park to fence deer into their property.

Cllr. D. Healy-Rae said that members of his family had raised this issue previously. He said the problem with the deer is that they have moved permanently to other areas. Farmers will have to take action to defend their property. Farmers will have to get licences for guns. The Red Deer are causing the problem.

26. Cllr. B. Cronin: NoM 26 was moved in conjunction with NoM No 2 (Water Services Directorate).

27. Cllr. B. Cronin: Has the required land been acquired to construct a footpath from Whitebridge Manor towards the new junction at Ballycasheen and has the junction safety audit I requested for this location been completed.

Reply: This section of footpath is required to link the footpath from the N22 Cork Road with the footpath at Whitebridge Manor. Land acquisition is required from two landowners and this acquisition is not finalised to date. It is intended to carry out these works in the current year.

Cllr. B. Cronin asked if the Council were confident that agreement would be reached in relation to the land acquisition.

Mr. P. Neary replied that one landowner was in agreement.

Cllr. Cronin said that this was a highly dangerous section of road. He asked that negotiations continue with the second landowner. It is vital that a footpath be provided.

This Motion was Seconded by Cllr. M. Gleeson and Cllr. J.J. Culloty.

28. Cllr. B. Cronin: To request a report be provided of the current activity in the Killarney Municipal Area by (a) planning enforcement and (b) roads enforcement.

Reply:

(a) Planning Enforcement

Planning Enforcement activity can be broken down into the following stages, namely:

1. **Enforcement Cases** opened
2. **Warning letters** served
3. **Enforcement Notices** served
4. **Legal proceedings** initiated, and
5. **Cases currently active before the Circuit Court**

For the Killarney Municipal District, there were a total of 18 new **Enforcement Cases opened** in 2015, representing 23% of the overall countywide figure.

In the same period there were a total of 19 **Warning letters** served, representing 35% of the overall countywide figure along with 37 no. **Enforcement Notices** served, representing 38% of the overall countywide figure.

There were 14 cases where **legal proceedings have been initiated** by the Enforcement Unit (some of these on hold because, for example, retention permission lodged or substitute consent applied for, works underway or costs only outstanding).

At present there are 2 cases active before the Circuit Court.

(b) Roads Enforcement

In September of 2014, Kerry County Council sent out 1,266 hedge cutting letters to landowners in the Killarney area informing of their responsibilities regarding the maintenance of their road side hedges, a further 166 letters were sent out to landowners in the Castleisland area. Included with these letters was an information leaflet on Japanese Knotweed, informing the landowners of the potential of this invasive plant to spread rapidly and damage property and information on how to treat it.

From January 1st 2014 to date the Roads Enforcement Officer has spent all or part of 28 days in the Killarney area investigating and dealing with the following 53 issues that were reported to the Council by Elected Members and the general public; hedgecutting and dangerous trees 39, road damage 4, drainage 2, obstructions and unauthorised signage 4, cars for sale or abandoned 3 and dirty road 1. The majority of these issues have been resolved; the remainder are being dealt with through communication with the individuals involved.

Cllr. B. Cronin referred to the reply regarding Roads Enforcement. He said that every Municipal District should have its own Roads Enforcement Officer. It is a huge undertaking to cover the four Municipal District areas. Response times would be quicker if we had at least two Officers. He said that great work was being done but it is physically impossible to cover the whole County. He asked that another Roads Enforcement Officer be assigned to the County.

In relation to Planning Enforcement, Cllr. Cronin referred to an ongoing circuit court case regarding a quarry at Coolcashlagh that has arisen as a result of a decision by An Bord Pleanála. He said that there was a major planning issue here. There are two cases outstanding before the Courts.

Mr. D. Doyle referred to Roads Enforcement and said that there are no resources available to employ a second person. It had been decided to provide more administrative support to Mr. Sean Barry.

Cllr. Cronin complimented the hundreds of landowners that carried out hedge cutting on their properties to an excellent standard. There are many other landowners who won't comply.

29. Cllr. J.J. Culloty: To call on this Council to engage with a small number of residents in Mangerton with a view to providing car parking spaces for visitors who wish to go hill walking on Mangerton Mountain.

Reply: The provision of parking for recreation within the National Park is a matter for the OPW and the National Park Wildlife Services. Kerry County Council will consult with the OPW regarding this request.

Cllr. J.J. Culloty said that the road is often almost blocked off with cars being parked on the roadside. He said this would have serious consequences if emergency vehicles needed to gain access to the area.

Mr. P. Neary said that car parks have been provided in areas such as Beaufort and Lough Acoose which have been funded by Bord Fáilte.

30. Cllr. J.J. Culloty: That this Council erect signs in the vicinity of Marian Terrace, advising members of the public that this is a residential area, and to encourage them to park in the nearby car park.

Reply: Kerry County Council has inspected this area on a number of occasions and have not witnessed any parking problems. However a sign will be erected here requesting motorists to please respect residents' parking.

Cllr. J.J. Culloty welcomed the reply.

31. Cllr. J.J. Culloty: As car parking space is limited in Killarney, I call on this Council to invest in tracking, which could be laid in fields, to accommodate the large number of vehicles which enter our County for many events during the year.

Reply: Parking for specific events organised in Killarney Town / Municipal District is a matter for the event organisers to provide. Kerry County Council and the Gardaí work closely with the organisers to assist them in regard to traffic, parking and other matters relevant to the event.

However, Kerry County Council is investigating a number of options in regard to increasing the number of parking spaces available within Killarney town to facilitate the ever growing tourist numbers visiting the town.

Cllr. J.J. Culloty said that the tracking could be available for the County and used for events such as the Ring of Kerry Cycle.

Mr. P. Neary said that he didn't think there was an issue with people entering and exiting fields. He said the Council were looking at options to increase car parking around Killarney. He said that private events were usually funded by the event organisers who would provide the parking facilities.

Cllr. D. Grady said that we should continue to look at providing extra parking in Killarney.

32. Cllr. J.J. Culloty: Notice of Motion No. 32 was moved in conjunction with NoM No 19.

33. Cllr. J.J. Culloty: Having witnessed first hand, the effects of the shortage of outdoor staff in the Killarney Municipal District, and Killarney Town in particular, I call on this Council to immediately begin recruiting staff, as this Municipal District is hugely dependant on tourism.

Reply: There are a number of factors that impact on the recruitment of staff within the current manpower planning activities of the Council. For a considerable time now there has been a Moratorium in place on the Recruitment of Staff. This Moratorium provides for detailed technical arrangements in respect of the identification of and the approval to filling of vacancies. The circumstances under which this is allowable are limited in scope. The process provides for detailed engagement with the Department of the Environment, Community and Local Government. In addition there exists a statutory framework under which the County Manager is empowered to make and implement decisions in respect of staffing. As part of the Public Service Agreement (Croke Park) there was an absolute commitment that Compulsory Redundancies would not be implemented in the Public Service. These constraints and considerations are additional to the normal Employment Law framework that all employers . Public or Private operate within. This essentially means that from a staff numbers management perspective we operate in an extremely complex operating environment. In summary the moratorium is still in place but where certain conditions are met, recruitment is allowable.

However in the context of the Motion and of much more relevant consideration at present is the fact that a significant portion of our activities and service delivery levels are determined by external funding. Recent years has seen significant reductions across all funding sources. This has resulted in a reduction in services

being provided in these areas. Despite these reductions, the Council is constrained in the response it can implement from a staff numbers perspective.

It is also worth reflecting on the Road Grant funding position in the Operations Area. The following are the recent Grant Allocations:

Year	Restoration Improvement Grant	Restoration Maintenance Grant	Specific Improvement Grant	Former Town Council Block Grant	Discretionary Grant	Total Non-National Road Grant	National Road Maintenance
2011	7,290,450	2,848,000	1,860,000	798,415	2,619,650	16,185,945	1,665,525
2012	8,102,118	2,848,000	1,660,000	800,000	2,619,650	16,158,344	1,295,275
2013	8,836,523	2,420,800	1,500,000	643,865	2,619,650	15,771,637	1,355,704
2014	6,559,000	1,809,000	640,000	661,800	3,264,800	13,406,771	1,258,451
2015	6,940,339	1,953,557	21,000	0	3,343,504	12,774,206	1,401,782

For the current year we are down " 632,565 from last year. Since 2008, the level of funding provided by the Department of Transport, Tourism and Sport for the maintenance and improvement of the regional and local road network has reduced by 54%.

A limited number of seasonal staff will be retained as normal to ensure the delivery of the programme. It will however be a challenge to manage the current staffing levels within this financial position.

Having regard to the Budgetary position outlined, the Council simply does not have the funding or resources to recruit additional outdoor staff.

Cllr. J.J. Culloty said that something needs to be done in terms of recruitment. Staff are retiring and not being replaced. This is causing low morale amongst the existing staff.

Cllr. D. Healy-Rae supported the Motion. He said this was a very relevant issue in Killarney Municipal District. He said a short time ago there were 6 crews in Killarney which excluded the Castleisland area; now we have 3½ crews which now includes Castleisland. He asked how can the roads be adequately covered as a result of this shortfall. He said that the Gateway staff that were employed are not allowed to fill potholes or carry out repairs/patching. He said he was very worried in relation to Castleisland.

Ms. McAllen said that she hoped to see additional staff coming through as the economy improves and the current embargo lifted.

Cllr. D. Healy-Rae said that the roads are deteriorating, especially in East Kerry where they are in a desperate state.

34. Cllr. N. Kelleher: There are two manholes at Ballagh, however, when there is severe rain there is excess water on the main road. Can this be rectified as it's very dangerous?

Reply: This surface water system at this location on the N72 at Ballagh will be examined and the necessary works will be carried out.

Cllr. N. Kelleher welcomed the decision to examine the manholes.

Mr. P. Neary confirmed that the problem would be solved.

35. Cllr. N. Kelleher: There are number holes in the tar pavement from Dennehy's Corner to Sapphire Signs in Rathmore. Can they be made safe?

Reply: These potholes will be patched in the coming week.

Cllr. N. Kelleher referred to the pavement outside Dennehy's and Ladbrokes. He said substandard work had been carried out by ESB when they installed the unit and as a result, the road has now deteriorated. This needs to be brought to a reasonable standard.

Cllr. D. Healy-Rae Seconded the Motion.

36. Cllr. N. Kelleher: Much needed car parking spaces on St Anne's Road have been removed.

Reply: Seven parking spaces have been removed adjacent to O'Shea's Tyres following the upgrade of High St Junction. However, 2 additional spaces were provided in front of Brian O'Leary's Auctioneers and an additional 4 spaces have been provided in front of the Daybreak shop at the top of High Street. Therefore only one overall space has been lost in that area. Furthermore additional spaces were created in the adjacent High Street Carpark when it was surfaced and re-lined.

Cllr. N. Kelleher said he was not sure why seven spaces outside O'Shea's were removed. He said those spaces were always occupied.

37. Cllr. N. Kelleher: Have proposals for the upgrading of the Main Street in Rathmore been submitted to the NRA to include the pedestrian crossings, footpaths traffic calming and lighting?

Reply: An application for funding for the Pedestrian Crossing, which involves traffic speed and pedestrian surveys has been prepared. This application has been forwarded to the NRA. It is anticipated that the funding for the pedestrian crossing will be received on foot of this application.

It would be desirable to carry out a plan for the upgrading of footpaths, public lighting and the general amenities of the town. However, this would require substantial funding and at present there is no funding stream available for these works. Such a project would be suitable for consideration under a program of works that could be developed through a Development Contribution Scheme.

Cllr. N. Kelleher said he was glad that the proposal had been submitted to the NRA for approval. He referred to the location outside Hickey's Centra and asked if the Council were going to apply for a crossing at that location. Cllr.

Kelleher said that he was very heartened to hear that Ms. Niamh O'Sullivan had set up a meeting with the community in Rathmore regarding funding. He said that a proper plan needed to be prepared to look at the town in its entirety. Cllr. Kelleher said that he had previously been promised a list of development levies collected in Rathmore and was still awaiting same.

Ms. McAllen said that there was no figure readily available for development levies relating to Rathmore because all levies go into a general fund. The total amount of development contributions for the entire County could be provided to the Councillor.

Mr. D. Doyle confirmed that a second application was not submitted in relation to provision of a second pedestrian crossing at Hickey's.

38. Cllr. N. Kelleher: Parking is still an issue in the town of Killarney. Are we any further in finding a solution to the crisis facing us this busy tourist season?

Reply: Parking is provided in Killarney Town by public and private car parks and on-street parking. The number of car parking spaces available in public car parks and on-street parking is as follows;

Killarney Car Parks	
Name	Spaces Available
Cathedral	106
Fair Hill	114
Glebe	212
High St	114
Lewis Road	144
New St	455
Total	1,145

On Street Car Spaces Killarney	Car Park Space
High Street	51
College Street	17
Fair Hill	8
East Avenue Road	33
Kenmare Place	12
Lower New Street	33
Lower New Street, Presentation School	17
Upper New Street	5
Bohereen na Gabhann	18
O Sullivan's Place Car Park	43
Sunny Hill Upper	15
Sunny Hill Lower	22
O Connells Terrace	8
Mangerton View	27
The Ha Ha	6
Ross Road	10

St Mary's Terrace	14
Castle Ross Cottages	13
New Road	54
Total amount of spaces	406

Private car parks are also available at the Outlet Centre, Penney's, Train Station, Hotels etc.

However, it is acknowledged that parking is at a premium during the summer months and Kerry County Council is investigating a number of options in regard to increasing the number of parking spaces available within Killarney town to facilitate the ever growing tourist numbers visiting the town.

Cllr. N. Kelleher said that there was not enough adequate parking in Killarney. He said that the side streets and alleyways could be used for parking and it may even rejuvenate these parts of town. There was a need to provide close proximity parking. He agreed with Cllr. Gleeson that the option of a public private partnership multi-storey carpark should be given consideration. Cllr. Kelleher referred to a similar parking facility in Killorglin which had worked very well and was a great benefit to the town.

Mr. P. Neary said that the private car parks in Killarney were under-utilised, i.e. Penneys, Dunnes and The Outlet Centre.

Ms. A. McAllen confirmed that options for the summer would be looked at.

Mr. D. Grady said that at the side of Counihan's Hotel there were two areas which might have potential.

The meeting adjourned at 1.30pm in order to host a reception for the Killarney Athletic Soccer Club.

The meeting resumed at 2.30pm

(c) Questions

1. Cllr. M. Gleeson: Can the Council, in conjunction with the NRA, devise some scheme to relieve the almost interminable delays being endured by road users attempting to exit from Ballycasheen Road onto the N22?

Reply: It is our intention to carry out a review of the Special Speed Limit Bye-Laws for the County in 2015 / 2016. The above location will be considered in this review. The Junction is located in a 60 km/hr zone, with the traffic from the Cork side only entering the speed restricted zone adjacent to the junction. This request will be considered in consultation with the National Roads Authority and the Garda Authorities.

Cllr. M. Gleeson said that he didn't think that the 60km/hr speed limit was causing the problems here. He said something of a permanent nature needs to control the traffic at this location.

Mr. D. Doyle said that if the speed limit is reduced and this will require NRA approval, then Kerry County Council will examine the possibility of providing traffic lights here.

2. Cllr. M. Gleeson: Has there been progress made towards the provision of a footpath from Páirc Chuimín to Kilcummin Village? Now is the opportune time in advance of the development of the sewerage scheme.

Reply: This footpath links the Pairc Chuimin development to Kilcummin Village. There is a level of funding available for the provision of this footpath from a levy from the Pairc Chuimin Development. Discussions are ongoing with adjacent landowners to try and acquire the required land to construct the path.

Mr. P. Neary said that the negotiations had not progressed with the landowner since the last meeting. He said he hoped to go and visit the landowner next week.

3. Cllr. M. Gleeson: When does the Council intend to undertake the work necessary to facilitate two lane vehicular exit from Lower New Street onto Mission Road/Port Road?

Reply: Design of roads and junctions within towns and cities must now adhere to the Design Manual for Urban Roads and Streets. Designers must now prioritise pedestrians and cyclists within towns with the car user being further down the priority list. This Junction at Lower New Street was designed with the pedestrian in mind particularly those wishing to access the National Park and school children attending the adjacent secondary schools. The provision of an additional lane would result in greater car speeds exiting the junction and pedestrians having to be mindful of an extra lane of cars. Therefore there are no plans to adjust the layout of this junction.

Cllr. M. Gleeson said that he was told previously that there would be a re-aligning of a 2 lane exit to Mission Road.

Mr. D. Doyle said that the junction was redesigned through the NRA. He agreed to revert to the Safety Officer to redesign and to allow a second lane.

4. Cllr. J. Sheahan: That Kerry County Council carry out repairs to two sections of footpath on East Avenue Road requiring immediate attention - (a) section at front of Cineplex and (b) section from Towers Hotel to Mareena Restaurant.

Reply: There is no funding currently available for footpath improvement works at these locations. However these footpaths will be maintained by the Operations Section as required.

Cllr. J. Sheahan said that the surface of the footpath was very uneven in places and priority should be given to carry out urgent repairs here.

5. Cllr. J. Sheahan: That Kerry County Council write to Coillte / OPW to request a donation of a strip of ground to allow for widening of a very narrow stretch of road at Mangerton, adjacent to *(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)*.

Reply: The OPW will be contacted in this regard and ascertain whether they are willing to sell the required lands. However there is no funding available for these works.

Cllr. J. Sheahan said that people are meeting mid-way on the road and causing traffic congestion. He requested that notification issue to the OPW and ask if they would provide the Council with a strip of land to make the road passable for two cars.

6. Cllr. J. Sheahan: To ask Kerry County Council if any progress has been made with obtaining a strip of ground from Coillte for the provision of parking at Loughquittane School.

Reply: Coillte have been contacted in this regard. They wish to discuss the options with the Board of Management of the National School. They have concerns about facilitating a car park on the opposite side of the road from the National School.

Cllr. J. Sheahan said he was disappointed with the reply.

7. Cllr. J. Sheahan: That Kerry County Council reinstate the signs on the Killarney side of Beaufort Bridge as soon as possible.

Reply: The National Road Design Office, who have responsibility for road signage on this National Secondary Route have been informed about this damaged sign. This sign will be replaced in the near future.

Cllr. J. Sheahan asked that the NRA be notified about this sign.

8. Cllr. J. Sheahan: To ask Kerry County Council when works will commence to have the road skirted & hedges cut back on the L-3010 Spa Road from the Woodline Junction to the Spa GAA Grounds.

Reply: The hedges on the L-3010, Spa Road from the Woodline Junction to Spa GAA grounds have been cut back. The drainage works along this section are due to commence in early June.

Cllr. J. Sheahan asked that the work would be carried out soon. He said that the hedges should be cut back on an annual basis. He said this road is forgotten about and is a very busy road.

9. Cllr. J. Sheahan: That Kerry County Council provide a walking margin on the N22 from Kilcummin Cross to (Details with Directorate). The volunteers who participate in Tidy Towns litter picking need a verge to keep them safe from the traffic.

Reply: To provide a safe verge for litter pickers and pedestrians on this National Primary Route, Kerry County Council would have to construct a footpath. This area is outside the speed limits and would not get the required funding to construct a footpath from the National Roads Authority. Kerry County Council are prioritising footpath maintenance monies to the existing footpath network for upgrades and repairs.

Cllr. J. Sheahan said he was disappointed with the reply. He asked that the Council keep pursuing this as it is a health and safety issue.

10. Cllr. J. Sheahan: To ask Kerry County Council when road resurfacing works are to commence at Dromickbane, Muckcross.

Reply: The pipe laying works required, prior to the resurfacing works on the L-3015, Dromickbane, Muckcross, are due to commence in June. Following the completion of these works the road will be resurfaced. It is expected that this will be in August.

Cllr. J. Sheahan said that he looked forward to the work commencing.

11. Cllr. D. Healy-Rae: Will Kerry County Council do something to control the speed on the link road from the Gneeveguilla/Spa Road to Mackey Shea's Roundabout as people coming out of some of the commercial units are in danger of being blown away.

Reply: This road runs through the Woodlands Industrial Estate and is a public road. The Garda Authorities will be requested to carry out speed checks in this vicinity.

Cllr. D. Healy-Rae said that he wasn't looking for the Gardaí to call to this location. He said he was looking for speed ramps or something similar to be installed.

Mr. D. Doyle said that this was a through-road and motorists were breaking the speed limit.

Cllr. Healy-Rae asked that something be done to help the people coming out of their premises. He asked if the Council would put up signs asking people to be more vigilant when passing through there going westward.

Mr. D. Doyle agreed to put up signs in the area.

12. Cllr. D. Healy-Rae: Will Kerry County Council provide a footpath or safe walkway for the residents of Deepark from the bridge at Coolcorcoran to the By-Pass. There are now 20 children living in this area. I have raised this issue before.

Reply: There is no funding currently available to provide footpaths on the L-2033, from Coolcorcoran Bridge to the By-Pass. Kerry County Council are prioritising footpath maintenance monies to the existing footpath network for upgrades and repairs.

Cllr. D. Healy-Rae said there were 20 children looking for a safe place to walk. He asked that the margin be cleaned.

Mr. D. Doyle said this area was outside the urban area and it was not possible to provide lay-bys in these places. The job would have to be done properly. There is no programme for new footpaths in these sections of the town.

13. Cllr. D. Healy-Rae: To ask has Kerry County Council lowered the Gleannsheroon River at Cragg so as to prevent the town of Castleisland being flooded.

Reply: These works will be carried out in June when water levels are low.

Cllr. D. Healy-Rae said that he has raised this issue for the last 3 years. He said flooding will reoccur here.

Cllr. J.J. Culloty moved Question No. 20 at this stage.

20. Cllr. J.J. Culloty: What is the most recent position regarding alleviating the flooding risk to the residents of Tullig?

Reply: The OPW are funding a number of flood relief measures in the Tullig Area. These works include the raising of a weir at Gleansheroon, the cleaning of the river bed at Gleanshearoon, the replacement of a culvert at Tullig and drainage works adjacent to the graveyard. The weir was raised in December 2014. The works to the river bed at Gleanshearoon will be carried out in June. The culvert replacement will be carried out in July when water levels are low. The drainage works at the graveyard will commence subsequent to the culvert being installed.

Cllr. J.J. Culloty welcomed the reply.

14. Cllr. D. Healy-Rae: To ask will Kerry County Council and the National Parks increase the parking area adjacent to Torc Waterfall.

Reply: Kerry County Council will discuss this matter with the OPW / NPWS. Kerry County Council, on foot of a previous Notice of Motion, discussed the possibility of the OPW / NPWS resurfacing the carpark adjacent to the start of the Cardiac Hill walking route to facilitate extra parking spaces in the general area of Torc Waterfall. They indicated that they had not received their full budget for their 2015 works programme and were not in a position to give any assurances in this regard.

Cllr. D. Healy-Rae said that there was no place available for a bus to park.

Mr. P. Neary agreed to liaise with the National Parks and Wildlife Service on the matter.

15. Cllr. D. Grady: What happened with request for monies for Gap Cross and Fossa Road re putting watermain across the road and sinking?

Reply: Kerry County Council have been in discussion with Irish Water in regard to funding the permanent reinstatement of road opening trenches in the public road. A protocol and funding mechanism has been agreed and it is anticipated that funding will be made available to repair road damage in the Gap Cross / Fossa road area.

Cllr. D. Grady said that he was happy with the reply. He asked when will the works commence.

Mr. D. Doyle said that they will be meeting with staff from Water Services. They are preparing a list of all roads requiring funding that are damaged. He hoped to receive the funding in the next 3 - 4 months.

Cllr. B. Cronin asked if this applies where there was existing excavation.

Mr. Doyle confirmed that it covered all bursts since January 2014. He said that works carried out before this time will be carried out by Kerry County Council.

16. Cllr. B. Cronin: Have Kerry County Council and the bondsman reached agreement regarding Mountain View Estate, Kilcummin.

Reply: The Receiver for this development proposed a cash settlement in respect of the bondsman's liabilities which has been accepted by Kerry County Council. Further to recent follow up contact from the Housing Estates Unit, the Receiver confirmed that he is awaiting clearance from the bondsman on this before payment can be made.

Cllr. B. Cronin welcomed the reply. He asked when the money would be made available.

Mr. D. Doyle was not sure when the funds would be received. He said that he will ask Donal Murphy to revert to Cllr. Cronin on the matter.

Cllr. M. Gleeson also asked to be kept updated.

17. Cllr. B. Cronin: Since Kerry County Council have allowed mainstream traffic into Monsignor Hugh O'Flaherty Road, which is a cul-de-sac, why is there no parking meter or turning table provided?

Reply: There has been no parking meter installed at this location due to the lack of a power connection. However it is now intended to source a solar powered meter and install it on the Monsignor O'Flaherty Road. In regard to the provision of a turning area, there is adequate turning opportunity at the T Junction adjacent to the Hotel.

Cllr. B. Cronin welcomed the reply.

18. Cllr. B. Cronin: Q 18 was moved in conjunction with NoM No 20.

19. Cllr. B. Cronin: What is the update on the provision of protective barriers at the Kilkneedan Junction on the N22?

Reply: The NRA have indicated that they will fund this barrier and an application for funding has been recently forwarded in this regard.

Cllr. B. Cronin said this matter has been ongoing for 3 - 4 years. He asked if the barrier is planned for both sides of the road.

Mr. P. Neary agreed to check this with the NRA.

20. Cllr. J.J. Culloty: Q 20 was moved in conjunction with Q 13.

21. Cllr. J.J. Culloty: When is it envisaged to have the essential repairs completed to the bridge at New Quarter, Gneeveguilla? This bridge has remained in its current dangerous state for far too long.

Reply: These works will be commenced after the June Bank Holiday weekend.

Cllr. J.J. Culloty welcomed the reply.

22. Cllr. J.J. Culloty: Can public lighting be extended on the Ross Road? There are a small number of houses which are not catered for.

Reply: Currently due to the constraints on maintaining the existing public lighting network, including increasing energy costs, the Council has not been in a position to fund the provision of additional lighting to the public network, except in exceptional circumstances. In recent years the taking in charge of housing estates has increased our public lighting costs and there will be additional costs with the proposed taking in charge of other estates in the coming years.

Under the provisions of EU Directive 2006/32/EC and S.I. No. 542/2009 - European Communities (Energy End-use Efficiency and Energy Services) Regulations 2009, Kerry County Council is also required to make substantial reductions in energy consumption, including on public lighting. This will necessitate substantial investment in either retrofitting our existing public lighting network with more efficient lighting equipment and/or restricting the provision of new lights on the existing network.

This is an issue that needs to be further examined in the context of the limited funding available for the provision of all services, and the needs of the community. Any request to provide additional public lighting on Ross Road will need to be assessed as part of a Public Lighting Policy, which will be developed through the Operations SPC, given the existing demands on the Council to maintain existing public lighting infrastructure throughout the county.

Cllr. J.J. Culloty said that the people at the end of Ross Road are looking for lighting. He asked if it was possible to provide this?

Mr. D. Doyle replied that no funding was available. He said the Public Lighting Policy was with the Operations SPC and was due to come before the Councillors for adoption later this year.

23. Cllr. N. Kelleher: The bad stretch of road on the R570 at Dromcarbin needs urgent attention. Can this be resurfaced?

Reply: Repair works will take place on the bad stretch of roadway on the R570 at Dromcarbin in July.

Cllr. N. Kelleher asked for confirmation on what section of road was involved.

Ms. B. Mulryan agreed to revert to Cllr. Kelleher on this.

24. Cllr. N. Kelleher: The manholes in Rathmore and Barraduff were to be cleaned some months ago and they have not been. Can we deal with this as a priority?

Reply: The gullies in Rathmore Village will be cleaned out in the next two weeks.

Cllr. N. Kelleher asked that the manholes in Barraduff would also be included.

25. Cllr. N. Kelleher: It's very dangerous for traffic turning off the road at Artigalvin on the N72. Can we contact the NRA to try make this junction safer?

Reply: This junction will be examined to determine the requirement to provide a right hand turning lane at this location and prepare a report in this regard. The Councillor will be updated in due course.

Mr. P. Neary said that based on the turning movements, the Council could carry out a count at this location. He said that he was meeting with the NRA regarding the N72 in the next couple of weeks. This was not picked up in the Safety Assessment on the N72.

Cllr. N. Kelleher said that more needs to be done.

Cllr. B. Cronin said that huge money had been spent by Elected Members on visibility but it was all overgrown now. He said he had previously suggested spraying the area but it was overgrown now.

15.05.27.08 Motions / Questions relevant to other Directorates or issues not relevant to Kerry County Council business

(a) Notices of Motion

1. Cllr. D. Healy-Rae: That we ask the National Parks & Wildlife Service to put a fire belt around their properties to safeguard people's houses especially in the Muckross area and also where their lands abound forestry.

Reply: This is a matter for resolution by the Members.

Cllr. D. Healy-Rae said that he requested this previously. He said there was a threat to houses in the Muckcross area. A fire belt would ensure houses were not under threat. He said that landowners are told they are not covered by insurance if a fire breaks out on their property and spreads to a neighbouring property. The NPWS need to ensure that where a fire is a threat to dwellings, they need to provide a fire belt around their property. **Cllr. Healy-Rae** requested that a letter issue to the NPWS regarding this matter.

Cllr. D. Grady supported the Motion. He said that he previously worked with the Fire Service. He said that there were no fire breaks due to lack of resources and this was also the case with Coillte. He said that everyone saw the damage caused as a result of the lack of fire belts this year. **Cllr. Grady** stated that 90% of damage caused could be avoided by installing the fire belts.

Cllr. M. Gleeson said it was vital that fire belts are installed. He said that he recently spoke to a man and the recent gorse fires came within 2 metres of his parents' home.

2. Cllr. J. Sheahan: To ask the Killarney Municipal Area Manager to liaise with the Garda Superintendent in Killarney to request that Community Garda would be re-instated as this form of policing was very effective in the past.

Reply: This is a matter for An Garda Síochána.

Cllr. J. Sheahan said a Garda presence is very effective in combating anti-social behaviour.

Ms. A. McAllen suggested that the first meeting of the Joint Policing Committee would be the most appropriate forum to raise this issue.

3. Cllr. D. Healy-Rae: To ask Kerry County Council to seek the return of lands in Killarney from the HSE as these lands were in the ownership of Kerry County Council previously.

Reply: This is a matter for resolution by the Members.

Cllr. D. Healy-Rae said that St. Finian's lands were once in the ownership of Kerry County Council. He said that we should demand that these lands be handed back. He said that a by-pass is needed and the Lewis Road needs to be made safer. He asked for the support of the Members.

Cllr. B. Cronin Seconded the Motion. He said the reality was that the HSE would not hand back the land. He said that the Title Deeds would need to be found.

Ms. A. McAllen said that the matter would be investigated.

Mr. G. O'Brien confirmed that the matter would first be examined before writing to the HSE.

4. Cllr. D. Grady: That the Council would, in conjunction with the Gardaí, look at issue of anti-social behaviour which is taking place in the Bishop Moynihan Crescent area.

Reply: We will liaise with the Councillor to ascertain the nature and extent of the issue raised and consult with the Gardaí as required.

Cllr. D. Grady said that the anti-social behaviour had been ongoing for a long time. The bushes will need to be cut down. Parents are dropping off their children there and under age drinking is taking place. He said that this needs immediate attention.

Cllr. M. Gleeson Seconded the Motion. He said that three flower beds had been destroyed there one night.

5. Cllr. J.J. Culloty: To call on this Council to design a new pendant for the Mayoral chain, which would reflect the culture and traditions of the Killarney Municipal District.

Reply: This is a matter for resolution by the Members.

Cllr. J.J. Culloty said that the current Mayoral Chain was very specific to Killarney and thought it a good idea to have one that reflected the Municipal District as a whole.

Ms. A. McAllen said that a new Mayoral Chain had recently been commissioned for the South & West Municipal District.

Mr. G. O'Brien said that the position of Cathaoirleach of the South & West Municipal District was a new one as the Municipal District was the amalgamation of the Electoral Areas of Dingle and Killorglin under the previous Local Authority structure. Mr. O'Brien said that through Ms. Kate Kennelly of the Arts Office, expressions of interest were advertised. He said that the Killarney Municipal District could look at doing something similar. The cost of the Chain and Pendant for the South & West Municipal District was €5,000.

Cllr. J.J. Culloty said that Killarney Municipal District would only require a change to the pendant.

Cllr. N. Kelleher said that a budget would have to be decided on.

Ms. A. McAllen said that a design would need to be agreed on first, in addition.

Cllr. B. Cronin said that it would need to encompass the Municipal District as a whole.

6. Cllr. N. Kelleher: At our last meeting it was agreed to set up a meeting with the Municipal Members and the Gardaí. It was to coincide with the next meeting. Has it been arranged and if not, when will it be arranged?

Reply: Under the Local Government Reform Act, the Joint Policing Committee forum provides for interaction between Elected Members and the Gardaí on a countywide basis. The first meeting of this JPC will take in place in June, after which a local meeting with the Gardaí can be requested if required.

Cllr. N. Kelleher said that he had raised this matter at the previous Killarney Municipal District Meeting in March and read the following excerpt from same Minutes:

"3. Cllr. N. Kelleher: *When are we due to have our Joint Policing Committee set up in Killarney as proposed in the November meeting?*

Reply: *There is no provision for the establishment of a Joint Policing Committee specifically for the Killarney MD area. The legislation establishing JPCs only provides for a County JPC. However, as agreed with the members, a meeting with the Gardaí and the Municipal District members is being organised to coincide with the next MD meeting to discuss issues of mutual concern."*

Ms. A. McAllen noted that four Members present at the meeting were Members of the Joint Policing Committee (JPC). Ms. McAllen thought it more appropriate to meet with the Gardaí in the JPC forum.

Cllr. N. Kelleher said that Rathmore and Gneeveguilla were not included in the Kerry JPC.

Ms. McAllen said that the JPC forum would be best placed to discuss how towns and villages will be dealt with that fall under another district.

Cllr. D. Grady said that it was his understanding that Gardaí on both sides of the border were willing to meet up. Cllr. Grady said that progress needs to be made in Killarney in relation to drugs and anti-social behaviour.

Ms. McAllen said that if there was a need, the matter could be reviewed following the JPC Meeting.

7. Cllr. N. Kelleher: The Pretty Polly site offers great potential for growing employment in our town. The tech sector is something that we should openly explore and small space could encourage large employment numbers. Can we set up a task force to explore options in this regard?

Reply: Given the fact that KTI have undertaken relevant studies on the development potential of the site, it would be appropriate to review and consider these in advance of proceeding further.

Cllr. N. Kelleher said this was in a prime location. It would be ideal for the tourist economy. He said he would like if we could explore offerings in other sectors in this town and County. Cllr. Kelleher said he was aware of companies that have started business in the last year and employ people. He said that the report compiled by KTI referred to at the last meeting has been

sitting on a shelf. Cllr. Kelleher said his business left the KTI Centre 6 weeks previous and the Centre is now full again.

Cllr. D. Grady said that a portion of the site should be given to KTI who could build new units.

(b) Questions

1. Cllr. M. Gleeson: Have the legal matters relating to the long awaited transfer of Áras Phádraig to Council ownership been satisfactorily completed and if so, can application now be made for the State funding necessary for the building's upgrading?

Reply: There are still a number of legal matters to be completed in relation to this transfer. Members will be kept updated on progress.

Ms. A. McAllen said that this transfer had been signed before the Town Council was abolished. She said the matter was now with the Law Agents Department to finalise outstanding legal matters. The property attracts a liability of €225,000 as a result of the transfer because Kerry County Council is not a charity organisation. Ms. McAllen also confirmed that a significant sum of money will have to be expended on this building.

Cllr. J.J. Culloty moved Question No. 3 at this stage.

3. Cllr. J.J. Culloty: What is the current situation regarding the transfer of Áras Phádraig to this Council?

Reply: There are still a number of legal matters to be completed in relation to this transfer. Members will be kept updated on progress.

2. Cllr. J.J. Culloty: What is the annual electricity bill for the Pretty Polly building?

Reply: The current power supply to the property is for lighting only. The annual electricity cost from December 2013 to December 2014 was " 1,880.99.

Cllr. J.J. Culloty noted the reply. This was a large building and emergency lighting had to be maintained.

3. Cllr. J.J. Culloty: Q, 3 was moved in conjunction with Q No 1.

15.05.27.09 To consider a requests for reception of deputations

On the Proposal by Cllr. N. Kelleher, Seconded by Cllr. M. Gleeson, it was Proposed that a deputation from Gneeveguilla Community Council be received.

On the Proposal by Cllr. D. Healy-Rae, Seconded by Cllr. J. Sheahan it was Proposed that a deputation from the public and business people of College Street regarding reinstating the public toilets in College Street.

On the Proposal by Cllr. J. Sheahan, Seconded by Cllr. B. Cronin it was Proposed that a deputation from the residents of Ballydribeen regarding traffic issues / concerns be received.

Mr. G. O'Brien stated that under Standing Orders, only two deputations were allowed to attend a Killarney Municipal District Meeting. Mr. O'Brien said that it was agreed in the Standing Orders that:

"No second deputation approved for a member can be received until all first deputations approved and outstanding for other members have been received."

It was noted that Cllr. D. Healy-Rae had two deputations at previous Killarney Municipal District Meetings and as a result, Mr. O'Brien confirmed that only Cllr. J. Sheahan and Cllr. N. Kelleher's deputations would be attending the next Killarney Municipal District meeting.

Mr. O'Brien confirmed that based on the number of deputations that a person has in, he will review Cllr. D. Healy-Rae's deputation at the next meeting.

Cllr. N. Kelleher asked if it would revert back to zero once the 12 months had passed.

Mr. O'Brien confirmed that this was the case and the process would start over from July 2015 at which stage, Cllr. D. Healy-Rae could make a request for a deputation at the September meeting.

15.05.27.10 Date for next Municipal District Meeting

It was agreed the next meeting of the members of the Municipal District of Killarney will be held on Wednesday, 29th July 2015.

It was further agreed that the Annual General Meeting of the Members of the Municipal District of Killarney would be held at 11am on 22nd June 2015 in the Council Chambers, Tralee.

15.05.27.11 Correspondence

It was noted that the following correspondence had been circulated to the Members:

1.	Letter dated 24 th March 2015 from Mr Tony O'Brien, Director General, HSE regarding reinstating the statute over the entrance door to Killarney Community Hospital.
2.	Email dated 25 th March 2015 regarding request for extra Gardaí for Killarney.
3.	Letter dated 30 th April 2015 received from Mr Paudie Coffey, TD, Minister for Housing, Planning & Co-ordination of Construction 2020 Strategy regarding the new Tenant Purchase Scheme.
4.	Email dated 8 th May 2015 from the Office of Minister for Justice and Equality, Ms. Frances Fitzgerald, T.D., regarding Garda clearance for Local Authority tenants.
5.	Email dated 21 st May 2015 from the Office of Minister Richard Bruton, TD, Department of Jobs, Enterprise & Innovation regarding the recent job losses at Cadbury's, Rathmore

15.05.27.12 Any Other Business

Rusheen Beg

Cllr. D. Healy-Rae requested that the NRA provide a report on the road at Rusheen Beg. He said that five fatalities had occurred here and he was aware that two motorbikes were involved in an accident at this location at the weekend. Cllr. Healy-Rae said that since the road has been realigned 20 years ago, there were continually accidents on this bend. He said that drivers need to hold on tight to the steering wheel otherwise the car will go out of control. He requested 20 meters of hardcore to be laid here.

Poulgorm

Cllr. D. Healy-Rae requested that two bollards be provided at Poulgorm as they were needed on either side of the junction.

Aspen House & Lantern Lodge

Cllr. D. Grady informed the members that the HSE had intended to close down Aspen House and Lantern Lodge. He requested that a letter issue to the HSE expressing the concerns of the Members in relation to the closures.

Farranfore Village

Cllr. B. Cronin requested that two manhole covers near Liam Lynch's Garage in Farranfore be made level with the road.

Cllr. J.J. Culloty addressed the meeting and said that this was his last Meeting as Cathaoirleach. He thanked the Members for their co-operation during the year and thanked the staff for their assistance.

Cllr. M. Gleeson thanked Cllr. J.J. Culloty for his work during the year.

Cllr. B. Cronin also complimented Cllr. Culloty.

The Meeting concluded at 3.30pm.

Cathaoirleach of Killarney M.D.

Mr. G. O'Brien
Meetings Administrator