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**MINUTES OF THE MEETING OF THE MEMBERS OF THE MUNICIPAL DISTRICT OF LISTOWEL HELD IN ÁRAS AN PHIARSAIGH, LISTOWEL ON 5<sup>th</sup> SEPTEMBER, 2016.**

**MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH LIOS TUATHAIL A THIONÓLADH IN ÁRAS AN PHIARSAIGH, LISTOWEL AR AN 5 MÉAN FÓMHAR, 2016**

**PRESENT/I LÁTHAIR**

**Councillors/Comhairleoirí**

Cllr. R Beasley  
Cllr. M Kennelly  
Cllr. J Lucid  
Cllr. J Moloney  
Cllr. D Nolan  
Cllr. A Thornton

Apologies for absence received from Cllr. L Purtill.

**In attendance/i láthair**

Ms. J McCarthy	Delegated Executive Officer List MD
Ms. B Reidy	Meetings Administrator
Mr. A Smith	MD Officer
Mr. D Doyle	A/SE
Mr. J Fealy	EE
Ms. T Smith	SEE
Mr. B O'Connor	Assistant Engineer
Mr. C Mangan	SEE
Mr. J Sheehan	SEE
Mr. G O'Brien	A/SEO
Mr. M McEnery	EE
Mr. J McEniry	EE
Mr. I Brick	SO
Ms. S Broderick	SO

The meeting commenced at 2.30pm.

The Cathaoirleach, Cllr. A Thornton took the Chair.

**16.09.05.01**

**(a) Confirmation of Minutes**

On the PROPOSAL of Cllr. R Beasley SECONDED by Cllr. J Moloney it was agreed that the Minutes of the meeting of the members of the Municipal District of Listowel held on the 11<sup>th</sup> July, 2016 be confirmed.

**(b) Reception of a Deputation from Kilflynn Community Together.**

**Re: Issues regarding Kilflynn village.  
Requested by Cllr. D Nolan**

Cathaoirleach A Thornton welcomed the deputation.

Cllr. D Nolan welcomed the deputation and introduced the spokespersons  
(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*)

(*Name withheld for data protection purposes. A paper copy of unedited Minutes available on request*) thanked the members for receiving the deputation and said that the group was representing Kilflynn Community Together which was set up approximately two years ago. They are concerned primarily that Kilflynn village is situated on the border of the Municipal Districts of Tralee and Listowel and they feel that the village is at a disadvantage because of this.

The roads in the village are in very poor condition and it is difficult to get a response because it requires the co-operation of the Municipal Districts of Tralee and Listowel.

They would like the bridge into the village to be upgraded and if funding from Councillor Specific Municipal District Operations Fund (CSMDOF) is acceptable for any works it would require the co-operation of Councillors from the two Municipal Districts.

While the Gardaí have given some assistance with the provision of speed checks, speeding traffic through the village is a huge concern for the residents. The junction at the main road needs to be examined as it is not safe for pedestrians.

In 2015 Kilflynn's application for funding from the Community Support Fund was quite successful but the allocations received for 2016 was very disappointing. The community does its best to carry out works such as hedge cutting but when they approach the Tralee Municipal District for assistance they are told to go to the Listowel Municipal District and visa versa.

Cathaoirleach A Thornton thanked the deputation for their presentation. She acknowledged that the bridge in the village is in very poor condition and said that it is unfortunate that the village is in the position of being caught between two Municipal Districts.

Cllr. D Nolan thanked the deputation for their presentation and said that this matter needs to be examined. An approach such as the briefing of the Tralee and Listowel MDs together on works required in Kilflynn may help to resolve this issue. She said that there are two haulage companies located in the area that the volume of traffic using the roads is not acknowledged.

Cllr. R Beasley welcomed the deputation and thanked them for their presentation. He said that the situation is very confusing for the community as they are not sure which Municipal District they should contact.

Cllr. M Kennelly welcomed the deputation. He agreed that the bridge in the village is in very poor condition and said that measures must be taken to reduce the speed at which vehicles are driven through the village in the interest of health and safety.

Cllr. J Lucid welcomed the deputation and thanked them for their presentation. He said that the volume of traffic going through the village and has increased significantly and speed limits should be imposed. He agreed that the location of the village between two Municipal Districts is confusing for the community and needs to be addressed.

Cllr. J Moloney welcomed the deputation and thanked them for their presentation. He said that the Community Support Fund is specific funding to assist community groups and there is a huge level of community & voluntary activity within the county. He encouraged the group to contact the Community Department of Kerry County Council to discuss their applications for the Community Support Fund. He agreed that the location of Kilflynn village bordering two Municipal Districts is confusing for the community and said that a speed limit review was being carried out and consideration should be given to including Kilflynn for reducing the speed limit through the village.

Cahaoirleach A Thornton said that a number of the issues raised by the deputation should be taken on board with a view to a resolution.

Mr. J Sheehan welcomed the deputation and said that it is positive that a community group with which the Council can work has been set up in Kilflynn. He said that the current Multi Annual Road Restoration Programme runs from 2016 to 2019 and this road is not included. Road markings have been provided in the past week with a view to addressing some of the issues.

With regard to the upgrading of the road surface and the bridge he said that Cllrs. D Nolan and T O'Brien had allocated funding from CSMDOF for this work. He suggested that all the members should consider allocating jointly from CSMDOF in 2017 for this project.

On behalf of the Municipal District of Listowel, Ms. J McCarthy thanked the deputation for their presentation and said that she appreciated their difficult situation arising from the location of the village between two Municipal Districts. She assured them that there is co-operation between the Municipal Districts and the members and staff of the Listowel and Tralee MDs endeavour to work together. With regard to the Community Support Fund she said that 96 applications for funding were received from the Listowel Municipal District for 2016. Every effort was made to facilitate as many community groups as possible within the criteria for the scheme. She assured the group that Kerry County Council would continue to work with them and advised that a review of the scheme will be carried out again before the announcement of the 2017 Community Support Fund.

*(Name withheld for data protection purposes. A paper copy of unedited Minutes available on request)* thanked the members and management of the Listowel Municipal District for receiving their deputation. They said that the group is interested in making the village of Kilflynn a better place to live in and they would like to feel that advice and help is available from Kerry County Council. Cathaoirleach A Thornton thanked the deputation for attending the meeting and said that the members of the Listowel Municipal District looked forward to working with them.

## 16.09.05. 02 Water Services

(a) Mr. C Mangan briefed the members on the following report which was circulated.

### **IRISH WATER CAPITAL INVESTMENT PROGRAMME 2014-2016**

The Irish Water Capital Investment Programme 2014-2016 was launched in May 2014. 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 CIP. It is expected that a new CIP will be issued in 2016. The Schemes, listed in the current CIP, which affect the **Listowel Municipal District** are outlined in the following tables:

<b><u>CAPITAL INVESTMENT PROGRAMME 2014-2016</u></b> <b><u>WASTE WATER PROJECTS</u></b>	
<b>Project</b>	<b>Status</b>
Tarbert SS	The Tarbert and Ballylongford WWTPs have been constructed as one contract by Response Engineering Ltd. Work is complete and the upgrades to the pipelines were done in 2013.
Ballylongford SS	The Tarbert and Ballylongford WWTPs have been constructed as one contract by Response Engineering Ltd. Work is complete and the upgrades to the pipelines were done in 2013.

<b><u>ADDITIONAL MAJOR CAPITAL WORKS</u></b> <b><u>BUT NOT PUBLISHED IN IW CIP 2014-2016</u></b>			
<b>Project</b>	<b>Description</b>	<b>Estimate</b>	<b>Status</b>
Derry - Listowel NKRWSS	Replacement of 2.75Km of 300mm Asbestos Cement Water Main (a further 750m length was completed as advance works by KCC staff in 2015).	" 0.75M	KCC's direct labour crews will commence work in late August 2016 in the Cloonprohus to Ahalahana area.

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

In Wastewater, priority is given to towns (agglomerations) to which ECJ Rulings apply, and to meeting the requirements of the EPA Discharge Licences.

### IRISH WATER MINOR IMPROVEMENTS PROGRAMME

Irish Water has also launched a Minor Capital Works Programme. 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 Listowel area is outlined in the table below.

<b>MINOR CAPITAL WORKS PROGRAMME</b>			
<b>Project</b>	<b>Description</b>	<b>Estimate</b>	<b>Status</b>
Ballyheigue Water Softener	Repair pipework and replace resin	" 7,000	Complete
NKRWSS: Ballyduff Cast Iron Mains	Replace 2.9Km of old / deficient C.I. pipes	" 278,000	Complete
CRWSS Cloonafineela	Provision of SCADA/Telemetry for reservoir and pumphouse	" 6,000	Complete
NKRWSS: Derry - Clontibret	Replace 2.25Km of 300mm diameter Asbestos Cement Main	" 236,000	Complete
NKRWSS: Dromin Water Treatment Plant	Upgrade Fencing	" 72,000	Complete
NKRWSS: Rusheen Ballylongford	Replace 550M old / deficient 100mm diameter C.I. pipes	" 33,000	Complete
NKRWSS: Rusheen Ballylongford	Replace 335M old / deficient 100MM diameter C.I. pipes	" 44,000	Complete
Laheshheragh Pressure Management	Installation of PRVs etc	" 30,000	Complete
NKRWSS: Tieraclea Pk. Tarbert	Replace 250M old / deficient 3+ PVC water mains	" 26,000	Complete
NKRWSS: St Pat's Tce. Tarbert	Replace 350M old / deficient 100MM diameter C.I. pipes	" 42,000	Complete
NKRWSS: Lisselton	Replace 3.8KM 250mm AC mains	" 513,000	Complete
Listowel SS	Replacement of pump at Tea Lane	" 5,000	Complete
Lyreacrompane WTP - Sludge Treatment	Complete Sludge Treatment Plant	" 17,000	In progress
Lyreacrompane RWSS	Site Acquisition	" 30,000	In progress
CRWSS: Kilflynn area	Replace Sluice Valves	" 53,000	In progress
Ardfert North WSS: Ballyheigue Pressure Management	Install Pressure Reducing Valves and Meters	" 7,000	In progress
CRWSS: Laccamore Abbeydorney	Replace 1.44KM old / deficient 125MM PVC main with 160MM pipe	" 158,000	In progress - Contrs. <b>MEIC</b>
Glenderry WS: Mains Replacement	Replace 750M of 50mm AC watermain	" 56,000	Contract awarded to <b>JHR</b>

NKRWSS: Dromin Water Treatment Plant	Extensive roof repairs	" 150,000	Consultants to prepare Tender
NKRWSS: William St. Listowel	Install 450M of 250MM water main	" 88,000	Approved
NKRWSS Scartleigh, Finuge, Ballyduff	Replace 10 Sl. Valves and 3 Mag Flow Meters	" 22,000	Approved
Lyreacrompane RWSS: Network - Unidirectional Scouring	Install new scour valves and provide sampling points on existing scours	" 17,000	Approved
Ardfert North WSS . Causeway Marian Terrace	Replace 370M of 90mm C.I. with Lead services with 110MM uPVC pipe	" 54,000	Approved
Ardfert North WSS . Marian Park Ballyheigue	Decommission 215M of C.I. mains	" 48,000	Approved
NKRWSS: Tarbert Ferry Rd.	Replace 2,350M of 170mm A. C. pipe with 160MM uPVC	" 294,000	Approved . scheduled for November
NKRWSS: Tarbert - Mail Cross to Tarmons Reservoir	Replace 2,250M of 300mm Asbestos Cement pipe with uPVC	" 501,000	Approved . scheduled for October
Ardfert North WSS . Tiershanaghan	Replace 3,400M of 50mm A.C. with 1,800M of 90MM and 1,600M of 63MM uPVC	" 304,000	Approved
Ardfert North WSS . Church Rd Ballyheigue	Replace 590M of 200mm C.I. with Lead services 160MM uPVC	" 62,000	Approved . scheduled for December
NKRWSS: Dromin Water TP	Upgrade WTP Sludge Treatment Facility	" 190,000	<b>Requested</b>
Tieraclea Tarbert WSS . Steeple Road	Replace 2,350M of 170mm A.C. with 160MM uPVC	" 294,000	<b>Requested</b>
Ardfert North WSS . Causeway Village	Replace 1,750M of 75mm C.I. and A.C. with 110MM uPVC pipe	" 236,000	<b>Requested</b>
NKRWSS: Quay St Ballylongford	Replace 800M of 100mm Cast Iron with 150MM uPVC pipe	" 63,000	<b>Requested</b>
<b>Total ALLOCATED to-date</b>		<b>€3,153,000</b>	

## 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 was allocated to Kerry County Council for the various measures under the Rural Water Programme in **2015**.

The funding for **2016** is now due.

### **Takeover of Group Schemes**

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

### **(b) Notice of Motion**

**As Cllr. L Purtill was absent from the meeting the following Notice of Motion was moved on his behalf by Cllr. M Kennelly.**

**1. Cllr. L Purtill:** Households connected to olden sewerage systems in Ballylongford and Tarbert should not have to pay a connection fee to the treatment plant. Surely the older and newer systems can be connected before entering the treatment plants. Previously all the sewage was going into the river in Ballylongford and Tarbert.

**Reply:** It has always been the convention in Kerry County Council that, when a sewerage scheme is upgraded/refurbished, within a limited period after completion of the works, all existing customers have been duly connected, without charge, to the new system.

A difficulty has arisen in Ballylongford and Tarbert in that, while new waste water treatment plants have been constructed, not all of the old sewer lines, which discharge directly to the tidal waters, have been intercepted / picked up. The contracts for these Schemes were essentially for the WWTP works and included very little sewer lines.

The matter has been referred to Irish Water and a response is awaited.

**2. Cllr. A Thornton:** Can Kerry County Council please confirm what pipe work is taking place at Laccamore, Abbeydorney as the works are causing a dangerous obstruction particularly last weekend.

**Reply:** A new 150MM water main is being laid for a distance of 1.5Km by contractors MEIC on behalf of Irish Water and Kerry County Council at Laccamore, Abbeydorney.

A Temporary Road Closure, in accordance with the Roads Act and Regulations, is in place from Dillon's Cross to Laccamore Cross, Abbeydorney from 8:00am on Monday August 8<sup>th</sup> 2016 until Friday September 9<sup>th</sup> 2016.

Signs for advance notice of the closure plans were erected on the 28<sup>th</sup> of July in the village and at Laccamore Cross.

Access for Local and Emergency Services is accommodated and Temporary Diversion signs are in place.

An issue may have arisen over one recent weekend when some barriers were moved to accommodate larger vehicles, but not replaced. Some flashing beacons were also removed. A revised Traffic Management Plan which addresses these issues has now been received from the Contractor.

### **16.09.09.03 Job Creation / Sustainable Economic Development**

#### **(a) Notice of Motion**

**As Cllr. L Purtill was absent from the meeting the following Notice of Motion was moved on his behalf by Cllr. M Kennelly.**

**1. Cllr. L Purtill:** The residents of The Writings estate are requesting that Kerry County Council have the lighting in the estate turned on. It was switched off for approximately 12 months while works were being carried out. All work has now been completed so for health and safety reasons the lighting needs to be turned on now that the darker evenings are approaching.

**Reply:** Works being carried out by the contactor appointed by the Bondsman are nearing completion at this stage. The Council is awaiting CCTV and Water Audits, Relevant Certifications (Including the Public Lighting) and other documentation from the contractor. Once received/ assessed and agreed we will then be in a position to commence the statutory taking in charge process.

It is our intention to address the public lighting issue as soon as possible. Once we receive the required certification from the Contractor and we are satisfied that all is in order, we will request the Councils energy supplier to have the lights turned back on.

**Mr. G O'Brien said that a single response has issued in respect of the Notices of Motion and Questions in relation to the Writings Estate.**

**He referred to the response above and said that when the required certification from the contractor is received and the Council is satisfied that all is in order, the energy supplier will be requested to have the lights turned back on.**

**Cllr. J Moloney said that it is important that the lights are switched on as soon as possible.**

**2. Cllr. M Kennelly:** Can Kerry County Council give me a date when the Writings estate in Listowel will officially be taken in charge by the Council as works in this estate to bring it up to the standard required have been completed and the residents need the lights switched on as soon as possible.

**Reply:** Works being carried out by the contactor appointed by the Bondsman are nearing completion at this stage. The Council is awaiting CCTV and Water Audits, Relevant Certifications (Including the Public Lighting) and other documentation from the contractor. Once received/ assessed and agreed we will then be in a position to commence the statutory taking in charge process.

It is our intention to address the public lighting issue as soon as possible. Once we receive the required certification from the Contractor and we are satisfied that all is in order, we will request the Councils energy supplier to have the lights turned back on.



**3. Cllr. D Nolan:** That Listowel Municipal District urges Kerry County Council to a legal challenge, or assist in a legal challenge, the An Bórd Pleanála ruling on the Ballyhorgan Windfarm.

**Reply:** Ms. J McCarthy advised the members that the decision of An Bórd Pleanála highlighted perceived inconsistencies in the County Development Plan which Kerry County Council utterly refutes. The Chief Executive has sought legal advice regarding the An Bórd Pleanála decision in the context of the references to our County Development Plan. Once complete, members will be advised accordingly.

**Cllr. D Nolan asked that a briefing for the members be arranged.**

**4. Cllr. D Nolan:** That the legal position and standing of County Development Plans be outlined, including their legal relationship with state policy, department directives and circulars and with decisions taken by state agencies, for example, An Bord Pleanála.

**Reply:** The development plan must be part of a systematic hierarchy of land use and spatial plans, including the National Spatial Strategy and regional planning guidelines. It must also be informed by the plans and strategies of the Government and other public agencies in general. The development plan must provide a reasonable level of guidance for developers, the public and those involved in or responsible for making planning decisions within planning authorities. Finally, it must combine these diverse roles in an internally consistent way and in a logical and clear format.

The following extracts from the Kerry County Development Plan 2015-2021 outline the requirements of the planning authority to have regard for government Policy

### **1.1 Legal Preamble and Interpretation**

The County Development Plan is a spatial planning framework that gives effect to the delivery of sustainable and planned economic and social development in a manner consistent with higher level plans and strategies such as the National Spatial Strategy 2002-2020 and the South West Regional Planning Guidelines 2010-2022.

### **1.7 Formulation of Policies and Objectives**

In the formulation of policies and objectives for this plan the Planning Authority had regard to all government guidelines and policy documents.

### **1.8 Statement of Implementation of Ministerial Guidelines**

In accordance with Section 28 of the Planning & Development Acts 2000-2014, a Planning Authority shall append to the Development Plan, a statement that:-

“ Demonstrates how the Planning Authority has implemented the policies and objectives of the Minister contained in Section 28 Guidelines when preparing the Plan.

The County plan lists the plans and policies it had regard to in the preparation of the plan which exceed 30 in number.

An Bord Pleanála in making its determination on particular applications is not bound by the conditions contained in the Development Plan of any local authority.

**5. Cllr. J Moloney:** What is the up to date position with regard to the taking in charge of The Writings estate?

**Reply:** Works being carried out by the contractor appointed by the Bondsman are nearing completion at this stage. The Council is awaiting CCTV and Water Audits, Relevant Certifications (Including the Public Lighting) and other documentation from the contractor. Once received/ assessed and agreed we will then be in a position to commence the statutory taking in charge process.

It is our intention to address the public lighting issue as soon as possible. Once we receive the required certification from the Contractor and we are satisfied that all is in order, we will request the Councils energy supplier to have the lights turned back on.

**6. Cllr. A Thornton:** Can Kerry County Council please confirm whether the issue regarding lighting in The Writings estate has been rectified?

**Reply:** Works being carried out by the contractor appointed by the Bondsman are nearing completion at this stage. The Council is awaiting CCTV and Water Audits, Relevant Certifications (Including the Public Lighting) and other documentation from the contractor. Once received/ assessed and agreed we will then be in a position to commence the statutory taking in charge process.

It is our intention to address the public lighting issue as soon as possible. Once we receive the required certification from the Contractor and we are satisfied that all is in order, we will request the Councils energy supplier to have the lights turned back on.

## **(b) Question**

**1. Cllr. D Nolan:** Will the lighting at The Writings, Listowel be operational before this coming winter?

**Reply:** Works being carried out by the contractor appointed by the Bondsman are nearing completion at this stage. The Council is awaiting CCTV and Water Audits, Relevant Certifications (Including the Public Lighting) and other documentation from the contractor. Once received/ assessed and agreed we will then be in a position to commence the statutory taking in charge process.

It is our intention to address the public lighting issue as soon as possible. Once we receive the required certification from the Contractor and we are satisfied that all is in order, we will request the Councils energy supplier to have the lights turned back on.

#### **6.09.05.04 Sustainable Communities / Quality of Life Directorate**

(a) It was agreed to note the following report which had been circulated to the Members:

#### **SUSTAINABLE COMMUNITIES / 2016 Library Service Report**

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

#### **Library service:**

The new Sierra Library Management System went live at each Kerry Library on 12 July. The implementation went satisfactorily across each location.

During July, **71,891** items have been borrowed using the Sierra system from libraries across the county. This is a 17.4% increase on the no. of items borrowed during July 2015 [61,232]

This increase is due to a no. of factors including the option to now borrow up to 12 items at any given time, the range of book stock, public access to the catalogues of all Sierra participating libraries and a facility to request items from their collections, a national transportation system to facilitate fast fulfilment of requests and the annual Children's Summer reading promotion.

#### **Oifig na Gaeilge Report**

**Business Unit Manager - Roibeard Ó hEartáin, Oifigeach Forbartha Gaeilge**

#### **ATHBHEOCHAN NA GAEILGE AGUS 1916**

Sár-thaispeántas de chuid Chonradh na Gaeilge a thugann léargas iontach ar dhul i léig agus athbheochan na Gaolainne, ó aimsir an Ghorta Mhóir go dtí 1916. Tá 13 de sheastáin phreab-aníos ildaite sa taispeántas a insíonn scéal na Réabhlóide Cultúrtha agus Athbheochan na Gaolainne in Éirinn. Bhí an taispeántas i Leabharlann Lios Tuathail agus sa Seanchaí le linn Seachtain na Scríbhneoirí. Ar fáil ó Oifig na Gaeilge d'Fhéilte, Leabharlainne, Scoileanna & Grúpaí Pobail.

An excellent display developed by Conradh na Gaeilge that portrays the fall and rise of the Irish Language from the time of the Great Famine through to 1916. The display consists of 13 multicoloured pop-up stands that story-board the period of the Gaelic Revolution in Ireland and the Revival of the Irish Language. It was on public display in Listowel Library and An Seanchaí during Writers Week and is available from Oifig na Gaeilge to Festivals, Libraries, Schools & Community Groups.

#### **Environment Service Report**

**Business Unit Manager – Ger O'Brien, Senior Executive Officer**

#### **Bottle bank re-branding**

As previously notified Kerry County Council in conjunction with the SRWMO will make changes to the signage and appearance of bottle banks in 30 locations

throughout the county in the next few months - Funding for these sites is to be provided by Southern Regional Office. A new sleeve has been developed to wrap over each bottle bank with new signage above each bottle bank. We had hoped that works would have been completed at this stage. However due to delays outside of our control we hope the changes will be in place shortly.

### **Blue Flag Beaches**

Water quality at the beaches in Listowel MD this season has been excellent. Inspections of the beaches by An Taisce highlight no major problems with the beaches in North Kerry this season.

## **Emergency Service Report**

**Business Unit Manager – Captain Michael Hession, Chief Fire Officer**

### **Operation of the Fire Brigade Service:**

#### **Fire Safety and Prevention:**

- Fire Officers continued to provide the Courts with recommendations in respect of any licensing applications notified to the Fire Service.
- Fire Officers continued with inspections of premises where required, including premises in respect of the Munster Fleadh Cheoil Event in July and Fitzgerald Stadium in respect of the Munster Final.
- Fire Officers made inspections and recommendations in respect of various Fire Works Displays in July.
- Fire Officers attended Inter Agency pre Event meetings in respect of the Rose of Tralee Festival 2016, Puck Fair 2016 and the Traveller Rose Festival 2016

#### **Building Control:**

- The number of Commencement Notices/7 Day Notices received to the end of July 2016 was 238 which is a
  - 13.33% increase on the figure of 210 for the same period last year.
  - This indicates an increase 13.33% in construction activity in the county.
- The building control section continues to process Disability Access Certificate applications and also Fire Safety Certificate applications. Up to the end of July 2016 a total of 54 Disability Access Certificate applications and a total of 95 new Fire Safety Certificate applications had been received. This represents increases of
  - 8 % in Disability Access Certificate applications and
  - 21.79% in Fire Safety Certificate applications over the same period in 2015.

		1 Jan 2015 to	1 Jan 2016
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		30 Jul 2015	to 30 Jul 2016
Building Control	Fire Safety Certificate Applications Received	78	95
	Disability Access Certificate Applications Received	50	54
	Commencement Notices Received	210	238

### Operations:

Set out hereunder the Statistical details in respect of the Fire Service Operations for the period 1 Jan 2016 to 31 July 2016 along with the details of 2015 for reference purposes:

		1 Jan 2015 to 30 Jul 2015	1 Jan 2016 to 30 Jul 2016
Fire Service Operations	Total Incidents	692	601
	Total Mobilisations	772	713
	Number of Fires	431	344
	Of which: Chimney Fires	95	75
	Gorse	213	144
	Number of Special Service Incidents	144	142
	Of which: Road Traffic Accidents	71	70

## **Community and Enterprise Report to the Listowel Municipal District Meeting 5<sup>th</sup> September 2016.**

### **Festivals**

Both the Munster Fleadh and the Revival Music Festival were held in Listowel and were both very successful. The Municipal District Manager (MDM) and Municipal District Officer (MDO) were involved in chairing interagency meetings running up to the events. On the day of the Revival Festival, the Municipal District Officer, supported by staff from Listowel Operations, co-ordinated the Council's support for the event.

A meeting was held with the Ballybunion Community Forum and Ballybunion Development Company and Kerry Film Festival in relation to the outdoor film screening of the %Karate Kid+ in Ballybunion. On the day of the screening, 284 people attended. It is proposed to hold another such event next year. Unfortunately, the Listowel outdoor film screening organised for 12/08/16 had to be cancelled due to inclement weather.

### **Sport**

A number of meetings have been facilitated between Kerry Recreation and Sports Partnership and local volunteers with a view to establishing a Park Run in Listowel. The current position is that a public meeting is to be arranged in the short term with a view to establishing a larger group of event organisers.

Assistance was provided to the Irish National Beach Volleyball Association from the Operations Department of KCC to support a weekend event on Ballybunion Beach held on the weekend of Friday, 26<sup>th</sup> August, 2016.

It is hoped that this event can also be established as an annual event.

### **Strengthening Communities**

Development plans that are in place for towns and villages are currently being reviewed and meetings arranged with local groups operating within the MD with a view to agreeing and progressing a programme of works to be implemented in conjunction with the Area Engineer. Groups are being encouraged to register with the Public Participation Network and to consider entering the Tidy Towns Competition if they are not already doing so.

Regular monthly meetings have been organised with the District Superintendent to discuss cross functional issues (MDO and Area Engineer attending).

### **LOCAL ECONOMIC & COMMUNITY PLAN**

**The formal launch of the Local Economic & Community Plan was held on Monday, July 18<sup>th</sup>, 2016 in the Tralee Bay Wetlands Centre.**

**A process is in place to ensure the effective implementation and monitoring of the actions in the Plan. Regular updates will be included in future reports to the Municipal District Meetings.**

## **SICAP**

For the delivery of the programme in Kerry, the county is divided into 3 Lots with 3 Programme Implementers appointed to deliver services in each of the three lots, i.e. the 3 Local Development Companies in Kerry's case.

Each Programme Implementer developed an Annual Action Plan for the delivery of services within their Lot Area for 2016. The performance of the Programme Implementers in terms of meeting the specific targets of the Action Plan are reviewed at mid-year and at end of year. The Mid-Term Review was completed at the end of July and approved by the LCDC at its July meeting.

## **LEADER 2014-2020**

### **Implementation of LEADER Local Development Strategy (Rural Development Programming period 2014-2020)**

The Kerry LCDC is the Local Action Group (LAG) under the LEADER Programme with the 3 Local Development Companies (LDCs) implementing the programme on the ground. Formal approval of the Local Development Strategy (LDS) was issued by the Department of the Arts, Heritage and the Gaeltacht to Councillor Norma Moriarty, as Chair of the Kerry LAG, on 22<sup>nd</sup> June, 2016.

The LEADER Funding Agreement was signed by the LAG and by each of the Programme Implementers on 7<sup>th</sup> July and the Programme was officially launched at a national event hosted by Minister Heather Humphreys on 8<sup>th</sup> July.

Moirá Murrell, Chief Executive, together with Councillor Norma Moriarty, Chair of the Kerry Local Action Group, attended at the official launch on behalf of the Kerry LAG.

The LDCs, KCC and the LAG each have a role in the implementation of the strategy. The Department has published a comprehensive set of Operating Rules that provide a clear governance framework for the implementation of the LEADER Programme, and the LAG Local Development Strategy, and also supplement the terms of the contract (Agreement) between each LAG and the Department.

At the request of the LAG, a workshop to explore the application process having regard to the terms of the Agreement and the Operating Rules is to be organised for September, 2016, in advance of the next meeting of the LCDC.

## **COMMUNITY SUPPORT FUND**

The 2016 applications approved under the Community Support Fund are now being implemented by the successful applicants.

The financial assistance of Kerry County Council, including the display of the Council's logo on all printed matter, is required to be acknowledged and will serve to promote awareness of the Fund.

It is proposed to invite applications for the 2017 Fund in November of this year. The Municipal District Officers will facilitate clinics in advance of the closing date for receipt of applications in order to assist and advise applicants regarding the eligibility of projects within the terms of the Fund.

## **COMHAIRLE NA NÓG**

The Kerry Comhairle na nÓg work plan for 2016 has been approved by the Department of Youth and Childrens Affairs. The two topics we will now be working on for the year are .

1. Develop a You Tube channel with a web series to look at issues affecting young people.
2. Sexual health education

A change for 2016 involves trialling the expansion of the work programme into all four Municipal Districts. The aim of this is to encourage county wide participation and to increase the influence of Comhairle na nÓg at a Municipal District level.

The Kerry Comhairle na nÓg organised a %Reeling in the Years Fashion Show 1916 -2016+ which was held at the Ashe Hotel on 24<sup>th</sup> April 2016 at 7pm. Fashion and music from every decade was showcased and a great evening was had by all.

Eight members of the Kerry Comhairle na nÓg were sponsored by Sean Kelly MEP to attend the European Youth Event (EYE) 2016 held at the European Parliament in Strasbourg, France on 20-21 May 2016. It was a unique opportunity for thousands of young Europeans to make their voices heard.

During the event, they exchanged ideas and perspectives on youth-related issues, developed innovative solutions to crucial questions for the future and met with European decision-makers and speakers with a wide range of professional experience.

## **KERRY PPN**

The PPN is the main link through which the Council connects with the community, voluntary and environmental sectors. The Secretariat of the Kerry Public Participation Network organised two workshops in June, 2016 for community groups /organisations wishing to access funding, i.e. workshops held in Caherciveen on the 14<sup>th</sup> and in Tralee on the 16th. A similar workshop will be held in Listowel in September.



## **Housing /Social Services Report**

**Business Unit Manager – Mrs. Christina Farrell, Senior Executive Officer**

### **Tenant Purchase Scheme Update**

As at the 28th August 2016, we have received 195 applications.

#### **Breakdown as follows:**

- Assessed forms and Pre qualified - 74  
Decision due by end of September 2016 after which all tenants will be notified of same, Without Prejudice, that provided the qualifying criteria for tenants eligibility to purchase the property is met e.g. provide a certificate from Irish Water to advise that all water charges have been paid in full, the application will then be progressed to Valuation.
- Assessed and not qualified - 68  
All assessed non qualified applicants have already been corresponded with and advised of decision.
- Assessed and further information requested . 35  
All tenants have been corresponded with and further information requested.
- Still to be assessed . 18

### **Housing Needs Assessment Progress Report**

As part of the 2016 HNA we have written to all qualified social housing applicants who had not been assessed by a Housing Investigations Officer within the past two years seeking an update on their housing situation.

We also placed an advertisement in the local papers asking anybody who did not receive a letter to contact the office.

To date over 3600 letters have been issued along with reminders and new letters where it was found that the applicant had moved address. We have also carried out an Infosys check on over 700 applicants who did not respond which has resulted in almost 200 applications being closed and a further 160 approximately to be further investigated. It is hoped to have all applications up to the 31/12/2013 updated by the date of the HNA (21st Sept 2016).

The remaining applicants i.e. those who applied in 2014, 2015 & 2016 will be dealt with as part of the next HNA which is expected in 2017.

### **HAP Implementation**

Circular received in July 2016 advising that the Housing Assistance Payment scheme is to be introduced in Kerry in 4th quarter 2016. The Housing Assistance Payment (HAP) is a new social housing support. HAP will replace Rent Supplement for those with a long term housing need. No definite date has yet been announced for the commencement of this scheme.

A meeting was held with the local DSP officials in July to begin discussions on the implementation of the scheme and further meetings will take place over the coming weeks.

It is envisaged that all new rent supplement applicants will be targeted first followed by those who apply for rent supplement renewal and change of addresses etc.

## Social Housing Activity Report as at 26<sup>th</sup> August, 2015

### Listowel Municipal District

<b><u>Social Housing Applicants (Year to Date Position)</u></b>				
Qualified Applicants with area of choice within Municipal Area				464
Accommodation offers made for property located within Municipal Area				36
New Tenancies Commenced				26
Accommodation refusals				10
<b><u>Social Houses</u></b>				
<b>Vacant Group scheme properties within Municipal Area</b>				
Under Repair (Excl those awaiting major refurbishment)				12
Awaiting Allocation				3
Aquired Properties (requiring minor repairs)				2
<b><u>Rental Accommodation Scheme</u></b>				
		<b><u>County</u></b>		<b><u>L.M.A.</u></b>
Total Active Tenancies		914		124
New tenancies in 2016		60		3
Tenancies terminated in 2016		31		0
<b><u>Leasing</u></b>				
		<b><u>County</u></b>		<b><u>L.M.A.</u></b>
Leased Properties		117		13
Leases under negotiation		21		2
<b><u>Housing Adaptation Grants (County Wide)</u></b>				
Housing Adaptation Grants (County Wide)		<b>No.</b>		<b>€</b>
Grant Allocation 2016				" 2,096,050
New Grants Allocated 2016		299		" 1,411,445
Total Commitment		285		" 1,430,500
<b>Construction Programme 2016:</b>				
<b>Single Rural Dwellings:</b>				
Single Rural Dwellings - Site Transfer Stage				0
Single Rural Dwellings - under construction				1
<b>Bedroom Extensions:</b>				
Extension Applications Received & Under				6

review				
Extensions - At Tender Stage				2
Extensions - under construction				0
<b>Capital Listowel MD:</b>				
Proposed Development:				
Upper William Street, Listowel - Stage 3 proceeding to Part 8		7		
Ashgrove, Listowel - Tender Complete. Construction to commence early September 2016.		1		
<b>Tenant Purchase Scheme Update:</b>				
<b>Total Number of applications submitted</b>		195		
<b>Assessed Forms and Pre-qualified:</b>		74		
<b>Assessed and not qualified:</b>		68		
<b>Assessed and further information requested:</b>		35		
<b>Awaiting Assessment:</b>		18		

### (c) Notices of Motion

**1. Cllr. R Beasley:** That a dog foul litter bin be put at the end of the Cliff Walk in Ballybunion (Details with Directorate).

**Reply:** A dog foul bin will be put in place as requested

**Cllr. R Beasley welcomed this reply. He said that dog fouling is still a huge issue on pavements and walkways throughout the county and in his opinion the situation will not improve until litter wardens operate a proper enforcement system.**

**Cllr. J Moloney supported the notice of motion and said that it is important that this matter is addressed as some dog owners do clean up after their dogs but then dispose of the plastic bags and contents indiscriminately.**

**2. Cllr. J Moloney:** That Kerry County Council examine the possibility of re-introducing plastic recycling.

**Reply:** In the past Kerry County Council did provide skips to cater for plastic recyclable waste at a number of locations around the county. These were removed for a number of reasons. The main reason was the cost of providing such a service bearing in mind that plastics could be disposed of in the normal dry recyclable collection service. Other reasons included fly tipping near and in the skips along with vandalism. There are no plans to re-introduce such a system.

The Council do own a site at Tanavalla which was purchased a number of years ago for the development of a Civic Amenity Site for the North Kerry Area. As planning was not approved at the time, the site was not developed. Due to financial constraints, the council are not in a position to advance it further at this time. Should this facility be developed in the future it would accept all recyclable materials.

**Mr. G O'Brien referred to the reply and said that Kerry County Council previously provided skips for plastic recyclable waste at a substantial cost to the Council. It was decided to discontinue this service when the skips were being vandalised and fly tipping in the vicinity of the skips became an issue. He referred to the purchase of the site in Tanavalla for the development of a Civic Amenity Site for which planning permission was not approved at the time and said that Kerry County Council is not in a position financially to advance this matter further at this time. He accepted that the closure of North Kerry Landfill has impacted on Listowel as there is no other recycling facility other than bottle and can banks in the North Kerry area.**

**Cllr. D Nolan asked if plastic recycling skips could be considered for locations where there is already CCTV in operation.**

**Mr. G O'Brien said that there are no plans to provide this service as no funding is available.**

**Cathaoirleach A Thornton PROPOSED that a joint motion from the members of the Municipal District of Listowel be included on the agenda for the October meeting of the full Council requesting that a transfer station be provided in North Kerry.**

**Mr. G O'Brien said that he would examine the capital funding options available for this type of project.**

**The members agreed that the motion for the full Council would be deferred pending Mr. O'Brien's investigation into this matter.**

**3. Cllr. D Nolan:** That the L6075 from Leam Cross to Kilfeighney Cross be monitored in relation to continued illegal dumping.

**Reply:** The litter warden will monitor the area for illegal dumping.

**Cllr. D Nolan asked if data is kept on the number of complaints received concerning illegal dumping.**

**Mr. G O'Brien confirmed that all complaints received are logged on a data base.**

**4. Cllr. D Nolan:** That plastics and paper recycling facilities be made available in Listowel as a matter of urgency.

**Reply:** In the past Kerry County Council did provide skips to cater for plastic recyclable waste at a number of locations around the county. These were removed for a number of reasons. The main reason was the cost of providing such a service bearing in mind that plastics could be disposed of in the normal dry recyclable collection service .Other reasons included fly tipping near and in the skips along with vandalism. There are no plans to re-introduce such a system.

The Council do own a site at Tanavalla which was purchased a number of years ago for the development of a Civic Amenity Site for the North Kerry Area. As planning was not approved at the time, the site was not developed. Due to financial constraints, the council are not in a position to advance it further at this time. Should this facility be developed in the future it would accept all recyclable materials.

**5. Cllr. A Thornton:** Can Kerry County Council update the members as regards the issue of plastic waste disposal in North Kerry and what progress has been made regarding the dealing with this issue?

**Reply:** In the past Kerry County Council did provide skips to cater for Plastic recyclable waste at a number of locations around the county. These were removed for a number of reasons. The main reason was the cost of providing such a service bearing in mind that plastics could be disposed of in the normal dry recyclable collection service .Other reasons included fly tipping near and in the skips along with vandalism. There are no plans to re-introduce such a system.

The Council do own a site at Tanavalla which was purchased a number of years ago for the development of a Civic Amenity Site for the North Kerry Area. As planning was not approved at the time, the site was not developed. Due to financial constraints, the council are not in a position to advance it further at this time. Should this facility be developed in the future it would accept all recyclable materials.

### **(c) Questions**

**1. Cllr. M Kennelly:** Can Kerry County Council as requested at the last meeting give a breakdown on each municipal area of what grants i.e. (housing aid for older people, people with disabilities were allocated to each municipal area in 2015 ?

**Reply:** The current DPER system used for recording grant applications/allocations does not allow us to generate reports per Municipal District area. I have requested our IT Section to investigate if the system can be updated to facilitate these reports. I have been advised that it should be possible and that they are working on same at present. If so, we should be in a position to prepare reports on grant allocations etc. per MD for future meetings.

**2. Cllr. A Thornton:** Can the Council confirm the position regarding signage for Community Text Alert Groups.

**Reply:** Muintir na Tíre is a national voluntary organisation dedicated to promoting the process of community development. Muintir na Tíre's mission is to enhance the capacities of people in communities, rural and urban, to become involved in local social, economic, cultural and environmental development. One of its initiatives is the Community Text Alert Scheme and any new groups once established should ensure they are affiliated to Muintir Na Tíre.

All Community Text Alert Signs and Poles (powder coated blue) must be ordered directly from Muintir na Tíre Head Office, Tipperary Town. Tel: (062) 51163. This is an agreed element of the National Community Texting Programme and is to comply with the Department of the Environment's directive to each local authority, that all

signage for community alert schemes shall meet the specification for the construction of traffic signs as issued by this department. It is also to comply with the agreement of An Garda Síochána that Muintir na Tíre have the sole authority to use the Garda logo on all signs relating to this programme."

**Cllr. R Beasley said that he had allocated funding from CSMDOF for this type of signage previously.**

**Cllr. J Moloney said that he understood that the funding for the erection of this signage was provided through CSMDOF.**

**Mr. A Smith said that he would examine this matter further and make contact with the group referred to by the Cathaoirleach.**

#### **16.09.05.05 Operations, Health & Safety Directorate.**

**(a)** It was agreed to note the following Report from Mr. J Sheehan SEE which was circulated.

#### **Programme of Works**

<b>Listowel Municipal District Operations</b>	<p style="text-align: center;"><b><u>Roads</u></b></p> <p><b>Listowel Municipal District East</b></p> <p><b><u>Restoration Improvement</u></b></p> <p>Works on the following roads are complete</p> <p>L-1025 Smearla Bridge . Derrindaff  L-1027 Irremore- Knockburrane  L-10031- Ballyline . Graffa  R-551- Glencullare- Meelcon  L-1050 . Convent Cross  L-6050- Finuge Bridge . Finuge Cross  L-1011 Greenville Road . 90% complete</p> <p><b><u>Restoration Maintenance</u></b></p> <p>Works on the following roads are complete</p> <p>L-1011- Dromurrin . Ballyouneen  L-6005- Knockaneroe  L-6054- Furhane- 90% complete</p> <p>Preparatory works are ongoing on the following roads</p> <p>L-1006- Ballydonoghue . Glouria Cross</p> <p><b><u>Severe Weather Allocation</u></b></p>
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	<p>Works substantially complete on Meenanare Bridge, Duagh</p> <p>Works on the following roads are complete</p> <p>L-6017- Pulleen L-1013- Tarmons East L-6019 . Knockenagh</p> <p>Preparatory works are ongoing on the following roads</p> <p>L-1008- Glouria</p> <p><b>Listowel Municipal District West</b></p> <p>Works substantially complete on Glanerdalliv Bridge, Ballyduff</p> <p><u>Restoration Improvement</u></p> <p>Works on the following roads are complete</p> <p>L-1031 Ardcullen . Bishopscourt North L-6043 Rahely- Addergown</p> <p>Preparatory works are ongoing on the following roads</p> <p>R-551 Doon Road</p> <p><u>Restoration Maintenance</u></p> <p>Works on the following roads are complete</p> <p>L-6038 Cloghane Road, Ballyduff</p> <p>Preparatory works are ongoing on the following roads</p> <p>L-1000 Kilconly North R-551 Ballinbranhig</p> <p><u>Severe Weather Allocation</u></p> <p>Works on the following roads are complete</p> <p>L-6038- Cloghane Road, Ballyduff L-10434- Meenagohane- (90% complete) L-10431- Cloghaneleesh- (90% complete) L-6009- Farranpierce L-1033 . Kerryhead, Ballyheigue (90% complete)</p> <p style="text-align: center;"><b><u>Housing</u></b></p> <ul style="list-style-type: none"> <li>• <b>Update on Casual Vacancies</b></li> </ul>
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### **Group Schemes**

- **Abbeydorney**

2 Bed 25 Riverside Close  
Works underway

- **Ballybunion**

2 Bed, 29 Marconi,  
Works tendered, awaiting approval of Contractor

- **Ballyheigue**

1 bed 44 Marian Park  
Works Complete, Returned to Housing  
1 bed 48 Marian Terrace  
Works gone to tender

- **Ballyduff**

3 Bed 7 Benmore  
Fire Damage, Documents being prepared for tender  
3 Bed 8 Benmore  
Works complete

- **Causeway**

2 Bed 16 Marian Terrace  
Fire Damage, Estimate to be prepared/Awaiting  
Insurance settlement

- **Lixnaw**

3 Bed, 35 Baile an Garrai,  
Works tendered, awaiting approval of Contractor

- **Moyvane**

3 Bed 36 Woodgrove  
Fire Damage, Awaiting Insurance settlement

### **Listowel Town**

- 3 Bed 112 Feale Drive  
Documents being prepared for tender

- 3 Bed 22 Ashgrove  
Estimate approved, works to commence

- 1 Bed 72 Feale Drive  
Works gone to tender

- 1 Bed 40 Ballygologue  
Works Complete

- 3 Bed 3 Cluainin  
Works to Commence

- 3 Bed 19 Liosarda  
Works underway

- 2 Bed 22 Ashgrove  
Works to Commence

### **Update on long term voids**

#### **Group Schemes**

- **Ballyduff**



	<p>3 Bed                      11 Benmore Awaiting tender approval of successful contractor</p> <p><b><u>Single Rural Dwellings</u></b></p> <p>3 Bed                      Knockbrack Ardfert Tender to be approved</p> <p>2 Bed                      Bawnmore Ardfert Law Agents, trespass issue</p> <p>3 Bed                      Aghabeg Middle, Lixnaw Boundary Issue</p> <p>2 Bed                      Ballinagearagh Lixnaw With Housing Admin. For consideration</p> <p>3 Bed                      Boherroe Abbeydorney Law Agents</p> <p>2 Bed                      Derry Listowel Dept approval received, documents being prepared for tender</p> <p>3 Bed                      Ballinclemisig Ballyheigue Awaiting probate</p> <p>3 Bed                      Bromore West, Ballybunion Dept approval received, documents being prepared for tender</p> <p>3 Bed                      Lahesrough, Ballybunion Dept approval received, documents being prepared for tender</p> <p><b><u>Current non maintenance works</u></b></p> <ul style="list-style-type: none"> <li>• Design completed for 2no extensions for disabilities in Abbeydorney, Alterations to design, works gone to tender</li> <li>• Insulation Upgrade recently undertaken to 16no houses in Cluain an nAishling, Causeway</li> </ul>
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## **(b) Update on the proposed relief road for Listowel**

Ms. T Smith briefed the members on the following report which was circulated:

### **N69 LISTOWEL BYPASS**

#### **General Scheme Information**

The Scheme is located west of Listowel Town, and consists of 3.65km of new road, 2.30km of line improvement of the existing John B. Keane Road and 1.5km of side-road improvements at junctions.

With the John B. Keane Road, it completes a relief road for Listowel, relieving congestion in the town centre.

#### **SCHEME SPECIFIC INFORMATION**

3 new roundabouts on the bypass
Replacement of existing roundabout on John B Keane Road
1 new at-grade priority junction (Forge Road)

1 principal structure, the River Feale Bridge, a number of culverts spanning minor streams and a number of accommodation underpasses
Sive walk realigned along a separate cycle and walking track north of the proposed scheme

### **BENEFITS OF THE BYPASS**

- Provides alternative route for through traffic to the narrow streets of Listowel Town Centres.
- Reduction in traffic volumes by up to 39% through the most congested areas and provide an opportunity for the creation of much needed pedestrian friendly zones.
- Improves access for locals and tourists, and increases the attractiveness of shopping and socialising in the town.
- Provides greater certainty of journey times by alleviating congestion
- Provides a second crossing of the River Feale.

### **FUTURE MILESTONES** *(Subject to TII Approval)*

<b>PROCESS</b>	<b>ESTIMATED DURATION</b>
STATUTORY PUBLIC CONSULTATION	Min 6 weeks
HEARING AND AN BORD PLEANALA DECISION	12 months
TENDER PERIOD	9 months
CONSTRUCTION	24 months

### **N69 LISTOWEL BYPASS PUBLIC CONSULTATION**

<b>28<sup>th</sup> June 2007</b>	<b>4<sup>th</sup> to 28<sup>th</sup> October 2011</b>	<b>7<sup>th</sup> November to 7<sup>th</sup> December 2012</b>	<b>December 2012 to date</b>
<b>Public Consultation Constraints</b>	<b>Public Consultation Route Options</b>	<b>Public Display Preferred Route Corridor</b>	<b>Ongoing Consultation With Affected landowners &amp; others</b>

Ms. T Smith said that a public information day on the proposed relief road could be arranged if considered necessary.

Cllr. J Moloney said that an information day on the proposed project would be very welcome.

### **Tourist traffic survey of Listowel in relation to proposed relief road.**

Ms T Smith referred to Question No. 2 from Cllr. D Nolan

*“Will Kerry County Council undertake a separate tourist traffic survey of Listowel in relation to proposed relief road?”*

**Reply:** The current Traffic Model for the scheme has been prepared in accordance with Transport Infrastructure Irelands Project Appraisal Guidelines. These TII guidelines specifically recommend avoiding times of high tourist traffic and recommend that traffic surveys should avoid periods of abnormal traffic flow such as Christmas, Easter or Bank Holiday Weekends and across July and August.

The current traffic model has been approved by the TII, Department of Transport and Department of Public Expenditure and Reform. It is unlikely that TII would fund an additional traffic study in the medium term. A tourist traffic study could be undertaken by Kerry County Council, but a source of funding would need to be identified.

**Ms. J McCarthy said that the provision of funding for carrying out a tourist traffic study would be investigated.**

**Cllr. J Moloney said that it is important to begin preparations on identifying methods that would attract visitors to Listowel.**

**(c) Notices of Motion**

**As Cllr. L Purtill was absent from the meeting, the following Notices of Motion, No's 1 – 5 were moved on his behalf by Cllr. M Kennelly.**

**1. Cllr. L Purtill:** The lower part of the wall on the Island Road, Tarbert (directly opposite the signpost for Tarbert E town and Welcome to Tarbert) has collapsed and needs urgent attention. This side of the road is used by milk trucks after their milk collection in Clare. The road at this point is in danger of subsiding with the heavy loads using the road.

**Reply:** The segment of collapsed wall referred to is a stone boundary wall for private property.  
It is not an issue for Kerry County Council.

**2. Cllr. L Purtill:** That Kerry County Council would erect another larger sign opposite the car park indicating the toilets on the pier at Tarbert Island so that it can be clearly seen by people in the queue for the ferry.

**Reply:** There are three (3) signs indicating the availability of toilets.  
This is an important access point to the county and increasing the number or size of the available signage will, in our opinion, decrease the visual amenity of the area at the terminal.

**3. Cllr. L Purtill:** That Kerry County Council would extend the 50KM sign about 70m further out the Glin road as there are quite a few houses beyond the current speed limit sign.

**Reply:** Kerry County Council will be undertaking a review of speed limits across the county over the coming months.  
This request has been forwarded to the speed limit review group for consideration.

**4. Cllr. L Purtill:** That Kerry County Council would remove the stones and rubble opposite the O'Rahilly headstone. The rubble has been left against the wall and looks very unsightly. If the stones cannot be removed they should be tidied up and the rubble taken away. A lot of great work has been done by Kerry County Council in particular Peter Bradley EE to have the historic burial ground looking well.

**Reply:** The area has been cleared of rubbish.

**5. Cllr. L Purtill:** Where pipes were laid by Irish Water, crossing the road on Chapel Street, Tarbert, the tarmacadam which was laid has sunk and is causing vibration in houses on either side of the street. I have received several complaints from the residents and this matter needs to be addressed immediately.

**Reply:** The situation is a result of works carried out by Irish Water. Kerry County Council will contact Irish Water in order to seek a resolution to this matter.

**6. Cllr. R Beasley:** That Kerry County Council would erect a number of large concrete boulders on top of the Cashen wall from the far west side towards the old boat house. It would help to stop the sea from coming over the wall and reduce the chance of homes being flooded during high tides. Residents are fearful of how the winter floods and spring tides will affect them as they have no house insurance as a result of their homes having been flooded in previous years.

**Reply:** The River Cashen is the responsibility of the OPW.  
Placing concrete boulders on top of the existing wall is considered structurally unsound and these could be easily displaced during a coastal event.  
The replacement of the current sea wall with a 360m long 1.6m high new sea wall would offer protection from a coastal 1 in 200 year event, however the cost of same is approximately " 4.5m.  
Listowel Municipal District, Kerry County Council undertook works earlier in 2016 on the L-6038 at Moneycashen, replacing/repairing culverts, installing gulley traps, which should help ameliorate the worst effects of flood events.

**Cllr. R Beasley said that water is seeping over this wall and it needs to be raised to reduce the risk of homes being flooded during high tides.**

**7. Cllr. R Beasley:** What is the situation with grass cutting in the Ferndene Estate, Listowel?

**Reply:** In June 2008, Listowel Town Council adopted a policy on the taking in charge of housing estates.

The green areas of any developments taken in charge since that policy was adopted are not maintained by the local authority.

This is in accordance with guidance provided by the Department of Environment.

The only caveat to this policy is for housing estates developed specifically as social housing.

The Ferndene development was taken in charge post June 2008 and therefore the local authority does not carry out maintenance works on the green areas of this estate.

Our current Service Delivery Plan indicates the areas maintained by Listowel Municipal District, beyond which we have neither the resources or capability to expand.

**Cllr. R Beasley acknowledged this response.**

**8. Cllr. R Beasley:** That efforts be made in conjunction with Ballybunion Golf Club to continue the footpath from the Sandhill cottage towards the car park in Ballyeigh.

**Reply:** Listowel Municipal District has liaised with Ballybunion Development Association in relation to this issue.

The footpath requested can not be constructed without the current boundary being set back.

It is the wish of the Association to construct a 1.2m high stone wall with an in-situ concrete capping, on which is mounted a railing 1.0 . 1.2m high.

This wall/railing combination would be set back from the existing road carriageway, between which would be constructed a footpath.

The cost of undertaking such works, without drainage considerations, would vary from " 525 to " 650 per linear metre, depending on what finishes are required.

A total length in excess of 1.5kms is involved to the entrance of the Golf Club and 840m from here to the entrance of the car park at Ballyeigh.

No specific grant finance was made available to Listowel Municipal District for footpath construction in the 2016 fiscal year.

The only source of finance available for such work is the Councillor Specific Municipal District Operations Fund and this project because of its magnitude would be un-suitable for funding through this scheme.

**Cllr. R Beasley said that this is a very dangerous stretch of road with a high volume of traffic.**

**Ms. J McCarthy said that the Listowel Municipal District would liaise with Ballybunion Golf Club in relation to this issue.**

**9. Cllr. R Beasley:** That the footpath coming up the Sandhill road opposite Rinn Bui caravan site be fixed as it is in a very dangerous state for pedestrians and wheelchair users.

**Reply:** Listowel Municipal District will undertake this work on completion of the 2016 Roads Programme

**10. Cllr. R Beasley:** That Kerry County Council carry out immediate work on Francis Road, Ballybunion which is in an appalling condition.

**Reply:** Routine repairs will be undertaken to the roadway in the near future, however, this segment of road is in need of strengthening to achieve an acceptable riding surface.

The current Multi-Annual Roads Improvement Programme was determined and approved by Listowel Municipal District in March 2016 and in spite of consideration by members, the L-6065 road at Laheshheragh South ( FrancisqRd), Ballybunion was not included in this programme.

This programme is effective until the end of 2018.

Finance to undertake works on the roadway was further sought under the Severe Weather Damage Fund, however, Listowel Municipal District was not successful in accessing finance to undertake this project.

Strengthening measures to the 1.26kms of this roadway has been estimated at " 133,900 and the only source of funding available for works of this type and magnitude is the multi-annual Roads Improvement Programme.

The road may be considered for a future programme of this nature.

**11. Cllr. R Beasley:** That the Department of the Environment be notified about the increase in growth of Japanese knotweed in the hill area Cnoc an Oir at Kilmore, Lahardane and the road up to the top of the hill.

**Reply:** This matter will be referred to the Department of Housing, Planning, Community and Local Government.

**Cllr. R Beasley said that in his opinion the approach to the eradication of the Japanese knotweed is very slow.**

**Ms. J McCarthy said that a progress report on this matter will be presented to the members at the September meeting of the full Council.**

**12. Cllr. J Moloney:** Can the bad section of the L6055 be resurfaced ?

**Reply:** The L-6055 road is a local secondary route and has two elements, one section runs from the N69 to the L-1027 at Irramore/Dromclogh Cross Road and the second part, of which, runs from Irramore Irramore/Dromclogh to Ballyhorgan East.

The first section, from the N69 to the L-1027 is 820m in length, of which about 360m requires strengthening, a surface dressing would suffice for the remainder, however, this form of maintenance is predicated on the strengthening being completed before this work can be undertaken.

The structure of part of this roadway is currently being negatively impacted by the operation of a commercial concern, the yard of which has not been delineated in a proper manner from the existing carriageway and with no evident provision for adequate surface drainage transmission.

The cost of undertaking the strengthening and subsequent surface dressing is " 80,700.

The second segment of the L-6055 runs from Irramore Cross (L-1027) to the junction with the Finuge/Lixnaw Road at Ballyhorgan East (R557).

It is 3.35kms in length, the entirety of which requires a bitmac overlay for strengthening and a surface dressed finish for skid resistance.

The cost of undertaking these works is " 424,500.

The only source of funding available for works of this type and magnitude is the Multi-Annual Roads Improvement Programme, which was determined and approved by Listowel Municipal District in March of this year.

The programme runs from 2016-2018 inclusive.

The L-6055 road was not included in this programme.

The projected financial grant for the duration of the Multi-Annual Roads Improvement Programme 2016-2018, for the Listowel Municipal District is " 1,280,000 per annum. Due to previous commitments " 593,750 of the " 1,280,000 was available for allocation in 2016.

The road may be considered for any future roads programme.

**Cllr. J Moloney asked that the condition of the bridge be addressed.**

**13. Cllr. J Moloney:** Can some parking restrictions be put in place in the back way between Charles Street and Upper Church Street ?

**Reply:** Double yellow lines are currently in place at the right angle corner section of this laneway.

It is proposed to extend the double yellow lines on the southern side of this laneway to the eastern side of the rear of the Plaza building in order to improve safety particularly for those involved in the St Vincent de Paul Society enterprise facility at this location.

**14. Cllr. M Kennelly:** That Kerry County Council carry out road drainage works at Dooncaha, Tarbert as heavy rainfall leads to a dwelling being flooded (Details with Directorate).

**Reply:** The L-1020 extends from Skehanierin Cross Roads to Ahavoher Junction, however there is no townland/area referred to as Dooncaha contiguous with or near this road.

There are three (3) local tertiary roads in the Dooncaha, Tarbert region.

L-10034 is a local tertiary roadway, approximately 3m in width, with little habitation, there is no readily apparent drainage issue associated with this road.

L-10035 is similarly a cul-de-sac local tertiary road with one property and no apparent road drainage issues.

The L-10036 is again a cul-de-sac, local tertiary road.

This roadway has two residential properties on its eastern flank, close to its termination point, both of which property owners have not made adequate provision for the transmission of surface water at the road/property interface.

There may be a drainage issue at this locus, however this is a matter for the property owners to resolve.

There was no reported instance of flooding at this locus arising from severe weather conditions in September 2015, December 2015 or January 2016.

**15. Cllr. M Kennelly:** That Kerry County Council carry out immediate road works on the R552 Listowel/Ballylongford road as a segment on this stretch of road is in a dangerous condition and will be the cause of a serious accident.

**Reply:** Listowel Municipal District will undertake this work on completion of the 2016 Roads Programme.

**Cllr. M Kennelly welcomed this reply.**

**16. Cllr. M Kennelly:** That Kerry County Council carry out immediate road works between the L1006/12 to L1006/22 as this road is in a dangerous state for all road users, and will ultimately result in the occurrence of a serious accident.

**Reply:** The L-1066 is approximately 3kms in length and the following is a list of planned works for this roadway.

Over the coming three years it is planned to spend " 414,120 on improvements to this section of roadway.

2016			
Road	Location	Type of Work	length
1006	Ballydonoghue Cross to Jnct with L-6016 Glouria Cross	Surface dressing	80m
2017			
1006	Ballylongford Rd/ Ballydonoghue Glouria - Coolbeha Cross (reinforcing + overlay) Phase A	Road strengthening	750m
2018			
1006	Ballylongford Rd /Ballydonoghue Glouria - Coolbeha Cross (reinforcing + overlay) Phase B	Road strengthening	750m

**17. Cllr. M Kennelly:** That Kerry County Council carry out road works at Galey cross roads in Ballydonoghue as this section gets completely flooded in heavy rainfall.

**Reply:** There was no reported instance of flooding at this locus arising from severe weather conditions in September 15, December 15 or January 16.

The junction in question is the intersection of the L-6028, L-6029 with the R553.

On the northern flank of the cross roads a stone culvert runs beneath the L-6029 and this links with a concrete section further east.

These culverts feed an open drain flowing west to east which discharges into the Galey River.

To the west of Galey Cross Roads the culverts are fed by two open drains, one running west to east along the northern flank of the Ballybunion Road (R553) and the other running north to south on the western periphery of the L-6029.

The culverts, at this location appear to have good capacity without any intrusive fouling. We will monitor the capacity of the structures during future periods of heavy rainfall.

**18. Cllr. M Kennelly:** Can Kerry County Council give a complete update on the Doon Road R551 Ballybunion (Rahanivig area) where the Kerry County Council enforcement officer has been in contact with the landowners. This section has to be repaired before the winter as this matter will lead to the occurrence of serious accidents.

**Reply:** The R551 from Derra Cross to Doon Cross Roads, in relative terms, is of reasonably new construction being not more than a hundred years old.

There are two natural streams/drainage channels, running south to north-west which are culverted and remove storm waters to the Glenachoor Stream.

The natural drainage of lands in this area is generally south to north, with much of the land to the south of the R551 being at a higher level than the road itself.

In some areas the natural flow has not been directed to the above mentioned channels/streams and in other instances, inadequate pipe sizes are used.



The Roads Enforcement Officer of Kerry County Council met a property owner (name withheld) at this location on November 23<sup>rd</sup> 2015 and discussed a blocked pipe that runs along the roadside adjacent to his property, we advised him that this blocked pipe was causing water to flow on to the public road and that it was his responsibility to rectify this problem. He was advised to get a company with a drain camera to inspect the pipe and identify the location of the blockage and to repair the pipes, he agreed to do this. There is no indication of a problem at this location since.

Listowel Municipal District will, in September 2016, replace two culverts on the R551 in this area, one of which is on the border of Rahavanig and Tullamore townlands, the other close to the centre of Rahavanig.

A road closure notice has been advertised and a diversion will apply during the works.

To the west of Rahavanig, in the townland of Doon East, properties have been built on the southern flank of the road, where the road/property interfaces have not been constructed to allow proper transmission of storm waters.

This has impacted the current road surface causing severe deformation of the road surface and flooding at the locus during periods of high intensity rainfall.

**Mr. J Sheehan said that drainage works will be undertaken on this road in the near future.**

**19. Cllr. M Kennelly:** Can Kerry County Council give me a full detailed report of the flood survey in Listowel and the works since the survey has been taken? Residents and businesses in the Clieveragh/Ballybunion road area need to know what is going on, as soon as possible.

**Reply:** Consulting Engineering firm, JBA Consulting, Limerick, were appointed to carry out a study into inundation in the catchment area and to formulate proposals to ameliorate the flooding issue.

The work involved:

- Carrying out partial topographical survey, focusing on the primary culvert locations and priority open channels, ahead of the necessary modelling.
- Catchment analysis.
- Flow estimation in the primary open channels.
- Modelling of the primary open channels from upstream of the Ballylongford/Ballybunion Roads to outfall.
- Review of the 2015 and previous flood events
- Identification of viable options to mitigate flood risk.
- Preparation of Preliminary Cost Estimates, in accordance with OPW cost database.
- Outlining details of preferred scheme, and
- Preparation of Preliminary Design Stage Report.

The preferred option involves the construction of a new over flow channel to divert flood waters to a 2 acre (15,900m<sup>3</sup>) storage area north of the Clieveragh Industrial Estate. Flood waters will be attenuated in this area, before being released back into the existing water course once levels have subsided.

The estimated cost of the scheme including an optimum bias is " 508,000.

Kerry County Council has met with the relevant landowners and discussions are ongoing.

In addition Kerry County Council have written to the OPW seeking the inclusion of the Clieveragh area and the above option in the CFRAM programme.

**Ms. J McCarthy said that she had spoken with the engineer responsible for undertaking the study earlier today. Kerry County Council must wait for a response from the OPW in relation to the inclusion of the above option for the Clieveragh area in the CFRAM study.**

**Every effort will be made to get this work done as soon as possible. She hoped to have more information regarding this matter within the next few weeks as this is a big issue for Listowel and for the Local Authority.**

**Cllr. J Moloney supported the notice of motion.**

**20. Cllr. J Lucid:** Could I get an update as to when the road repairs to Kerryhead road L-1033 will go ahead? Funding is allocated from the severe weather damage fund for this work.

**Reply:** Works have commenced on this road in the past week.

**Cllr. J Lucid said that excellent work is being done on this road.**

**21. Cllr. J Lucid:** Could Kerry County Council review traffic control/calming measures on the main road R551 from the speed limit sign before the Grotto entering Ballyheigue village, in light of recent fatalities?

**Reply:** A report undertaken by Kerry County Council after the tragic fatality near the Grotto, on the R551, at Ballyheigue, indicated that there was no road safety issue contributing to this accident.

There is sufficient road signage markings approaching the bend by the well, however it would be beneficial to introduce cautionary road markings on the downhill carriageway of the R551, just prior its junction with the village (L-1033).

**Cllr. J Lucid acknowledged that the situation in this case is difficult and said that he appreciated that cautionary road markings will be introduced on the downhill carriageway of the R551.**

**Cllr. R Beasley supported the motion.**

**22. Cllr. J Lucid:** Could Kerry County Council clean/skirt the ditches at both sides of the road outside Slievevaddara national school as traffic levels here have surged again after the summer holidays?

**Reply:** The ditch flanking the western side of this roadway has been trimmed by the owner, however no such corresponding works have been undertaken on the eastern flank.

This request has been forwarded to Kerry County Council's Roads Enforcement Officer for action.

**23. Cllr. J Lucid:** Could Kerry County Council review the situation with on street parking in Ballyduff village especially in the vicinity where traffic comes on to the main road (R551-343) from L1064-25 (Benmore) and L1064-37 (Bishopscourt)?

**Reply:** Parking at or near this junction is causing a hazard for traffic exiting onto the R551 from the L-6041 (Benmore Rd) and from the other segment of the L-6041 (Bishopscourt Rd).

It is proposed to place double yellow lines at the junction to prohibit parking at all times.

**24. Cllr. J Lucid:** Could Kerry County Council review speed limits on the L1064-25 Benmore to Heart Hill road, Ballyduff especially the area outside Benmore housing estate?

**Reply:** Kerry County Council will be undertaking a review of speed limits across the county over the coming months.

This request has been forwarded to the speed limit review group for consideration.

**25. Cllr. J Lucid:** Could Kerry County Council complete the footpath at Benmore, Ballyduff. This path needs to be finished with either tarmacadam or concrete to create a smooth surface?

**Reply:** The footpath from Benmore to the junction of the R551 is 29m in length.

To replace the existing surface with Tarmacadam will cost " 15,750 or alternative to provide a concrete footpath will cost " 35,750.

No specific grant finance was made available to Listowel Municipal District for footpath construction in the 2016 fiscal year.

The only source of finance available for such work is the Councillor Specific Municipal District Operations Fund and this project would be suitable for funding through this scheme.

**Cllr. J Lucid said that a Residents Association has been formed in this estate and this is a positive development.**

**26. Cllr. D Nolan:** That the continued functionality of traffic lights at Ballygologue Junction be reviewed as the lights reverted to flashing amber on the August Bank Holiday Monday and the Thursday previous to this, causing dangerous traffic conditions.

**Reply:** There was no recorded fault to the system over the bank holiday weekend.

A switch to flashing amber will occur if the voltage drops below a certain potential.

A power outage would initiate this procedure.

No notification was received nor rectification works undertaken and the system probably reset itself when a stable power source became available.

**Cllr. D Nolan asked if some measures could be taken to address this matter.**

**Mr. J Sheehan said that the lights switch to flashing amber as a safety measure if the voltage drops below a certain potential. The cost of a new control box would be approximately €25,000.**

**Cllr. M Kennelly said that this issue has been raised at previous meetings and asked if a source of funding could be identified to fund the provision of a new control box.**

**Cathaoirleach A Thornton asked that the traffic lights would be examined by an electrician.**

**Ms. J McCarthy said that the cost of the provision of a new control box would be examined.**

**27. Cllr. D Nolan:** That road markings at Junctions for Beale/Hannon Strand and Beale/car park, especially at junction with R551 remarked as they are very faded and have increased traffic due to WAW route.

**Reply:** Road markings at these locations will be arranged when the contractor is next in the area.

**28. Cllr. D Nolan:** That the disability access shower at home of tenant (Details with Directorate) be replaced with a bath, suitable for the needs of a young family.

**Reply:** Kerry County Council is not in a position to remove the Level Access Shower in (Details with Directorate).

This shower was installed for the previous tenants with specific grant funding through the Mobility Aids Grants scheme.

The level access shower was installed in the upstairs bathroom in this two storey house before the current tenant took occupancy.

The installation of level access showers to upstairs bathrooms in two storey houses is complex and expensive involving alterations to the drainage pipes and structural alterations to the floor joists to facilitate the installation of the specialist level access base which provides a step free access into and out of the shower.

The current tenant was fully aware of the fact that the property did not have a bath, prior to her seeking a transfer to this house and accepted the tenancy on this basis.

If the house was unsuitable for the tenants needs then the transfer should not have been accepted.

These works required to reverse the shower installation and fit the house with a new bath is complex and not without inordinate cost, compared to the replacement of a bath in normal circumstances.

This situation has been previously explained to the tenant.

**Cllr. D Nolan asked if anything could be done in this case. While the current tenant was fully aware of the fact that the property did not have a bath she may have understood that this was easily rectifiable.**

**Ms. J McCarthy said that while she could not make any promises she would arrange for a costing to be carried out.**

**29. Cllr. D Nolan:** That a letter be sent to all community groups in the Listowel Municipal Area that have requested new/additional lighting; outlining the reasons for lack of progress to date and also stating current position.

**Reply:** This request has been undertaken.

**30. Cllr. A Thornton:** Can Kerry County Council and it's members work together in an effort to resolve the terrible road conditions at Kilfeighney North and more particularly the entrance into the bog which otherwise will leave almost 200 households without fuel this winter?

**Reply:** Listowel Municipal District was asked to estimate the cost of undertaking temporary remedial works to 400m of this roadway and this was costed at " 30,400.

It was pointed out that the actual length of roadway which required attention was 0.9km making the estimate " 68,400.

To provide any form of ~~strengthening~~to the carriageway, with suitable skid resistance will cost " 112,500.

The above quotation does not account for any drainage works required, which in this instance may be inconsiderable and would require further detailed investigation.

The only source of funding available for works of this type and magnitude is the multi-annual Roads Improvement Programme which was determined and approved by Listowel Municipal District earlier this year, and runs from 2016-2018 inclusive.

**Cahaoirleach A Thornton asked if funding from CSMDOF could be considered for improvement works on the sections of this road which is in very poor condition. Cllr. R Beasley supported the notice of motion and said that it is important that people using the bog are able to get their turf home.**

**Cathaoirleach A Thornton said that she found it difficult to accept that it is not possible to upgrade this road to a reasonable standard. She asked if it would be possible that funding from CSMDOF and some funding from Kerry County Council could be combined to resolve this situation.**

**Mr. J Sheehan said that the minimum cost to provide temporary remedial works on this road is approximately €68,400.**

**Ms. J McCarthy said that this matter would be examined further and she undertook to revert to the Cathaoirleach regarding this matter within the coming days.**

**31. Cllr. A Thornton:** Can Kerry County Council address the terrible road conditions around the home of (Details with Directorate)?

**Reply:** The road referred to is the L-6110 at Irramore, Lixnaw.

Much of the roadway is in good condition with minor potholing evident, which will be repaired.

However the structure of a segment of this roadway has been impacted by the non provision of surface drainage and proper delineation by the adjoining landowner. This has impacted the current road surface causing severe deformation of the road surface.

The issue will be referred to the Kerry County Council's Roads Enforcement Officer.

**32. Cllr. A Thornton:** Can Kerry County Council address the bad potholes at Ballinagar, Lixnaw and more particularly (Details with Directorate)?

**Reply:** Kerry County Council will arrange to have this road repaired in the coming weeks.

**33. Cllr. A Thornton:** Can Kerry County Council confirm when approximately they will be in a position to move the shed at Baile na Garrai, Lixnaw for the purposes of housing the lawnmower ?

**Reply:** An undertaking was given by Listowel Municipal District to move a shed, in which the local community store machinery.  
The work involved in relocating the shed will be undertaken when the current Roads/Severe Weather Damage Programme is complete i.e. most likely not earlier than the second half of November.

**34. Cllr. A Thornton:** Can Kerry County Council address the terrible road conditions at Mountcoal and particularly around the home of (Details with Directorate).

**Reply:** The L-6055 road is a local secondary route and has two elements, one section runs from the N69 to the L-1027 at Irramore/Dromclogh and the second part, of which runs, from Irramore/Dromclogh to Ballyhorgan East.

The specific section, to which you refer, runs from the N69 to the L-1027 and is 820m in length, of which about 360m requires strengthening, a surface dressing would suffice for the remainder, however, this form of maintenance is predicated on the strengthening being completed before sealing work can be undertaken.

However the structure of a segment of this roadway has been impacted by the non provision of surface drainage and proper delineation by the adjoining landowner. This has a detrimental effect on the adjacent carriageway and a section of the roadway directly to the north of this site.

The cost of undertaking the strengthening and subsequent surface dressing is " 80,700.

The only source of funding available for works of this type and magnitude is the Multi-Annual Roads Improvement Programme, which was determined and approved by Listowel Municipal District in March of this year.  
The programme runs from 2016-2018 inclusive.

The L-6055 road was not included in this programme.

The road may be considered for any future roads programme.

As an interim measure the road will be included in the repairs schedule.

### **(c) Questions**

**1. Cllr. M Kennelly:** Can Kerry County Council carry out road works on a section on the L1009/32 as sections on this road are caving in and becoming hazardous to all road users?

**Reply:** Kerry County Council will need to excavate a section of this road to ascertain the reason for the subsidence which is occurring at this location. This work will commence in the coming weeks.

**2. Cllr. D Nolan:** Will Kerry County Council undertake a separate tourist traffic survey of Listowel in relation to proposed relief road?

**Reply:** The current Traffic Model for the scheme has been prepared in accordance with Transport Infrastructure Ireland's Project Appraisal Guidelines. These TII guidelines specifically recommend avoiding times of high tourist traffic and recommend that traffic surveys should avoid periods of abnormal traffic flow such as Christmas, Easter or Bank Holiday Weekends and across July and August.

The current traffic model has been approved by the TII, Department of Transport and Department of Public Expenditure and Reform. It is unlikely that TII would fund an additional traffic study in the medium term. A tourist traffic study could be undertaken by Kerry County Council, but a source of funding would need to be identified.

#### **16.09.05.06 Any Other Business**

##### **(a) Notice of Motion**

**As Cllr. L Purtill was absent from the meeting, Notice of Motion No. 1 was moved on his behalf by Cllr. M Kennelly.**

**1. Cllr. L Purtill:** In view of the large number of visitors to Carrigafoyle Castle, that Kerry County Council would ask the OPW to consider resurfacing the car park and providing seating and picnic tables on the site. Also, night time illumination would greatly enhance this historic castle which is located on the Wild Atlantic Way.

**Reply:** The County Tourism Strategy highlights the wonderful asset of Carrigafoyle Castle and surrounding area, which is the responsibility of the Office of Public Works. The Tourism Unit will liaise with the O.P.W. in relation to the need to improve facilities as requested in the Notice of Motion.

**2. Cllr. R Beasley:** That Kerry County Council make the ground near the Tinteán in Ballybunion available to Ballybunion/Lisselton soccer club.

**Reply:** Kerry County Council has received a request from Ballybunion/Lisselton soccer club and the matter is being investigated.

**Ms. J McCarthy undertook to revert to Cllr. R Beasley regarding this matter.**

**3. Cllr. J Moloney:** That Kerry County Council contact Shannon Properties to request that all buildings and grounds be maintained in Clieveragh Industrial Estate.

**Reply:** This is a matter for resolution by the members.

**4. Cllr. M Kennelly:** Following on from our LPT vote in September 2016, that the Community Support Fund to be allocated to each Municipal District be allocated evenly, and that the income increase to the Municipal District be put aside in North Kerry so all the hedges in the Municipal District will be maintained through the council i.e. through grant support.

**Reply:** The budget process for Local Authorities is set out in the Local Government Act 2001 and the Local Government Reform Act 2014 together with regulations and guidance issued under the auspices of both acts. The budget process for 2017 is outlined below:

### Agree the Budget Strategy

Consultation with CPG to focus on the overall position of the Local Authority and in a pre-budget context discuss a number of items of budget policy and strategy.

The 2017 Budget Strategy Meeting of September 12<sup>th</sup> will focus on the overall position of the Local Authority and include consideration of: -

- The financial consequences of any variation in the basic rate of Local Property Tax (LPT).
- The amount of General Municipal Allocation to be provided to Municipal Districts.
- The change to rating law which gives the power to the Members of Local Authorities to vary the level of rates refunds that apply in individual local electoral areas.

Agree overall General Municipal Allocation (GMA) - The definition of the GMA is provided in regulations, and is the name given to the discretionary funding which is made available to the Municipal Districts. The overall level of GMA for allocation in the Draft Budgetary Plan is considered at the Budget Strategy Meeting of 12<sup>th</sup> September. The Chief Executive will allocate this General Municipal Allocation across the four municipal areas in preparation for the Draft Budgetary Plan Meetings.

Develop draft budgetary plan . These plans will set out how any General Municipal Allocations allocated to the Municipal District will be spent. This only refers to the discretionary funding that is allocated to the Municipal District, with discussions on the main, strategic, non-discretionary expenditure of the Local Authority forming part of the Local Authority draft budget.

Convene meeting during prescribed period in November to consider Draft Local Authority Budget . there is no change to the format of the statutory budget.

Prepare schedule of municipal district works and service delivery plans - Following adoption of the budget, a schedule of proposed works of maintenance and repair to be carried out during the financial year in each municipal district is prepared as soon as possible under the direction of the Chief Executive.

Each of the steps outlined above requires decisions to be made by Elected Members throughout the process over the coming months.

**5. Cllr. J Moloney:** When will the old Kerry County Council building on the Bridge Road be demolished ?

**Reply:** Contracts for the demolition of the Neodata Building will be signed in the coming weeks and Kerry County Council anticipates that the demolition of the building will be completed by end of October 2016.

### **(b) Questions**

**1. Cllr. M Kennelly:** Can Kerry County Council give an update on works to be done at the old Neodata premises on the Bridge Rd Listowel ?



**Reply:** Contracts for the demolition of the Neodata Building will be signed in the coming weeks and Kerry County Council anticipates that the demolition of the building will be completed by end of October 2016.

**2. Cllr. R Beasley:** Does Kerry County Council support the Irish Seed Savers Association?

**Reply:** Irish Seed Savers Association is a registered charity that promotes the conservation of Ireland's plant genetic resources mainly by maintaining a seed bank of local Irish seeds. A similar motion to this requesting the Council to support the work of Irish Seed Savers was moved at the June 2015 Council Meeting. The Council does not directly financially support the association. The Heritage Office and Biodiversity office of Kerry County Council have on occasion over the years made community groups aware of the Association specifically those seeking to set up community gardens with local varieties of plants/vegetables and/or heritage gardens which require specific Irish seeds of Irish provenance.

**Cllr. R Beasley said that Irish Seed Savers Association does very important work as the maintenance of Irish seeds of provenance should be supported.**

**(c) Upcoming meetings of the members of the Municipal District of Listowel**

It was agreed that the Draft Budgetary meeting for the Listowel Municipal District would be held on Monday 24<sup>th</sup> October, 2016 at 10.00am followed by the next meeting of the members of the Municipal District of Listowel commencing at 11.30am

**(d) Correspondence circulated at meeting of 5<sup>th</sup> September, 2016.**

1.	Letter from OPW dated 2 <sup>nd</sup> August, 2016 in relation to a seasonal guide /information service at Carrigafoyle Castle, Ballylongford.
2.	Letter from Gwynedd Council dated 15 <sup>th</sup> August, 2016 in relation to discussions concerning the commemoration of Prof. Cecile O'Rahilly.
3.	Email received on 15 <sup>th</sup> August, 2016 from Bangor University in relation to discussions concerning the commemoration of Prof. Cecile O'Rahilly.
4.	Email received on 18 <sup>th</sup> August, 2016 from Bangor University in relation to discussions concerning the commemoration of Prof. Cecile O'Rahilly.

**(f) Any Other Business**

**Twinning of Listowel with Gwynedd**

Cllr. D Nolan referred to the reply from Gwynedd Council and asked if the twinning of Listowel with Gwynedd could be considered.

Ms. J McCarthy said that Kerry County Council has a Twinning Committee in place and advised that Mr. A Smith Listowel MD Officer would liaise with Cllr. Nolan regarding this matter.

**Chevrons at Tim Kennelly Roundabout**

Cllr. M Kennelly said that the chevrons at the Tim Kennelly roundabout are currently very unsightly.

Mr. J Sheehan said that this roundabout is located on the N69 which is the responsibility of TII and he undertook to liaise with TII regarding Cllr. Kennelly's request.

#### **Variation to the Listowel Town Development Plan**

Cllr. M Kennelly referred to the upcoming Variation to the Listowel Development Plan. Ms. J McCarthy said that it is anticipated that a report on this matter will be presented to the members at the September meeting of the Full Council. Cllr. M Kennelly said that it does not make sense to discuss a variation to Listowel Town Development Plan at a meeting of the Full Council. Cllr. J Moloney supported Cllr. M Kennelly on this matter. Cathaoirleach A Thornton said that a briefing for the members of the Listowel Municipal District should be held in advance of the meeting of the Full Council. It was unanimously agreed that a briefing for the members of the Municipal District of Listowel would be held in advance of the meeting of the Full Council at which this item will be considered.

#### **Bike Stands in Listowel**

Cllr. M Kennelly referred to his notice of motion submitted for the MD meeting on 18<sup>th</sup> May 2016 and asked if an update was available on the provision of bike stops in towns and villages in North Kerry. Ms. J McCarthy said that this initiative is included in the County Tourism Strategy.

#### **Village Renewal Scheme**

Cllr. M Kennelly asked for details of the staff member to be contacted in connection with queries concerning the Rural Town and Village Renewal Scheme 2016. Ms. J McCarthy advised that Listowel MD Officer Mr. A Smith would liaise with the members regarding this matter. Mr. A Smith said that he visits all villages where a Community Group has been identified to discuss projects which they may be interested in progressing.

#### **Request for group of visitors to Listowel from Spain to observe meeting**

Cllr. M Kennelly said that a group from Spain will be visiting Listowel in the coming weeks and it would be interesting for them to observe a Council meeting in progress. Ms. J McCarthy advised that the next meeting of the Full Council will be held on Monday 19<sup>th</sup> September and arrangements could for the group to visit the Council Chamber while the meeting is in progress.

#### **(e) Reception of a deputation**

On the PROPOSAL OF Cllr. M Kennelly SECONDED by Cllr. A Thornton it was agreed that a deputation from the residents of Knockalucca, Duagh would be received at the next meeting of the members of the Municipal District of Listowel regarding the condition of the roads in the area.

**The meeting concluded at 5.15pm**

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**Ms. J Foley**  
**Meetings Administrator**

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**Cllr. A Thornton**  
**Cathaoirleach of Listowel**  
**Municipal District**