

**MINUTES OF THE MEETING OF THE MEMBERS OF MUNICIPAL DISTRICT OF LISTOWEL HELD IN ÁRAS AN PHIARSAIGH, LISTOWEL ON WEDNESDAY, NOVEMBER 13<sup>th</sup>, 2019.**

**MIONTUAIRISCÍ NA CRUINNITHE DE CHEANTAR BARDASACH LIOS TUATHAIL A THIONÓLADH IN ÁRAS AN PHIARSAIGH, LIOS TUATHAIL, AR DÉ CÉADAOIN, 13<sup>th</sup> SAMHAIN 2019.**

**PRESENT/ I LÁTHAIR**

***Councillors/Comhairleoirí***

**Cllr. T. Barry  
Cllr. R. Beasley  
Cllr. M. Kennelly  
Cllr. M. Foley  
Cllr. A. Thornton  
Cathaoirleach Cllr. J. Moloney**

**In attendance/i láthair**

<b>Mr J. Breen</b>	<b>Acting Municipal District Manager/Meetings Administrator</b>
<b>Mr. A. Smith</b>	<b>Municipal District Officer</b>
<b>Ms. T. Smith</b>	<b>Kerry NRDO Office</b>
<b>Mr. J. Kennelly</b>	<b>Senior Engineer</b>
<b>Mr. E. Scanlan</b>	<b>Senior Executive Engineer</b>
<b>Mr. M. McEnergy</b>	<b>Executive Engineer</b>
<b>Mr. E. Joy</b>	<b>Assistant Engineer</b>
<b>Mr. D. Murphy</b>	<b>Senior Executive Engineer Planning Estates Unit</b>
<b>Mr. C Mangan</b>	<b>Senior Executive Engineer Water Services</b>
<b>Mr. T. Brosnan</b>	<b>Administrative Officer Housing</b>
<b>Mr. G. O'Brien</b>	<b>Administrative Officer, Environmental Services</b>
<b>Mr. J. Downes</b>	<b>CO Corporate Support</b>

The Meeting commenced at 10.07am, Cathaoirleach J. Moloney took the Chair.

**1. (a) Confirmation of the minutes of the meeting of the following meetings:**

- (1)** On the PROPOSAL of **Cllr. T. Barry** SECONDED by **Cllr. R. Beasley** it was agreed that the Minutes of the Meeting of the members of the Municipal District of Listowel held on 09<sup>th</sup> September 2019 be confirmed.

**(b) Business prescribed by statute Standing Orders or Resolutions of the Municipal District Members for transaction at such meeting.**

- (a)** To consider the report, following public consultation, on the proposed traffic calming measures in Abbeydorney Village, pursuant to Section 38 (3) of the Road Traffic Act 1994, as amended by the Public Transportation Regulation Act, 2009 (Section 46).

Dáta/Date: Thursday, 5<sup>th</sup> November 2019

Chuig/To: **Cathaoirleach Jimmy Moloney,  
and each member of the Listowel Municipal District**

Ábhar/Subject: **Section 38 –Traffic Calming Measures  
R556/R557/L2002, Abbeydorney, Co. Kerry  
Low Cost Safety Scheme**

---

Abbeydorney Cross (R556/R557/L2002) at Abbeydorney, County Kerry was identified as a high collision location and funding was received from the Department of Transport, Tourism and Sport to develop a low-cost safety scheme at this location.

Kerry County Council completed site surveys, traffic counts, speed surveys, collision analysis and turning movement studies to identify the problems and develop the concept design.

The concept design is included in Appendix A and comprises the measures outlined in the following table:

<b>Design Element</b>	<b>Hazard Addressed</b>
Footway build outs to provide offset junction and narrowing of carriageway	<ul style="list-style-type: none"><li>▪ Removes the “see through” and the potential for motorists to cross R556 without stopping.</li><li>▪ Reduces the carriageway width which enables the stop lines on the side roads to be advanced improving sight distance.</li><li>▪ Reduces the carriageway width effectively calming the through traffic.</li></ul>
Footway kerbing and repair	<ul style="list-style-type: none"><li>▪ Refreshes the existing footpaths</li><li>▪ Reduces the carriageway width as a form of traffic calming which will reduce vehicles speed.</li><li>▪ Improves the facilities for pedestrians.</li></ul>
Uncontrolled pedestrian crossings	<ul style="list-style-type: none"><li>▪ Provides crossing facilities for vulnerable road users.</li><li>▪ The reduced crossing width facilitated by the revised kerb lines and buildouts will shorten the crossing distance for pedestrians.</li></ul>
Movement of ESN utility pole	Improves sight distance to the right for vehicles accessing the R556 from the R557
Enhanced public lighting	Improves the visibility of the junction on the approaches and for vehicles and pedestrians using the junction during the hours of darkness
Carriageway improvement 75m each approach	Refreshes the existing surface improving junction definition.
Enhanced lining and signing	Improves the junction definition.
Vehicle Actuated driver feedback signs on approaches	Reduces the speed of vehicles approaching the village
Minor landscape, street furniture and vegetation clearance	Associated works that improve the junction and the provision of traffic calming
Drainage, gullies and channels	Removal of surface water from the junction removing hazards and unexpected vehicle manoeuvres.

A Public Notice was published in the Kerry's Eye on Thursday, 1st November 2018. The closing date for receipt of submissions and observations was Monday, 3rd December 2018.

Drawings of the proposed works were put on display at:

- Listowel Municipal Area Office, Áras an Phiarsaigh, Charles Street, Listowel.
- Operations, Capital Infrastructure and Safety, Room 115, Kerry County Council, County Buildings, Rathass, Tralee.
- Kerry County Council website – [www.kerrycoco.ie](http://www.kerrycoco.ie).

Details of the scheme were also forwarded to An Garda Síochána, the H.S.E., and the Department of Transport Tourism and Sport.

Eleven (11) submissions were received, including a submission signed by 150 signatories, which are detailed in Appendix B.

The following is a summary of the issues raised in the submissions: -

- Objection to the footway buildouts and the narrowing of the carriageway on the approaches to the junction, alleging that it would
  - impact on the ability of HGV's, farm machinery and busses to safely negotiate the junction,
  - impact on the ability of traffic on the R557 and L2002 to safely emerge onto R556.
  - not address issue of excessive speed through junction.
  - not address improve traffic pedestrian safety in village
  - encourage negative driver/parking behaviour at junction leading to more serious traffic hazards including parking on double yellow lines and parking on footways and buildouts,
  - have a detrimental impact on local businesses.
- Impacts on parking at Supermarket
- Propose that speed ramps be installed
- Propose controlled pedestrian crossing on the Tralee – Ballybunion Road and at the GAA pitch
- Supports improvement of public lighting and road markings with driver feedback signs

Having regard to the submissions received, a detailed review was carried out on the proposed scheme and the following is the response to the issues raised.

1. The provision of a speed ramps through the village is not deemed appropriate due to the traffic volumes on the R556 Regional Road, the road being a designated bus route, the potential for noise impact and the potential impact for emergency vehicles and motorcycles.
2. The provision of a pedestrian crossing at the GAA pitch on the R556 was not deemed appropriate as there is insufficient footfall to warrant a crossing at this point and there is no footpath on the road at the GAA pitch side of the road to form a termination point for such a crossing.

3. The construction of the buildouts enhances the line of sight and reduces the crossing lengths for pedestrians and is appropriate and in accordance with the design standards, having regard to current levels of usage.
4. The proposed buildouts on the R556 Tralee – Ballybunion Road and on the R557 Lixnaw Road approaches to the junction are on sections of the carriageway where parking is prohibited but motorists continue to park at these locations. The parking of vehicles on the Tralee – Ballybunion Road, in particular, restricts the line of sight for motorists exiting from the Ardfert and Lixnaw roads.
5. The proposed buildout on the L2002 Ardfert Road will remove two parking spaces at the junction but will significantly enhance the sight visibility for motorists exiting on to the R556. There is adequate parking provision available along the Ardfert Road to accommodate current needs. The current width of the road at the junction allows for two vehicles to stand at the STOP line, which restricts the sight visibility for both motorists and is considered unsafe.
6. The radii on the buildouts at the junctions will allow for safe turning movements by operators of HGV's, farm machinery and busses.

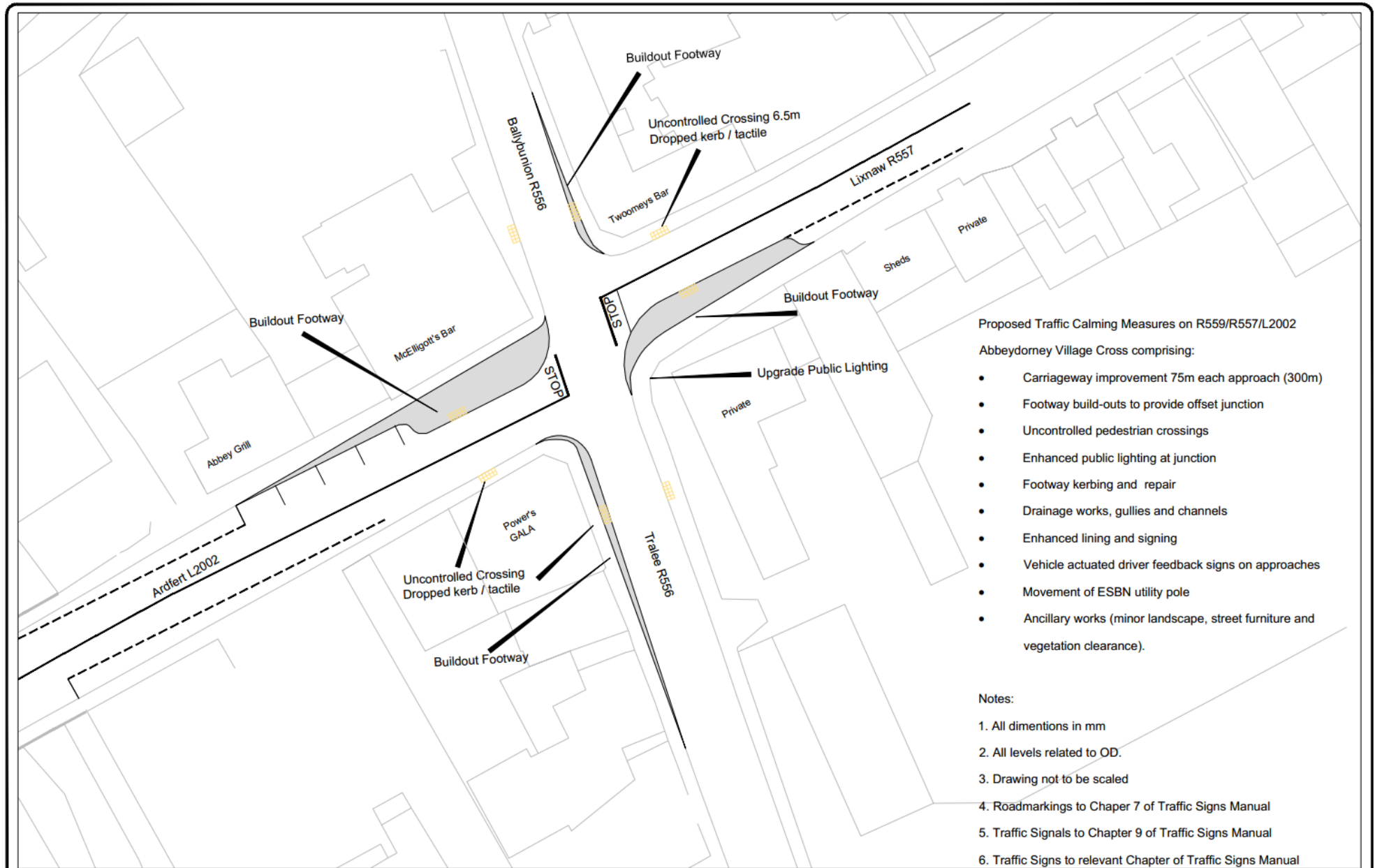
The design of the scheme, as an Offset Priority Junction, (outlined in Appendix A) is in accordance with the Design Manual for Urban Roads and Streets (DMURS) and the proposed measures are necessary to address the safety issues identified at this junction.

Accordingly, I recommend the adoption of the scheme in accordance with Section 38(4) of the Road Traffic Act, 1994 as set out in Drawing No. LCA1801-01 contained in Appendix A.

---


**Cathal O Súilleabhain**, *Charlie O'Sullivan*  
**Stiúrthóir Seirbhísí**, *Director of Services*  
**Boithre Iompar & Mara** *Roads Transportation & Marine*

# Appendix A Concept Design



- Proposed Traffic Calming Measures on R559/R557/L2002 Abbeydorney Village Cross comprising:
- Carriageway improvement 75m each approach (300m)
  - Footway build-outs to provide offset junction
  - Uncontrolled pedestrian crossings
  - Enhanced public lighting at junction
  - Footway kerbing and repair
  - Drainage works, gullies and channels
  - Enhanced lining and signing
  - Vehicle actuated driver feedback signs on approaches
  - Movement of ESNB utility pole
  - Ancillary works (minor landscape, street furniture and vegetation clearance).

- Notes:
1. All dimensions in mm
  2. All levels related to OD.
  3. Drawing not to be scaled
  4. Roadmarkings to Chapter 7 of Traffic Signs Manual
  5. Traffic Signals to Chapter 9 of Traffic Signs Manual
  6. Traffic Signs to relevant Chapter of Traffic Signs Manual



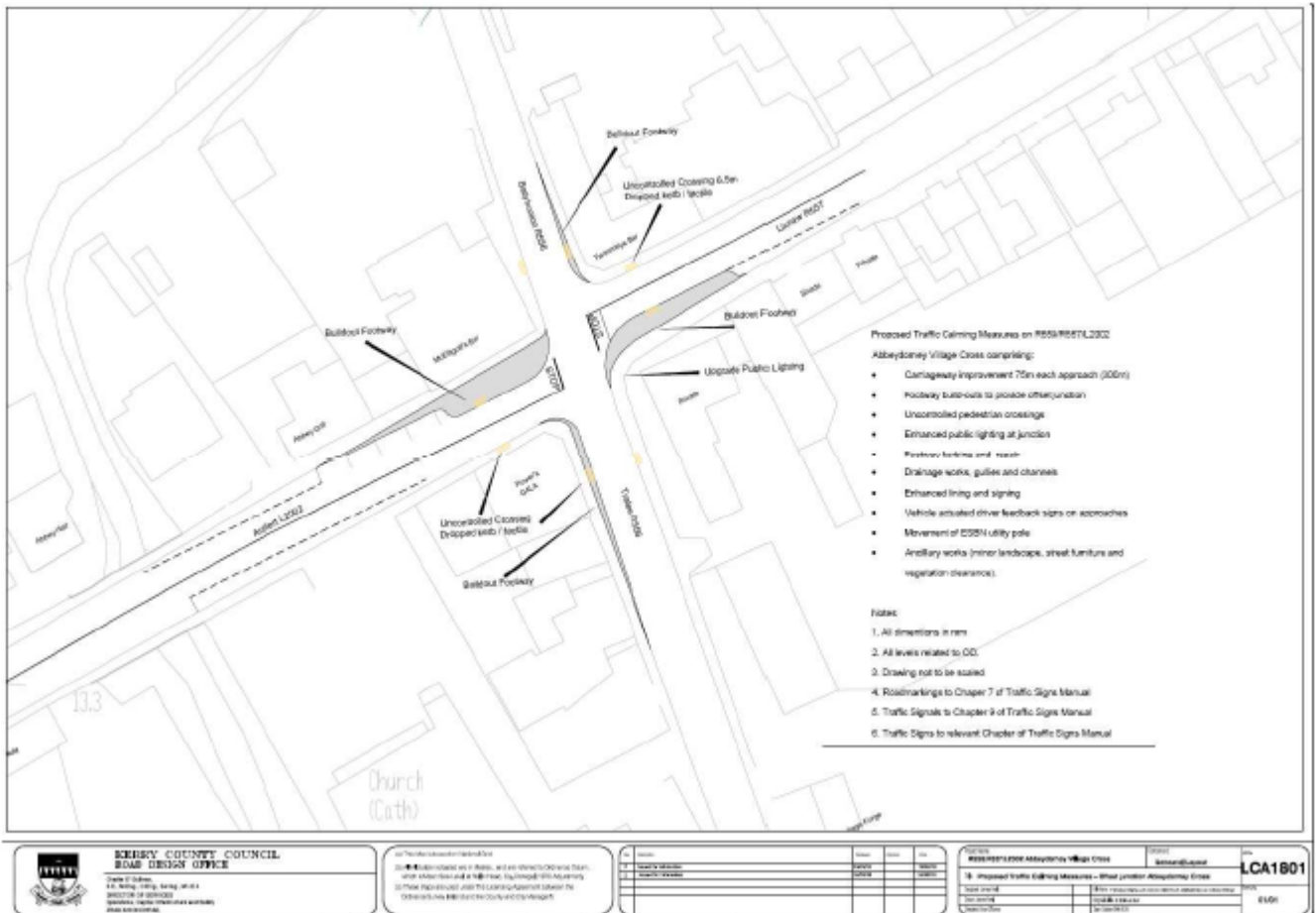
**KERRY COUNTY COUNCIL  
ROAD DESIGN OFFICE**

Charlie O'Sullivan,  
B.E., M.Eng., C.Eng., Eur. Ing., M.A.E.I.  
DIRECTOR OF SERVICES  
Operations, Capital Infrastructure and Safety  
ARAS AN CHONTAE.

(a) This Map is based on National Grid  
 (b) All Altitudes indicated are in Metres, and are referred to Ordnance Datum, which is Mean Sea Level at Malin Head, Co. Donegal (1970 Adjustment).  
 (c) These Maps are used under The Licensing Agreement between the Ordnance Survey Ireland and the County and City Managers

Rev	Description	Revised	Accepted	Date
01	Issued for Information	16/02/18		16/02/18
02	Issued for Information	24/02/18		24/02/18

Project Name	R556/R557/L2002 Abbeydorney Village Cross	Client	Kerry County Council
Project Ref	General Layout	Scale	1:1
Project Title	Proposed Traffic Calming Measures - Offset Junction Abbeydorney Cross	Project No.	LCA1801
Design Author		Design Date	01/01
Check Author		Design Scale	Not to scale, signed dimensions only
Project Manager		Drawn By	Corry
		Date	01/01/2018



The principles, approaches and standards set out in DMURS have been applied to this proposed Option1. Offset Priority Junction.

It is proposed to:

- construct footway build-outs at the junction
- Reduce the carriageway widths from 11m-7.5m to 6.5m-6.8m.
- Adjust the corner radii to 3.75m, 6m, 4.5m and 8m.
- Enhanced surfacing, lining and signing
- Vehicle actuated speed warning devices on approaches
- Upgraded public lighting
- Minor ancillary works (landscape/drainage)

It is envisioned that this will:

- Reduce the Traffic Speed;
- Improved line of sight at junction;
- Introduce a balanced mode of transport for all road users;
- Introduce wider footway to provide greater visibility at junction;
- Improve junction definition
- Provide uncontrolled crossing points for pedestrians

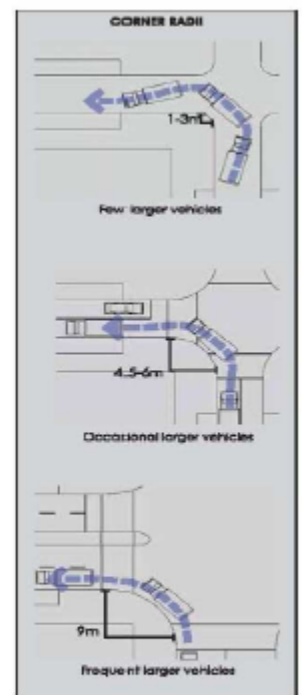


Figure 4.43: Approaches minimising corner radii according to level of service by larger vehicles.

## Appendix B Summary of Submissions

Section 38 – Traffic Calming Measures

**R556/R557/L2002, Abbeydorney, Co. Kerry.**

Kerry County Council proposes to install traffic calming measures on R556/R557/L2002, Abbeydorney, Co. Kerry.

Persons or bodies who responded within the prescribed period:-

Persons or bodies who responded within the prescribed period: -	Submissions or Observations Raised
<b>1. Stephen O’Connell,</b>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• impact on the ability of HGV’s, Farm Machinery and Busses to safely negotiate the junction.</li> <li>• impact on the ability of traffic on the R557 and L2002 to safely emerge onto R556.</li> <li>• <b>not</b> address issue of excessive speed through junction</li> </ul> <p>In favour of enhanced:</p> <ul style="list-style-type: none"> <li>• Public lighting, Road lining &amp; signage and Driver Feed back signs</li> </ul> <p>Suggests designed speed ramps will address excessive speed.</p> <p>Suggests controlled pedestrian crossing at GAA pitch.</p>
<b>2. Mr. Frank Egan, (secretary) Abbeydorney Development Committee.</b>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• impact on the ability of HGV’s , Farm Machinery and Busses to safely negotiate the junction.</li> <li>• impact on the ability of traffic on the R557 and L2002 to safely emerge onto R556.</li> <li>• <b>not</b> address issue of excessive speed through junction</li> </ul> <p>Suggests designed speed ramps will address excessive speed.</p>
<b>3. Mr. Pat Sheehy</b>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• impact on the ability of HGV’s, Farm Machinery and Busses to safely negotiate the junction.</li> <li>• Have a detrimental effect on local businesses.</li> </ul>
<b>4. Noelle O’Connor</b>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• Back up traffic on the R557 and L2002.</li> <li>• <b>not</b> address issue of excessive speed through junction</li> </ul> <p>Suggests designed speed ramps will address excessive speed.</p> <p>Suggests provision of controlled pedestrian crossing on</p>

	R556
<p><b>5. Mr Ger O’Keefe, BE, C Eng, MIEI, Consulting Engineers Ltd. on behalf of Powers Gala Supermarket.</b></p>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• not address improve traffic pedestrian safety in village.</li> <li>• not address issue of excessive speed through junction</li> <li>• impact on ability of customers to park near GALA supermarket.</li> <li>• impact on the ability of traffic on the R557 and L2002 to safely emerge onto R556 at peak times</li> <li>• encourage negative driver/parking behaviour at junction leading to more serious traffic hazards. <ul style="list-style-type: none"> <li>○ Parking on double yellow lines</li> <li>○ Parking on footways and buildouts</li> </ul> </li> </ul> <p>In favour of enhanced:</p> <ul style="list-style-type: none"> <li>• Public lighting, Road lining &amp; signage and Driver Feed back signs</li> </ul> <p>Suggests alternative including:</p> <ul style="list-style-type: none"> <li>• Traffic light controlled junction and Ramps</li> </ul> <p>Suggests provision of controlled pedestrian crossing at GAA pitch.</p>
<p><b>6. Louise O’Neill, Bold and Beautiful Salon,</b></p>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• impact on the ability of HGV’s , Farm Machinery and Busses to safely negotiate the junction.</li> <li>• impact on the ability of traffic on the R557 and L2002 to safely emerge onto R556.</li> <li>• <b>not</b> address issue of excessive speed through junction</li> </ul> <p>Suggests properly designed speed ramps will address excessive speed.</p> <p>Suggests provision of controlled pedestrian crossing on R556</p>
<p><b>7. John Joe (JNR), John Joe (SNR), Elaine and Kitty Fealy,</b></p>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• Have a detrimental effect on the businesses</li> </ul> <p>In favour of enhanced:</p> <ul style="list-style-type: none"> <li>• Public lighting, Road lining &amp; signage and Driver Feed back signs</li> </ul> <p>Suggests designed speed ramps will address excessive speed.</p>
<p><b>Julie McElligott, McElligott’s Bar</b></p>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• impact on ability of occupants to park in front of dwellings and licenced premises.</li> </ul>
<p><b>Jennifer Brosnan,</b></p>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• Have a detrimental effect on the businesses</li> </ul> <p>Suggests designed speed ramps will address excessive</p>



	speed.
<b>Jenny Lawlor, Riverside Nursing Home, Milltown, Abbeydorney, Co Kerry</b>	<p>Objects to footway buildouts &amp; narrowing of carriageways, for the following reasons:</p> <ul style="list-style-type: none"> <li>• Have a detrimental effect on the businesses</li> </ul> <p>Suggests designed speed ramps will address excessive speed.</p> <p>Suggests provision of controlled pedestrian crossing on R556</p>
<b>Various signatories (150) (on alternative suggestions sketch)</b>	<ul style="list-style-type: none"> <li>• Driver feedback signs on each of the four approaches</li> <li>• Ramps on each of the four approaches</li> <li>• <i>Junction</i> warning signs x 2 on L2002 and R557</li> <li>• Raised (Ramps) pedestrian crossings x 2 on R556.</li> </ul>

A group of Abbeydorney residents attended the discussion on the Section 38 between the Members and Kerry County Council representatives.

**Mr. J. Kennelly, Senior Engineer**, addressed the Members and Public and briefed them on the report. He advised them of its difference to a Part VIII in that changes cannot be made to a Section 38 Report. The process involved is to either approve or not approve the Document under discussion. He advised the Members that the funding for the project at a budget of €60,000 is through the Safety Improvement Scheme. A collision history has been proved at the Cross, with 14 accidents between 2000-15. Provision of Traffic Lights has been ruled out at the Cross, as daily traffic is at the 6,000 mark, whereas Traffic totals of 12,000 are needed daily to justify the installation of Traffic Lights.

The two major issues are on the Tralee to Ballybunion side and overlooking the junction on the Lixnaw Road. The plan is to narrow the carriageway to 6.5m and create a “Funnel” effect, which has proved effective in the past in other safety improvement schemes. This is the preferred method for Kerry County Council, as there will be limited noise and vehicular movements. It will offer a means of “Deflection” so drivers will have to perform a manoeuvre, and this will aim to reduce speed on the route.

**Cllr. A. Thornton** queried as to why the Section 38 was “rushed” through? It came before the Members at a very late stage, with little or no time for them to consult with their constituents. It was an area of heavy local consultation in the past, and she was frustrated with the lack of time afforded to consultation. **Cllr. A. Thornton** expressed that all people wanted was a safer crossroads and reminded Kerry County Council that the concerns of the locals were indeed fair and proper as the Section 38 proposals could very well impact on their livelihoods. She felt that it was the same plan as presented before with little or no time afforded to members to discuss their concerns with the local public.

**Cllr. R. Beasley** wished to be associated with all the concerns of the public and **Cllr. A. Thornton**. As a safety issue he felt that it was rushed through onto the Members for adoption and no time was given to digest and discuss the process with locals. He queried as to what happens if the Members vote against the Section 38 Proposal? When can an alternative solution be discussed? He stated his concern that there is too little traffic for lights, but too

much traffic for provision of speed ramps. Overall, he really feels Traffic Lights are the very best option here for optimum safety. **Cllr. R. Beasley** respected the expertise of the Council's Engineers and would usually respond to their better judgement, but he does feel the feelings of the locals need to be respected here, and as such he must vote against the Section 38 proposals.

**Cllr. M. Kennelly** questioned as to why there was such a delay in providing the Section 38 Report just a few days before the MD Meeting – there was little time to have a consultation with the locals. It is unacceptable that an old report is being rushed through to the Members again – as it is, it is a low-cost Safety Scheme that will be rushed through to the detriment of the local people. He queried whether an amendment can be made to the Section 38, and if so, does Kerry County Council then lose the Funding for the Section 38? There were 161 submissions made, and he feels strongly that none of these were addressed. He feels that Speed Ramps would be the most preferred method of traffic control to locals. He also spoke of his concerns regarding the lack of a footpath that goes out to the local Abbeydorney GAA Grounds.

**Cllr. T. Barry** shared the views of his fellow Councillors. He did not feel comfortable in making a decision there and then “on the spot” – he felt that this was a rushed job pushed onto the Councillors and the local people, who ultimately live in the area, and know what will work. He expressed his belief that a Pedestrian Crossing at the GAA pitch would be a help, and as it stands, he could not be happy to vote in favour of the Section 38 in its current format.

**Cllr. M. Foley** responded that he would like to echo the sentiments of his fellow members. Local knowledge is ultimately key, and this hasn't been considered in the Section 38. What happens to the Budget of €60,000 if the Section 38 is voted against? Does it disappear and have to be re-applied for again? **Cllr. J. Moloney** agreed with the Members and shared their views; the timing of the Section 38 was indeed very odd, and he equally would like to know what happens to the funding if there is a Member vote against the plan?

**Mr. J. Kennelly, SE** addressed the Members, he stated there were no bad intentions with the re-issuing of the Section 38, it was approved by SMT prior to the Meeting Date and was added to the Agenda for discussion. He pointed out that HGVs have been analysed in the area, and he feels that “Deflections” at the junction will be a huge problem solver at this time. Every measure that is added has to be applicable to design standards. Ramps certainly introduce their own problems, like noise volume from buses, lorries and motorbikes. He stated that Build Outs on the R556 are favourable and are part of the proposal. Regarding funding he mentioned that project funding has been approved, and it can be carried over into 2020. If rejected, the application will need to be applied for again. He summed up that Kerry County Council respected the rights of the Members to reject the proposed Section 38, but he does feel that what is proposed will address the various problems that are experienced at Abbeydorney Cross.

**Mr J. Kennelly, Senior Engineer** mentioned an example of a place for Members to monitor for reference is the traffic calming project at Clarina, Co. Limerick which is very similar to the Abbeydorney Cross and has worked very well for traffic safety overall.

**Cllr. A. Thornton** queried as whether the HSE have any information on access rights through the village for action at high speed. She also asked when will the next Funding Scheme be available for the Traffic Calming project?

**Mr. J. Kennelly** stated that the current deadline for submissions has passed. However, if the Section 38 was adopted it would come under 2021 submissions. Kerry County Council can go back and explore other options. If necessary, the Council can request to use the 2019 funding.

**Mr. J. Breen** the acting Municipal District Manager asked was there a Proposer or Seconder for the Section 38 document? None of the Members came forward at the meeting.

**There was a Vote taken, and the Members voted as follows:**

**Members For: 0**

**Members Against: 6**

As per the Vote, Section 38 for Abbeydorney Cross was rejected by the Members of Listowel Municipal District.

(b) The nomination of an Elected Member to the Kerry Recreation and Sports Partnership.

On the PROPOSAL of **Cllr. R. Beasley** and SECONDED by **Cllr. T. Barry** it was agreed that **Cllr. J. Moloney** be nominated to the Kerry Recreation and Sports Partnership.

#### **19.11.13.02 Economic & Community Development Directorate**

(a) It was agreed to note the following report from Economic and Community Development Directorate which was circulated:

### **Economic and Community Development Report**

**LISTOWEL Municipal District**

**13<sup>th</sup> November 2019**

**Director of Service: Michael Scannell**

## **BUSINESS SUPPORT UNIT (LEO)**

---

### **Grants**

Expressions of interest are presently being sought for core grant aid for the November Evaluation meeting.

The TAME (Technical Assistance for Micro-Exporters) is a grant of up to €2,500 available to businesses who wish to exhibit at overseas trade fairs. 7 trade fair grants have been approved.

Interest in the Trading Online Voucher Scheme remains strong with 48 applications approved this year.

### **Training**

Training continues with 4 “Start Your Own Business programmes” running this autumn. Demand for Digital Marketing and Social Media training around the county continues to be strong. The office currently has a Digital Marketing Programme running and another scheduled to commence shortly. Other social media business programmes scheduled include Beginners Instagram Marketing for Business, Beginners Facebook Marketing and How to Run Facebook Advertising Campaigns.

### **Customs Compliance Export & Import Procedures Workshop**

An additional Customs Compliance Export & Import Procedures Workshop will be held in late October. This Workshop will cover how export and import customs will impact trade with the UK as a ‘Third Country’, how tariffs work and the need to correctly classify your goods.

### **Budget & Brexit Briefing 2020**

The office held a *Budget 2020 and Brexit Breakfast Briefing* on the 10<sup>th</sup> of October with over 100 attendees.

### **Mentoring**

Mentoring demand remains strong across the county. Brexit Clinics continue every Wednesday with bookings being taken through our website as well as direct contact through the office.

### **Microfinance Loans**

8 client businesses were assisted in making loan applications to Microfinance Ireland.

## **COMMUNITY**

---

### **€1.3million Food Hub Funding**

Minister Ring announced funding of €1.3million under the Rural Recreation Development Fund for the development of the Listowel Food Hub, with matched funding being provided by Kerry County Council.

This marks a substantial investment in the promotion of job creation and will bring increased employment to the North Kerry area. This ambitious project has been made possible by the

hard work of the Listowel Food Hub Committee over the past five years with Chairperson Jimmy Deenihan and committee members Marie Lynch, Brenda Pierse, Cal O 'Flynn, John O'Connor, Jim Kenny and Stephen Stack.

### **Town & Village Renewal 2019**

Funding of €200,000 was announced under the Town & Village Renewal Scheme for a proposal relating to major enhancement works on Bridge Road in Listowel.

The project will improve the sustainable travel network in the town by extending a designated cycleway through the Park.

The project also involves the undergrounding of the overhead services network, removal of poles supporting the overhead network from the footpath edge and allow for the location of the replacement lighting columns in a less visually intrusive back of footpath location. It will also allow for the introduction of new energy efficient LED lighting and footpath replacement with traditional style paving will also be completed, which is in keeping with the rest of Listowel town centre,

Finally, due to hugely increase numbers using the park, improvements to the entrance for pedestrian and vehicular traffic is now urgently required and this funding will allow for the redesign this entrance.

### **LEADER Programme (2014-2020)**

To date, 272 projects in Kerry with a monetary value of €5,817,190 has been approved for funding under the LEADER 2014-2020 programme. The Kerry LAG was awarded an additional €500,000 funding under LEADER as it was identified as one of the top performing LCDC in the Country.

### **2019 CLÁR Funding – Sensory Gardens**

Details of funding to support sensory gardens under Measure 3c of the CLAR programme 2019 were announced on 16<sup>th</sup> September 2019. In Kerry, two projects received funding from the Department of Rural and Community Development totalling €53,356: An Disear in Dingle and the Social Action Group in Rathmore.

### **Healthy Ireland Fund (HIF) Round 3**

Kerry's LCDC HIF Round 3 application was submitted to Pobal on 19<sup>th</sup> September. The application identifies 5 actions as well as Community Engagement, Community Mental Health Fund Action and Small Grants Scheme and is seeking €246,050 in funding.

### **Tidy Towns Update**

On the 30<sup>th</sup> September 2019, the results were announced for this year's Tidy Towns Awards. The results for towns and villages in the Listowel MD showed substantial increases in the marks for every one of the groups. This increase in marks is a credit to the local volunteers as well as Kerry County Council staff who have been carrying out environmental works in conjunction with the local groups. Further works will be undertaken over the remainder of the year and possible future works are currently being identified.

Listowel won its thirteenth gold medal and was Kerry's tidiest town, Ballylongford hit 300 marks for the first time and Causeway won the endeavour award for Kerry increasing its mark by 14 points.

In addition, Lixnaw entered returned to the competition after being absent for nine years, which was fantastic to see and means that 14 out of the 16 towns and villages in the Municipal District are now entering.

### **FLAG Funding**

Asdee Community Development Association has recently secured funding from BIM under the FLAG (Fisheries Local Action Group) to compile a 5-year plan for our locality. This project is being facilitated by Paul O' Raw, Community Facilitator and Brendan O'Keeffe, Geographer.

The response from the local community has been hugely encouraging. We have held two Public workshops, and an online survey, which was completed by a large number of households in the community.

All ideas from the process have been summarised under the following headings:

Rural Re-population, Housing & Property vacancies, Economic Diversification, Social Services, Natural & Heritage Resources, The Built Environment and Others-“Sustainability”.

The next phase of the project is a Geo-design workshop, was held on Saturday 16<sup>th</sup> November 2019 at Asdee Community Centre. This was facilitated by Geodesignhub ([www.geodesignhub.com](http://www.geodesignhub.com))

Geodesignhub enables the community and the participants to negotiate and develop a consensus over the future course of actions. Because it is done digitally using geo-design software to map these ideas, further analysis such as financial analysis, spatial analysis and visualization, public voting etc. can be done seamlessly.

### **Festivals**

Since the last MD meeting, the Listowel Endurance Festival was held over 21/22 September 2019 and for one weekend in September, Listowel become the Endurance Racing capital of Ireland. The event. organised by the Kerry Crusaders. saw increased participation and was a huge success.

Relish Ballybunion a new festival took place, with a delicious blend of food and wellness events throughout Ballybunion during the 1st weekend in October. Bringing together the fabulous array of eateries, bars and wellness practitioners under the gorgeous umbrella that is Ballybunion, visitors enjoyed delicious food for the soul. Food offerings included the Relish Taste Trail, the Relish Gala 10 course meal and entertainment and dotted in between were some beautiful wellness events to savour.

The Féile an tSolais – Festival of Light was held Listowel from the 31<sup>st</sup> October to 2<sup>nd</sup> November 2019. Despite the poor weather conditions visitors still made it to this unique and innovative event.

On Saturday 16<sup>th</sup> November 2019, the Listowel Business & Community Alliance organised a Christmas celebratory event, culminating in the switching on of the festive lighting in The Square. This event will include refreshments, entertainment and late-night shopping.

### **Launch of Atlantic Discovery App**

On Monday 4<sup>th</sup> November 2019, Mr. Brendan Griffin, T.D. Minister of State at the Department of Transport, Tourism and Sport with special responsibility for Tourism and Sport, launched the 'Atlantic Discovery App'. This was followed by a presentation on the features of the App which showcases tourist attraction within the North Kerry.

The development of this app has been funded by Kerry County Council and the Department of Rural and Community Development under the Digital Innovation Programme. The app itself is downloadable from the Google Play store and Iphone store.

### **Autism Friendly Towns**

Listowel has been named as one of 11 Irish towns that will be working on receiving "autism friendly" town designation. This initiative follows on from a pilot scheme in Co Cork. It is being spearheaded locally by Nano Nagle School in conjunction Garvey's Supervalu, Listowel Business and Community Alliance and Kerry County Council, and aims to make Listowel more inclusive and autism friendly.

### **Kerry's Mental Health and Wellbeing Fest 2019**

Hundreds of people participated in Kerry's first ever Health and Wellbeing Week in 2018 and following its enormous success, an interagency committee which is supported by the HSE and Kerry County Council organised an extended two-week long Mental Health and Wellbeing Fest this year, from October 5<sup>th</sup> – 19<sup>th</sup>. Over 100 events were arranged at locations across Kerry which focussed on and promoted the positive mental health and wellbeing of all citizens in the county.

The aim of the Fest is to promote a positive sense of wellbeing and to highlight mental health services and supports which are available to people in need in the county.

### **Comhairle na nÓg**

Comhairle na nÓg is Kerry's local council for young people aged 12-17 years of age that give young people a voice in matters that affect them.

The Comhairle na nÓg Annual General Meeting has been scheduled for Thursday 14<sup>th</sup> November 2019 and will be hosted at the Great Southern Hotel, Killarney.

**Cllr. A. Thornton** commended the great work done by the Food Hub, it is indeed great funding for Listowel. It continues to be a successful Food Fair, and all involved deserve great respect for their endeavours. She welcomed the Town and Village Funding of €200,000 for the Listowel Municipal District Area, which is of great benefit.

**Cllr. T. Barry** echoed the sentiments of **Cllr. A. Thornton**; and congratulated the hard-working members of the Listowel Food Hub. He queried as to whether there could be a tie in with an event like Solas to create a brand-new Halloween Festival for the Town. Halloween in recent years has been associated with anti-social behaviour and disrespect and it would be great for the Committee to link in and possibly create an annual Listowel Halloween event.

**Cllr. T. Barry** also queried as to whether Listowel Town is on the Atlantic Discovery App that was recently launched. **Mr. A. Smith, MD Officer** stated that the App covers the whole Municipal District, and yes, submissions can still be made and be included on the App. He welcomed all areas can come in and submit their proposals. It is important to note that any submissions do not cover Businesses – only Tourist attractions are allowed to be added to the App for the area.

**Cllr. M. Foley** welcomed the hard work of the Food Hub and in particular thanked Jimmy Deenihan and Jim Kenny who were involved from the beginning to kickstart the project. He congratulated Causeway and Ballylongford for their hard work in the Tidy Towns competition which is beginning to pay off with their much-improved scores.

**Cllr. M. Kennelly** welcomed the great news for the Food Hub. He acknowledged the work of the Community Department of Kerry County Council and long may it continue.

**Cllr. R. Beasley** was very happy with the Town and Village Scheme Funding. He welcomed the funding for the Tourist Telescope in Ballybunion. He congratulated all the areas within the MD Area who achieved very high marks in the Tidy Towns Awards for 2019.

**Cathaoirleach J. Moloney** echoed the sentiments of his fellow councillors, he welcomed the volunteerism and “can do” attitude that comes with the Tidy Towns Awards. He welcomed the Funding Initiative updates from **Mr. A. Smith** and pledged the support of all Members to the event which are a welcome boost to the area.

## **(b) Notices of Motion**

**1. Cllr. M. Kennelly:** That Kerry County Council update on the taking in charge of 2 estates in North Kerry: Caherdown Wood, Estate, Listowel & Hazelbrook Estate, Tarbert, where no public light, in either estate is working; that Kerry County Council change the process of taking in-charge of these estates – people are living in fear for their safety and this is unacceptable.

**REPLY:** Update to the Members:-

### **Caherdown Woods**

Kerry County Council has recently received a valid taking in charge application for Phase 1 of this housing estate. This taking in charge application will be processed in accordance with our taking in charge of estates policy and our memorandum of understanding with Irish Water. New public lighting standards have been installed in Phase 1 from the Bond monies received to complete works in the estate. The lights in Phase 2 are working. Kerry County Council have amended their policy in respect of taking public lighting in charge in housing estates over the past number of years for historic estates where a valid taking in charge application has been received and there is no bond or developer in place, the Council have taken the public lighting in charge in advance of taking the estate formally in charge.

### **Hazelbrook Estate**

The taking in charge application for this estate is being processed in accordance with our taking in charge of estates policy and our memorandum of understanding with Irish Water. We are currently in discussions with the bondsman and this taking in charge application cannot be progressed until the claim on the bond is completed. Until such time as the outstanding works are completed and the taking in charge application can



be progressed, the public lighting is the responsibility of the developer/management company.

**Cllr. M. Kennelly** asked of **Mr. G. O'Brien, SEO Environment** whether the lights would be switched on before the Christmas period for the Caherdown Woods Estate? He was assured that Lighting Standards are in place for Phase 1 and the lights in Phase 2 are working.

**Cllr. T. Barry** welcomed the progress but wished to state his frustration and annoyance that in this day and age, old and young are using torches on their mobile phones to light their way back to their homes that they have worked and paid for.

**Cllr. M. Foley** shared the concerns of **Cllr. T. Barry** and hoped that there can be a solution found for the Hazelbrook Estate in the near future.

**Mr. G. O'Brien** stated that Hazelbrook Estate is different to Caherdown Woods in that Kerry County Council are pursuing the Bondholder and Developer. This is an ongoing development. There is an outstanding bill with the estate unfortunately, which is making it difficult for the ESB to switch on the lighting for the estate. He hoped that progress could be made but it does need action from the Developer's side.

### **(c) Questions**

1. **Cllr. J. Moloney:** What is the update on the free Wi-Fi in Listowel?

**REPLY:** In relation to the Wifi4EU programme work is ongoing on procurement aspects of the project with a view to having WI-FI installed within the first half of 2020.

**Mr. A. Smith** advised the Members that we are now onto the design stage - with Market Street, Church Street, William Street, Childers Park, the Town Square and two other hubs are the areas for consideration, and the process is then going to the Tender Stage.

2. **Cllr. J. Moloney:** Can Kerry County Council provide assistance with an area for a Community Garden, Allotments and Composting area?

**REPLY:** Kerry County Council is happy to work with any group hoping to develop Community Allotments in Listowel town, and provide any assistance it can. However, to date the Municipal District Officer has been unable to identify any such group. Interest does not appear to be there despite efforts from a local individual to establish one, including media advertisements.

**Cllr. J. Moloney** happy with the response.

3. **Cllr. T. Barry:** Can we get an update on the current situation regarding the lack of street lighting in the Caherdown Woods Estate in Listowel and the Hazelbrook Estate in Tarbert?

**REPLY:** Please refer to Economic & Community Development Directorate, Reply to Notice of Motion 1. This question was noted and discussed under Notice of Motion 1.

### **19.11.13.03 Water, Environment, Fire & Library Services Directorate**

(a) It was agreed to note the following report from the Water, Environment, Fire & Library Services Directorate which was circulated:

#### **Water, Environment, Fire & Library Services Report**

#### **Listowel Municipal District**

**DATE: November 13<sup>th</sup>, 2019**

**Director of Service: John Breen**

#### **Environmental Protection**

**Business Unit Manager: Gerard O'Brien SEO**

#### **2019 Anti-Dumping Initiative "Not in our Nature"**

As reported at previous meetings Kerry County Council was been allocated a grant of €79,000 under the 2019 Anti-Dumping Initiative "Not in our nature".

Since our last meeting this fund has been used to carry out a "Backyard Burning" campaign", 2 Bulky Waste days, numerous clean ups throughout the county and promotional advertising of Kerry County Council Civic Amenity sites.

#### **Backyard Burning Campaign**

During September a video campaign was run on Facebook and Twitter on "Backyard Burning" to highlight the dangers to the Environment and to individual's health when rubbish/waste is burned in open fires, ranges and other solid fuel appliances or in the open air. Back yard burning includes the uncontrolled burning of green waste and other wastes. This term also refers to the use of what are commonly described as rubbish burners or domestic waste incinerators. This online video campaign was very successful with over 20,000 views.

In conjunction with this campaign posters and leaflets were distributed from Local Authority Offices and Libraries. Kerry county Council website was updated to include the new material.

#### **Promotion of Kerry County Council Civic Amenity Sites and Clean ups**

ADI funding was also used to run promotional advertising of Kerry County Council Civic Amenity sites in local media during the summer and to carry out clean ups of illegally dumped waste throughout the county.

#### **Bulky Waste Days**

Two Bulky waste days were carried out in October. In Derrynane house car park on 22<sup>nd</sup> October and in Banna Beach Car Park on 24<sup>th</sup> October. Individuals could dispose of up to 4 bulky waste items each free of charge.

## Fire Service

**Business Unit Manager: Vincent Hussey, A/Chief Fire Officer**

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

- There were 1,042 mobilisations up to end of September 2019 compared to 896 mobilisations for the same period in 2018 which represents a 16.29% increase.
- Gorse fires at 252 were up from 189 for the same period last year. This is a 33.33% increase.
- Chimney fires were at 57 which is down from 76 for the same period last year; 25% decrease.
- Road Traffic Collisions were at 101 is almost identical to the 102 from the same period last year.

	<b>2018</b>	<b>2019</b>
	<b>Jan-Sep</b>	<b>Jan-Sep</b>
<b><i>FIRE OPERATIONS - DETAILS OF OPERATIONAL WORK</i></b>		
<b><i>Fires Number</i></b>		
Chimney Fires	76	57
Gorse Fires	189	252
Other Fires	159	152
<b>Total</b>	<b>424</b>	<b>461</b>
<b><i>Special Services Number</i></b>		
Entrapment	19	19
Gas/Chemicals	1	6
Hazardous substances in transit not involving fire	0	2
Hazardous Substances non-Transit	0	1
Machinery	1	2
Miscellaneous	67	79
Other rescue	27	37

Rescue/Removal of persons from water	1	7
Road traffic accident	102	101
Water pumping/flooding	8	8
Total	<b>226</b>	<b>262</b>
<b><i>False Alarms Number</i></b>		
Malicious	3	12
Good Intent	99	119
Total	<b>102</b>	<b>131</b>
<b><i>Total Number of Incidents</i></b>	<b>752</b>	<b>854</b>
<b><i>Total Number of Mobilisations</i></b>	<b>896</b>	<b>1,042</b>
<b><i>BUILDING CONTROL- DETAILS OF OPERATIONAL WORK</i></b>		
<b><i>Fire Safety Certificate Applications Received</i></b>	<b>115</b>	<b>148</b>
<b><i>Disability Access Certificate Applications Received</i></b>	<b>94</b>	<b>97</b>
<b><i>Commencement Notices Received</i></b>	<b>411</b>	<b>371</b>

**Fire Safety and Prevention:**

- The Annual Licensing Court sittings occur in September and notifications are received by the Fire Authority of licensing applications before the Courts. Therefore, this is a very busy period for Fire Officers who carried out Inspections of premises on foot of the notifications received and forwarded their Fire Officers’ recommendations to the relevant Courts during September 2019.
- Fire Officers continued with inspections of premises in respect of complaints and as otherwise required.

**Building Control:**

- The number of Commencement Notices / 7 Day Notices received to the end of September 2019 was 371 which is a:
  - **9.73%** decrease on the figure of 411 for the same period last year.
- The building control section continues to process Disability Access Certificate applications and also Fire Safety Certificate applications. Up to the end of September 2019 a total of 97 Disability Access Certificate applications and a total of 148 Fire Safety Certificate applications had been received. This represents a:
  - **3.19%** increase in Disability Access Certificate applications, and

- **28.70%** increase in Fire Safety Certificate applications over the same period in 2018.

## Library Services

**Business Unit Manager** – Tommy O'Connor, County Librarian

On 17 October at the LGMA Offices in Dublin, Minister Jim Canney T.D., Minister of State, Department of Rural and Community Development, presented the Kerry Library service with a 2018 Right to Read Award.

This Award is a national initiative that recognises efforts by individual local authorities on an annual basis to support and promote literacy skills development and provide responsive literacy programmes throughout the authority.

The **Right to Read** literacy support programme has four pillars – Spring into Storytime [April], the Summer Stars Children's Reading initiative [June to August], Children's Book Festival [October] and the Family Reading initiative [November/December].

On 1 October, Minister Michael Ring, T.D. Dept. of Rural and Community Development launched the National Age Friendly Libraries Recognition Programme which includes 48 participating libraries countrywide. **Cahirciveen Library** has been designated the Kerry Age Friendly Library. This programme ties in with the ethos of the national strategy and builds on recent library service developments to focus on improving access and usage of public libraries in communities.

The range of services at Cahirciveen Library for older people includes a welcoming reading room, additional large print book stock, library induction tours, mental health & wellbeing events and reading groups.

Funding of €11,000 was granted in September from the Dept. of Community and Rural Development to put in place programming during 2019 and 2020 to maximise library usage among Older People in South Kerry – with active engagement sessions to include classes in digital literacy, local history lectures, advice and support for reading and open days for senior citizens. The library is liaising with a range of groups in the area to support this initiative, including the Men's Sheds, HSE, Kerry Older Peoples Council, South Kerry Development Partnership and the Rural Men's Initiative.

It is planned to designate all Kerry libraries as Age Friendly Libraries over the period of the national strategy.

## Kerry Library Events Programme

Details of events at all libraries are available at [www.kerrylibrary.ie](http://www.kerrylibrary.ie)

In addition, with the support of the funding recently made available from the Dormant Accounts Fund, a series of free lectures to support the Kerry Toys and Sensory Resources Service will take place at Tralee, Killarney and Castleisland libraries during November & December. Topics will include autism awareness, wellbeing, challenging behavior, Down's Syndrome and

supporting self-confidence and independence. Details will be available at local libraries and on the library website [www.kerrylibrary.ie](http://www.kerrylibrary.ie)

## KERRY COUNTY COUNCIL WATER SERVICES DIRECTORATE REPORT LISTOWEL MUNICIPAL DISTRICT

### Funding Priorities for Capital Projects

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

In Water, priority will be 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 will be given to existing schemes in towns (agglomerations) to which ECJ Rulings apply, and to meeting the requirements of the EPA Discharge Licenses.

### **IRISH WATER CAPITAL INVESTMENT PROGRAMME**

The following information has been provided by Irish Water.

The Schemes in the Listowel Municipal District which are listed in Irish Water's national **Capital Investment Programme** (The CIP) are outlined in the following tables:

<b><u>WASTE WATER PROJECTS IN THE LISTOWEL M.D. 2019</u></b>	
Project	Status
<b>Listowel and Ballylongford DRAINAGE AREA PLANS</b>	Consulting Engineer Ove Arup Ltd has been appointed for the preparation of these <b>Drainage Area Plans</b> , and the Tralee and Killarney, DAPs. The preparation of the Ballylongford and the Listowel Plans may not be finished until late in 2020.
<b>Ballylongford WW Scheme</b>	New waste water treatment plant completed 2016; <b>Drainage Area Plan</b> being done in conjunction with Plans for Tralee, Killarney and Listowel; <b>Connections Work</b> Contract, value circa €120K - Tendering Docs, prepared by KERRY COUNTY COUNCIL, under review with IW; KERRY COUNTY COUNCIL submission for €245K funding for <b>Well St and Quay St Sewers</b> also with IW; Outcome of <b>DAP</b> will affect these projects.
<b>Lixnaw WWTP</b>	Work by Contractor underway since Sep – completion in Autumn 2020

## MINOR IMPROVEMENTS PROGRAMME

This is a rolling programme of **Minor Improvement Works** which can be added to as the need arises.

<b>COUNTYWIDE MINOR CAPITAL PROJECT 2017/18</b>			
Project	Description	Estimate	Status
Water and Waste Water Treatment Plants works	Disinfection Upgrades at WTPs	€1.25M	<b>Ongoing; 20No. WTPs complete; 29No. including Ballyheigue WSS, to be done</b>

The list of **current** projects in the Listowel Municipal District is outlined in the following table:

<b>LISTOWEL M.D. - MINOR CAPITAL WORKS PROGRAMME 2018</b>			
Project	Description	Estimate	Status
<b>NKRWSS: Steeple Road Tarbert</b>	Replacement 1100M of 2" PVC main with 110MM uPVC pipe	€ 77,000	<b>Complete</b>
Ardfert North WSS – <b>Causeway Village</b>	Replacement 720M of 75mm Cast Iron with 160MM uPVC pipe	€ 236,000	<b>Complete</b>
NKRWSS <b>Scartleigh Pump Station</b>	Refurbishment of the River Feale intake - screens, pumps, etc	€700,000	<b>Almost Complete</b>
<b>NKRWSS: Dromin Listowel Water Treatment Plant</b>	Remodelling of building	€700,000	Planning Permission granted 2017; Site Investigation completed Oct 19
<b>NKRWSS: Quay St Ballylongford</b>	Replacement 800M of 110mm Cast Iron with 150MM uPVC pipe	€ 50,000	Approved
	<b>Total APPROVED works CURRENTLY to be done</b>	<b>€0.75M</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 Department of Housing, Planning and Local Government. Irish Water has no authority, responsibility or involvement.

The National Rural Water Programme 2019 – 2021 was published by the DoHP&LG in October. Substantial funding for Upgrade Prior To Takeover Works (mains' replacement) at Clanmaurice and Lyreacrompane GWSSs has been included.

### **Takeover of Group Schemes**

Since 1 January 2014, responsibility for the Takeover of Group Schemes has transferred to Irish Water, and KERRY COUNTY COUNCIL is no longer in a position take over Group schemes.

Irish Water has now developed a protocol to facilitate its Takeover of Group Schemes.

Following on the replacement of 1.7Km of old and deficient water mains at Dromartin, Causeway in January 2019, further similar Upgrade Works Prior To Take-Over are planned for the coming weeks at Knoppoge, Ballyduff on the Clanmaurice Group Water Scheme.

### **FIND and FIX PROGRAMME**

The Find and Fix Programme is a specially funded, countywide, capital project which was set up to search for leaks in the public water pipes and repair them.

Tralee Town has been the initial focus area of the Find and Fix Programme in Kerry.

This commenced in January 2018 and involves the deployment of three new Kerry County Council van crews comprising one 'Find' van crew and two 'Fix' van crews. There is also the deployment of one van crew from Coffey Northumbrian Limited, the Irish Water appointed contractor whose 'Find' van crew is helping in building a repository of potential leak locations for follow-on investigation and repair by the Fix van crews.

Following extensive works in Tralee, Dingle and Castleisland, the Council's WSs crews intend to concentrate on works, some at night, in Listowel town over the coming weeks.

#### **(b) Notices of Motion**

- 1. Cllr. R. Beasley:** That every effort is made to ensure that the new burial land in Causeway is sorted out without any further delay.

**REPLY:** Every effort will be made to ensure that the issues surrounding the acquisition of additional land for the Causeway Burial Ground will be expediated as soon as possible. The Council are acutely aware that the burial ground is nearing capacity.

**Cllr. R. Beasley** was not fully happy with the reply. However, he felt that if a wall was built at the graveyard it would alleviate concerns for a while. He was assured by **Mr. G. O'Brien** that tendering would begin as quickly as possible and hopefully early in the New Year.

- 2. Cllr. M. Kennelly:** That Kerry County Council and Irish Water investigate the quality of water at the home of **[Details with Directorate]**. There is excess iron content in the water causing damage to household equipment and causing extensive breakages in the system.

**REPLY:** The townland of Baltovin is supplied from the nearby Kilmoyley reservoir, which is on the Ballyheigue Water Supply Scheme. While this is a 'hard' water due to the presence of lime / calcium, there is virtually no iron in either the water or mains' network.



**Mr. C. Mangan** explained that Iron is not the problem, it is not present in the water. The water is “Hard” and usually a softener is included to help the calcium with the water. He advised that the Meter is to be replaced again. Regarding the Meter Section, the customer needs to meet at half way. There is a sample to be taken from the area to be analysed. A leak at the location is also compounding the situation.

**3. Cllr. A. Thornton:** That the Members of this Municipal District agree to have Climate Action included as an Item on the Agenda, going forward.

**REPLY:** Kerry County Council’s Climate Change Adaptation Strategy was adopted by the members of Kerry County Council on 16<sup>th</sup> September 2019. A Climate Change Action Steering Group will be set up to oversee implementing, monitoring and evaluation of the strategy. These meetings will be held on a quarterly basis and they will report on progress to the relevant SPC’s and subsequently to full Council.

**Cllr. A. Thornton** happy with response and that an SPC will be set up in the first week of December 2019.

### **(c) Questions**

**1. Cllr. T. Barry:** How many spot-checks have been carried out in the Municipal area in relation to how people are disposing of their domestic rubbish?

**REPLY:** Kerry County Council adopted the County of Kerry (Segregation, Storage and Presentation of Household and Commercial Waste) Bye Laws 2019 in early 2019. These Bye-laws are aimed at reducing illegal dumping/backyard burning, increasing participation in kerbside collection and improving the segregation and quality of waste recycling at household level. Households must be able to prove compliance with the Bye laws by either(a) having a contract in place with an authorised contractor (b) participate in a bin sharing arrangement or (c) demonstrate regular use of an authorised waste facility with receipts.

Plans and resources are currently being finalised to commence some house to house inspections before the end of 2019 and this will be built on during 2020. As previously advised the areas being targeted are known illegal dumping and littering blackspots. Proposals are included in draft budget 2020 for specific resources to deal with enforcement of the bye laws subject to grant funding being received. For the past number of years our litter wardens and waste enforcement officers have been following up with individuals where we have found evidence of illegal dumping.

**Mr. J. Breen, Director of Services**, advised that resources are needed to implement this policy; **Mr. G. O’Brien** advised that currently there is no way that the Council can call to every door in the county to ask of how each household’s domestic waste is disposed of.

**Cllr. T. Barry** was happy with response but expressed hope that Kerry County Council would work with Private Operators so as to ask customers to prove how their waste is being disposed.

2. **Cllr. J. Moloney:** Can an audit be done of the water pipes in Listowel town to ascertain which pipes are in need of repair?

**REPLY:** Work under the Find and Fix programme, involving the combination of the Council's Water Services staff and an assisting contractor, to identify and repair leaks in the public water mains in Listowel is due to take place over the coming weeks.

**Cllr. J. Moloney** happy with response.

3. **Cllr. M. Kennelly:** Can Kerry County Council give an update on the Duagh Wastewater Treatment Plant, which is on a National Pilot Scheme for completion?

**REPLY:** Under the National Certificate of Authorisation Programme (NCAP), Irish Water has appointed a consulting engineer to assess over five hundred wastewater treatment sites country-wide to identify any works required to ensure that wastewater discharges meet the requirements of the Water Framework Directive. The Site Options Report for Duagh WWTP is currently being prepared. Subject to availability of funding Irish Water is hopeful that construction work for Duagh WWTP upgrade could be completed by Q4 2021.

Response noted by **Cllr. M. Kennelly**.

#### 19.11.13.04 Housing Directorate

(a) It was agreed to note the following report from the Housing Directorate which was circulated:

## **HOUSING DIRECTORATE REPORT**

### **LISTOWEL MUNICIPAL DISTRICT**

**DATE: NOVEMBER 13th, 2019**

**Director of Service: Martin O' Donoghue**

## Housing Report – LISTOWEL Municipal District

- **Housing Applications**

	<b><u>No</u></b>
Current no. of approved applicants on the housing list who have selected an area within this MD as an area of choice	763
Net Need for Listowel MD (excluding transfers)	479
No. of applications received this year who have selected an area within this MD as an area of choice	169
No. of applications approved since the start of this year who have selected an area within this MD as an area of choice	146

### **Breakdown by Bed No.**

1-Bed	374
2-Bed	194
3-Bed	154
4-Bed	39
5-Bed	2
<b>Total</b>	<b>763</b>

- **Void Management**

<b>Municipal District breakdown</b>	<b><u>No</u></b>
Current no. of dwellings under repair and unallocated	15
Current no. of dwellings under repair and allocated	0
Current no. of dwellings awaiting repairs	7
Current no. of repaired dwellings awaiting allocation	0
Current no. of repaired dwellings allocated awaiting occupation	7
<b><u>Total No of Vacant dwellings in Municipal District</u></b>	<b>29</b>

- **Social Housing Options**

<b>Social Housing Options in MD</b>	<b>New tenancies since the start of the year</b>	<b>Current No. of tenancies</b>
LA Housing	39	917
RAS	6	114
Leasing	9	47
HAP	50	151
<b><u>Total no of Tenancies</u></b>	<b>104</b>	<b>1229</b>

#### 4 Housing Construction/Acquisition Programme

##### Schemes/S.R. dwellings at planning/design stage in Municipal District

<u>Location</u>	<u>No of dwellings</u>	<u>Type of dwellings</u>	<u>Estimated start date</u>	<u>Estimated completion date</u>
Glénach (Marconi) Ballybunion	20	8 no. 2 bed 12no. 3 bed	Dec 2019	Dec 2020
Baile An Gharraí, Lixnaw, Final Phase	10	8no. 3 bed 2no. 2 bed	Feb 2020	Dec 2020
Woodview Place, Tarbert	22	4no. 3 bed 8no. 2 bed 10no.1 bed	Aug 2020	Aug 2021
Marconi (South) Ballybunion	12	4no. 4 bed 4no. 2 bed 4no. 1 bed	Sep 2020	Sep 2021
Rusheen, Ballylongford	7	TBC	Oct 2020	Sept 2021

##### Schemes/ S.R. dwellings under construction in Municipal District

<u>Location</u>	<u>No of dwellings</u>	<u>Type of dwellings</u>	<u>Start date</u>	<u>Estimated completion date</u>
Upper William Street, Listowel	7	7no. 2 bed	Dec 2018	Nov 2019

##### House Acquisitions since the start of the year

<u>Location</u>	<u>No of dwellings</u>	<u>Type of dwellings</u>	<u>Month of purchase</u>
Listowel	1 No.	3 bed	March
Duagh	1 No.	3 bed	April
Listowel	1 No.	3 bed	July
The Purchase of 6 No. houses is currently ongoing			

## **5 Maintenance/Improvement of Housing Stock**

Since 1<sup>st</sup> January 2019, 665 No. requests for repairs have been received for the Listowel Municipal District.

## **6 Housing Adaptation /Housing Aid for Older People Grants**

Since 1<sup>st</sup> January 2019, 173 No. grants have been allocated in the Listowel Municipal District.

## **7 Bedroom Extensions**

Since 1<sup>st</sup> January 2019, no bedroom extensions have been allocated in the Listowel Municipal District.

**Cllr. A. Thornton** welcomed the report and for the next MD Meeting would like to see the figures for (i) New Houses completed in Listowel MD Area and (ii) the Number of Homeless People – **Mr. T. Brosnan** to provide same at the next Municipal District Meeting in January 2020.

**Cllr. T. Barry** asked for an update on the Houses affected by the Oil Leaks? **Mr. T. Brosnan** advised that in total 6 houses were affected by the leaks. 12 other homes had to be vacated to be analysed. He advised the Members that tenants should not attempt to bleed boilers themselves, under any circumstances, for reasons of health and safety.

### **(b) Notices of Motion**

1. **Cllr. R. Beasley:** That Kerry County Council give an update on the vacant house at Sandhill Road, Ballybunion.

**REPLY:** The house referred to is at 10 Sandhill Park, Ballybunion and has been acquired by Kerry County Council. There are substantial works to be carried out to bring the house up to the standard that will enable it to be available for tenancy. Kerry County Council are currently procuring a contractor for 4 other houses in a similar condition in the Listowel MD using the recently published Procurement Framework for Minor Works (residential). When this process is complete, the above house is contained in the tranche 2 package which will be procured in a similar manner. It is anticipated that works will be carried out in this house in the first quarter of 2020 subject to funding.

**Cllr. R. Beasley** was happy with the response and he welcomed that the work would commence next year.

2. **Cllr. M. Foley:** To ask Kerry County Council how many council houses are vacant in the Listowel Municipal District. Can these houses be listed by area and of those how many were offered for tenancy but refused and in what estates.

**REPLY:** The Housing report for the Listowel Municipal District gives a breakdown for the current number of properties in the Void process in the Municipal District of which

there are 29. There are a further 12 properties vacant that are not part of the void process bringing that total number of properties to 41 that are currently vacant in the Listowel Municipal District.

In relation to the 29 properties in the Void process on the report, 15 of those are currently being repaired and will not be available for allocation until they have completed the void repair process. A further 7 properties are being technically assessed or at tender stage before the repair works are being undertaken. The remaining 7 of the 29 are at the allocation stage and applicants are in the process of receiving and accepting offers and taking up tenancies.

Regarding the remaining 12 properties that are vacant, 7 of those are in the Buy and Renew Scheme. They require a larger investment and a procurement process is advancing to put a contract in place using the Procurement Framework for Minor Works (residential). The remaining 5 vacant are purchased properties or Part V planning properties not yet ready for renovations.

There have been 18 refusals of tenancies in the Listowel Municipal District in 2019. While not wishing to disclose specific estate locations, 11 refusals were in Listowel, 4 in Ballybunion the two larger urban areas in the district.

Further explaining the reply to **Cllr. M. Foley, Mr. T. Brosnan** advised that of the 29 houses in the Void Management, 15 are under repair. 7 houses are waiting on repairs ready for Tender. 7 of the properties are out of the process and the Housing Investigation Officer is looking at them. In addition, he stated that approximately two thirds of the demand is for one- and two-bedroom properties in the MD and that any allocation problems are purely a supply/demand issue. Response noted by **Cllr. M. Foley**.

**3. Cllr. T. Barry:** That Kerry County Council replace the range in **[Details with Directorate]** as it is no longer in working order.

**REPLY:** The range was inspected by the Area Engineer for Housing and was found to be poorly maintained. It is important that ranges are cleaned on a regular basis to ensure they operate in an efficient manner and do not lead to a fire hazard. The maintenance of the range is the responsibility of the tenant.

Response noted by **Cllr. T. Barry**.

### **(c) Questions**

**1. Cllr. A. Thornton:** Can Kerry County Council confirm what is causing the delay in the delivery of Respond Housing in Ballybunion. Is this an Irish Water issue and if so, what is the issue?

**REPLY:** Irish Water required certain works to be carried out in Dun Ard, Ballybunion, in accordance with their current guidelines, which has caused a delay in the delivery of the remaining 6 units. However, agreement has now been reached and we have been informed that 5 of the remaining 6 units will be delivered in late 2019 with the sixth one being delivered in early 2020.

**Cllr. A. Thornton** asked that should there be a mechanism as to what the issue is here? Respond have given no answer nor information. She is happy with the response from Kerry County Council.

**19.11.13.05 Roads, Transportation & Marine Directorate**

(a) It was agreed to note the following Report which was circulated:

**Listowel Municipal District Meeting**

**Date: November 13th, 2019**

**Report from the Director of Roads, Transportation & Marine**

**Director of Service: Charlie O’Sullivan**

<b>Listowel Municipal District Operations</b>	<p style="text-align: center;"><b><u>Roads</u></b></p> <p><b><u>Restoration Improvement Programme 2019</u></b></p> <p>The Restoration Improvement programme has been completed with the exception of the R551 Ballyheigue to Ardfert road. Works on this road have been deferred in the absence of a design that can be safely implemented. It is intended to revisit the road in 2020.</p> <p><b><u>Restoration Maintenance Programme 2019</u></b></p> <p>The Restoration Maintenance programme has been completed for 2019.</p> <p><b><u>Community Involvement Scheme 2019</u></b></p> <p>Three schemes were completed under the Community Involvement scheme programme in 2020.</p> <p><b><u>Local Improvement Schemes 2019</u></b></p> <p>Works are substantially complete on all the funded schemes for 2019.</p>
---	--

**N69 – Inner Relief Road** – Preparatory works for the contract are still ongoing. As previously confirmed the project is on schedule to go to site in 2020.

**R556 – Rathscannell Road** - Site investigation works are substantially completed following on from the site clearance works. The design on the road has been completed as far as it can be taken pending the results of the site investigations. It is not envisaged that the results of the ground investigations will significantly alter the proposed design. It is hoped upon completion of the design to progress the planning application for the project – probable that this will involve a Part VIII planning application.

**Housing Operations  
Update Report 13<sup>th</sup> November 2019**

**Works Report to the 5<sup>th</sup> November 2019**

<b>Voids Works</b>	<p><b>Completed</b></p> <ul style="list-style-type: none"> <li>• 3 Bed two storey 34 Marian Terrace, Ballyheigue</li> <li>• 4 bed two storey 104 O’Connell’s Avenue, Listowel</li> <li>• 3 bed two storey 15 Cluainín, Ballygologue, Listowel</li> <li>• 3 bed two storey 21 Marconi Avenue, Ballybunion</li> <li>• 3 bed two storey 35 The Cloisters, Abbeydorney</li> <li>• 3 bed two storey 05 Radharc na hAbhann, Ballylongford</li> </ul> <p><b>Underway</b></p> <ul style="list-style-type: none"> <li>• 1 Bed Bungalow 30 Cloghers Lixnaw 95%</li> <li>• 3 bed two storey 11 Cloghers Lixnaw 10%</li> <li>• 3 bed two storey 52 Ballygologue, Listowel 85%</li> <li>• 1 bed Bungalow 27 Riverside Close, Abbeydorney 80%</li> <li>• 3 bed two Storey 31 Feale Drive, Listowel 90%</li> <li>• 1 bed Bungalow 113 Feale Drive, Listowel 90%</li> <li>• 1 bed Bungalow 08 Convent View Listowel 10%</li> </ul> <p><b>For Tender</b></p> <ul style="list-style-type: none"> <li>• 3 bed 2 storey fire damaged house, 16 Marian Terrace Causeway – Design and scope complete. Awaiting approval to proceed to tendering stage.</li> <li>• 3 bed two storey 73 O’Connell’s Avenue Listowel – tendering complete. Awaiting approval to appoint contractor.</li> <li>• All tendering to be conducted through the new Minor Building Works Framework.</li> </ul>
<b>Works to Acquisitions</b>	<ul style="list-style-type: none"> <li>• Works completed to purchased house at 04 St Patricks Terrace Listowel.</li> </ul>



<b>Extensions</b>	<ul style="list-style-type: none"> <li>• Extension to 2 bed bungalow in Abbeydorney. Construction works ongoing.</li> <li>• Design complete for extension to 3 bed two storey house in Listowel.</li> </ul>
<b>Planned Maintenance Programme</b>	<ul style="list-style-type: none"> <li>• Chimney rebuilding and solid fuel range replacement program ongoing.</li> </ul>
<b>Remediation works due to Oil Leaks</b>	<ul style="list-style-type: none"> <li>• Twelve properties have been impacted by oil leaks. Consultants have been engaged. Headquarters is dealing with the potential remediation works.</li> </ul>
<b>Stock Survey</b>	<ul style="list-style-type: none"> <li>• Re-survey of properties missed in previous surveys to be ongoing as resources &amp; staff available.</li> </ul>

**Capital Infrastructure Unit  
Listowel Municipal District Meeting  
Update Report  
13<sup>th</sup> November 2019**

**CAPITAL INFRASTRUCTURE UNIT**

**Great Southern Trail Extension to Listowel:**

Part 8 planning permission for the project was approved and grant funding of €3.5m has been allocated towards the project. Kerry County Council are preparing the necessary documentation before commencement of the works. These include the Construction Methodology Report, Safety Statement, Construction Environmental Management Plan and Construction Programme. In tandem with these KERRY COUNTY COUNCIL continue to work with the affected landowners to finalise the accommodation works for the project. Once these have been finalised and agreed it is intended to commence work on the line clearance.

**Listowel Municipal District Meeting - Update Report  
13<sup>th</sup> November 2019**

No. of faults reported since last meeting: **47**

No. of faults repaired within 12 working days: **35**

No. of faults repaired outside 12 working days: **6**

Outstanding Repairs not completed within 12 working days - list these locations and comment if there is a particular reason.\_

This report was generated on 05/11/2019

Job Ticket ID	Defect Description	Unit Number	Postal Street Name	Date Reported	Reason
10327	Lamp Out	15185	Ladies Well Est, Ballyheigue	24/09/2019	Cable Fault

### **Clieveragh Flood Relief Scheme**

The replacement of the existing culvert on the R552 at Clieveragh is the most critical element of the works proposed as part of the Clieveragh Flood Relief Scheme.

The design and procurement of this element is being progressed by the Road Design Office at present. Site investigation works are required to determine exact locations and levels of existing services in order to be able to fully complete the design, prior to tendering. A contractor has been appointed to carry out Slit Trenching works and this is expected to be completed this month.

As indicated at the previous MD meeting, following satisfactory outcome of this investigative work and finalising the design, the culvert replacement element will be put out to tender and construction will follow subject to agreement with adjoining landowners, and compliance with any statutory bodies (i.e. OPW (Section 50), Fisheries (licence) (etc.)

**Mr. J. Breen, Acting MD Manager** addressed the Chamber with the Roads, Transportation & Marine Report.

**Cllr. A. Thornton** thanked Kerry County Council for the Report. But she was concerned about when there will be commencement of the Listowel Greenway Project. Planning and Funding are agreed, but there has no been no movement on the Project, which is extremely frustrating for the Members who voted for an increase in Local Property Tax on the basis that any increases would go to vital projects, but the lack of progress is unfair on the local people.

**Mr. E. Scanlan, EE**, expressed that he too shared the concerns of the Councillors, but the key fact is that the Oral Hearing for the South Kerry Greenway has engaged key staff for much more time than was originally anticipated, and there is another two weeks of

deliberations to consider before these Staff are available to work on the Listowel Greenway Project. He advised that the Members and Kerry County Council should ensure to agree to a Summer 2021 opening stage for the Listowel Greenway. The line clearance works are done already, so this date is a very achievable target for Kerry County Council.

**Councillors J. Moloney & A. Thornton** both conveyed their frustration at the delay and given that Planning has already been granted for the Greenway, priority should be given.

**Mr. J. Breen** advised that it was unfortunate the oral hearing continued for another few weeks than anticipated but he shared the concerns of the elected Members and will bring their concerns to the attention of the Senior Management Team. Key Staff from the Ecology Department are dealing with the South Kerry Greenway but will be available once the oral hearing is complete. **Mr. E. Scanlan** added unfortunately the right people to commence the project in the right way are presently tied up.

**Cllr. A. Thornton** proposed a motion for the next Full Council Meeting as follows; seconded by **Cllr. J. Moloney**:-

*"I am seeking confirmation that works will commence on the Listowel Greenway at the earliest point that resources are available."*

#### **(b) Notices of Motion**

- 1. Cllr. R. Beasley:** That Kerry County Council consider No Parking signs or Double Yellow Lines at Lower Lartigue Road which is very narrow when cars park and almost impossible to negotiate. This point is where the Lartigue meets the Upper Sandhill Road between the Astor and **[Details with Directorate]**

**REPLY:** Following an examination of the area in question, it will not be possible to accede to this request. The introduction of no parking signs or double yellow lines would remove long standing parking for residents to the front of their properties. It should be noted that the residents in question make every effort to keep their parking tight to the front of their properties to facilitate the passage of traffic at this location.

**Cllr. R. Beasley** noted the response.

- 2. Cllr. R. Beasley:** That Kerry County Council consider extending the footpath from Afahona to Gortnaskea as there are a lot of homes with young children using a very busy road (this is on the main Ballybunion to Listowel Road).

**REPLY:** This request has been the subject of previous Notices of Motion. The funding required to complete the requested works is not available to the MD roads staff. Subject to the lands being made available by the individual land owners, it might be possible to complete the requested footpaths over a number of years with allocations from Councillors.

**Cllr. R. Beasley** was satisfied with the response.

**3. Cllr. R. Beasley:** That Kerry County Council check the fencing around the Cliff Walk, Ballybunion, which is weak and in a very poor condition in several places.

**REPLY:** Kerry County Council staff recently surveyed the fence and identified a number of locations where works are required. We are trying to identify a funding source to cover the costs of completing the works identified.

**Cllr. R. Beasley** happy and noted the response.

**4. Cllr. M. Foley:** That Kerry County Council would repair the railing at Tarbert Island near the pier for the Tarbert-Killimer Car Ferry.

**REPLY:** The replacement of handrails on the pier are included as part of an overall remediation package of works identified for the pier. These railings are proposed to be replaced in 2020.

**Cllr. M. Foley** noted the response.

**5. Cllr. M. Foley:** That Kerry County Council would replace the footpath on the left-hand side as one enters Rusheen Park, Ballylongford, outside V31 XV30.

**REPLY:** The estimated cost of this work would be €3,000 and it would be suitable for funding through a Councillors Allocation

Response noted by **Cllr. M. Foley**.

**6. Cllr. M. Foley:** That Kerry County Council would carry out urgent repairs on the L6012-36 from Morans Cross to Ahanagran. I am aware the L6012-36 is on the roads programme for 2021 but this road needs urgent repairs.

**REPLY:** This Road will be added to the repairs list.

Response noted by **Cllr. M. Foley**.

**7. Cllr. M. Foley:** That Kerry County Council would inspect the storm drains in Willow Brook Estate, Clieveragh, Listowel as they are constantly blocked, and to trim the overhanging trees.

**REPLY:** This location will be inspected to determine what works might be required.

Response noted by **Cllr. M. Foley**.

**8. Cllr. T. Barry:** That Kerry County Council put in place a “Children at Play” sign at the entrance to the Hazelbrook Estate in Tarbert.

**REPLY:** Kerry County Council will arrange to put this sign in place.

Response noted by **Cllr. T. Barry**.

**9. Cllr. T. Barry:** That Kerry County Council carry out repairs to the road surface at Knockaclare/Browaddra, Lyreacrompane.

**REPLY:** This road will be added to the repairs list.

**10. Cllr. T. Barry:** That Kerry County Council will replace an existing pipe with a bigger one outside the home of **[Details with Directorate]** due to the ongoing risk of flooding.

**REPLY:** This location has been inspected. There is an existing 600mm concrete pipe at the location. This pipe was installed in accordance with the conditions of planning associated with the construction of the house. Therefore, any amendments to the pipe would be a matter for the property owner and not Kerry County Council. Furthermore, any alteration to the pipe size at this location will be likely if the pipe size was increased at this location it may be necessary to extend this increased pipe size across the adjacent properties downstream of the property in question.

**Cllr. T. Barry** satisfied with response.

**11. Cllr. T. Barry:** That Kerry County Council carry out repairs to the footpath outside **[Details with Directorate]**

**REPLY:** The estimated cost of repairing the footpath at this location would be €2,500 and it would be suitable for funding through a Councillors Allocation.

Response noted by **Cllr. T. Barry**.

**12. Cllr. J. Moloney:** That when the wall on the Bridge into Listowel is being replaced that the crash barrier, which has been missing for a number of years, be reinstated.

**REPLY:** Kerry County Council are currently pursuing this matter through the Risk Control Office in terms of claiming for the damage caused to the bridge wall. Once that matter has been satisfactorily concluded, the works required to repair the wall will be planned and the installation of a crash barrier will be considered at that stage.

**Mr. E. Scanlan** and **Mr. M. McEnery** both clarified that this been logged with the TII App; but with no funding, there is no available timeline for the works to be completed.

**13. Cllr. M. Kennelly:** That Kerry County Council carry out road safety works at the Dromin/Clounmacon area of Listowel where a dangerous bend has to be remedied before maintenance improvement works begin in 2020.

**REPLY:** Previous attempts by Kerry County Council to improve the bend in question were unsuccessful. While Kerry County Council can look to negotiate with the landowner in question again, its anticipated that it's unlikely to be successful.

**Cllr. M. Kennelly** satisfied with the response.

**14. Cllr. M. Kennelly:** That Kerry County Council carry out road safety works at Ballyloughran cross where traffic travelling from Ballyduff to Ballybunion is not visible to landowners exiting onto this road.

**REPLY:** The requested works will be completed as soon as staff are available to carry out the works.

**Cllr. M. Kennelly** happy with response.

**15. Cllr. M. Kennelly:** That Kerry County Council include the Gale road in Ballydonoghue on the Drainage programme 2020 and to provide yellow road lines on each side and fill up the sides at various locations, so opposing traffic meeting on this road can pass safely, and also tar in front of the Gale Cemetery as this location is not suitable when funerals are taking place.

**REPLY:** This road will be considered for inclusion for the 2020 Drainage Programme, subject to funding being provided for Drainage in 2020. The cost of carrying out the surfacing works in front of the cemetery would be €2,500 and would be suitable for funding through a Councillors Allocation.

Response noted by **Cllr. M. Kennelly**.

**16. Cllr. M. Kennelly:** That Kerry County Council in the interests of public safety provide a pedestrian footpath from Afahona Cross, Ballybunion out to Gortnaskea on the Listowel Road.

**REPLY:** This request has been the subject of previous Notices of motion. The funding required to complete the requested works is not available to the MD roads staff. Subject to the lands being made available by the individual land owners, it might be possible to complete the requested footpaths over a number of years with allocations from Councillors.

**Cllr. M. Kennelly** happy with response.

**17. Cllr. A. Thornton:** That Kerry County Council review the position regarding the street lights at Doonard Estate, Tarbert.

**REPLY:** Kerry County Council arranged to have the public lights in Doonard Estate patrolled on the 30th October and all were operational, however there was 2 lights on the main road adjacent to Doonard estate that were faulty, and these were repaired on the 1st November.

**18. Cllr. A. Thornton:** That Kerry County Council please revert re the construction of a wall at the property of **[Details with Directorate]** per an agreement with the Council.

**REPLY:** Following consultation with the Housing Department, it can be confirmed that the construction of a wall on the property boundary has been completed in line with the undertakings given at the time.

**Cllr. A. Thornton** to discuss with homeowner and **Mr. E. Scanlan** to provide the necessary information to the Councillor.

**19. Cllr. A. Thornton:** That Kerry County Council update on the works to take place at Abbeydorney Cross.

**REPLY:** The Section 38 proposal will be before the MD meeting for noting. Works will proceed on the basis of the progress of the Section at the meeting.

This Motion was discussed as part of the Section 38 discussion in the order of Business Prescribed.

### **(c) Questions**

**1. Cllr. R. Beasley:** What is the update on Cinema Lane, Ballybunion?

**REPLY:** The collapse of the sewer at this location has been remedied. Our water services section needs to carry out further investigations on the balance of the sewer along the lane. An assessment of the structure of the sewer is needed before making a decision on relaying or diverting the sewer. Until such time as that assessment is completed and a decision made, the Roads section cannot complete any significant repairs to the road.

**Cllr. R. Beasley** satisfied with the response.

**2. Cllr. M. Foley:** Can Kerry County Council carry out urgent repairs on the L6021 Lenamore, Ballylongford?

**REPLY:** This road will be added to the repairs list.

Response noted by **Cllr. M. Foley**.

**3. Cllr. M. Foley:** Can Kerry County Council carry out urgent repairs on the L1003 at Dooncaha, Tarbert?

**REPLY:** This road will be added to the repairs list.

Response noted by **Cllr. M. Foley**.

**4. Cllr. M. Foley:** Can Kerry County Council carry out urgent repairs on the L6075 Ballyhennessy, Lixnaw, as there are several undulations on the road?

**REPLY:** This road will be added to the repairs list.

**Cllr. M. Foley** satisfied with response.

**5. Cllr. M. Foley:** Can Kerry County Council carry out urgent repairs on the L6014-10, Tullamore, Ballybunion?

**REPLY:** This road will be added to the repairs list.

**Cllr. M. Foley** satisfied with response.

**6. Cllr. T. Barry:** What progress has been made regarding the flooding issues at Clieveragh, Listowel?

**REPLY:** The replacement of the existing culvert on the R552 at Clieveragh is the most critical element of the works proposed as part of the Clieveragh Flood Relief Scheme.

The design and procurement of this element is being progressed by the Road Design Office at present. Site investigation works are required to determine exact locations and levels of existing services in order to be able to fully complete the design, prior to tendering. A contractor has been appointed to carry out Slit Trenching works and this is expected to be completed this month.

As indicated at the previous MD meeting, following satisfactory outcome of this investigative work and finalising the design, the culvert replacement element will be put out to tender and construction will follow subject to agreement with adjoining landowners, and compliance with any statutory bodies (i.e. OPW (Section 50), Fisheries (licence) etc.)

Response noted by **Cllr. T. Barry**.

**7. Cllr. T. Barry:** Why don't we have a wheelchair accessible slope on the footpaths in our disabled parking spaces?

**REPLY:** When the footpaths were being upgraded at the various relevant locations around the town, allowance was not made for the requirements of the disabled parking bays. This is something we will look to address. Kerry County Council has carried out works at two locations in Church Street, Listowel this year and we will look at other locations next year with a view to carrying out works at those locations. We will try to eliminate this difficulty as quickly as funding will allow.

**Cllr. T. Barry** satisfied with response.

**8. Cllr. J. Moloney:** How are areas selected and funded for electronic speed signs – [*Outside of Councillors Allocation*]?

**REPLY:** There are a number of these units in place in the Municipal District. A number of units are in place as part of Low-Cost Accident scheme measures. Locations for Low-Cost Accident schemes are determined through the examination of accident data and or the carrying out of speed surveys.

Applications for funding have also been made through CLÁR but to date have not been successful.

The units in Asdee were funded by Councillors allocations.

**Cllr. J. Moloney** was happy, and noted the response.



**9. Cllr. J. Moloney:** Is there any update on the dangerous trees by Gurtenard?

**REPLY:** Kerry County Council has cut away limbs of trees in the area in the past which were considered dangerous. There are no plans to carry out any further works at this location at present but if the Councillor has concerns in relation to any specific trees at that location, we will examine them with him.

**Cllr. J. Moloney** noted the response.

**10. Cllr. J. Moloney:** Can the water pooling at the Listowel Arms Hotel be addressed?

**REPLY:** Works have commenced to help resolve this matter.

**Cllr. J. Moloney** satisfied with the reply.

**11. Cllr. M. Kennelly:** Can Kerry County Council carry out road safety works at Tarmons, Tarbert, Co Kerry?

**REPLY:** These works will be carried out in 2020.

Response noted by **Cllr. M. Kennelly**.

**12. Cllr. A. Thornton:** What is the up to date position on the R556?

**REPLY:** The site clearance works, ground investigations (SI) and underground services location works are completed. We are awaiting the report on the SI works. The design of the road alignment is substantially completed but may alter once the SI results are to hand. It is not envisaged that any alteration required would be substantial. Once the design is finalised, the project will proceed for planning approval. At this stage it is envisaged that the Part VIII planning approval process will be the relevant process. Once planning approval is in place, we will be awaiting funding to commence the on-site works. KERRY COUNTY COUNCIL would be very confident that the funding required for the works will be made available in 2020.

**Cllr. A. Thornton** expressed her frustration and disappointment that there is no progress on this road. People are driving on this road and it's clearly NOT closed to the public. There are safety issues and she has received several videos on the dangerous driver activities on this road. **Mr. E. Scanlan** agreed 100% with what the Councillor said, and it is a huge safety issue in the North Kerry Area.

**Councillors A. Thornton and J. Moloney** proposed submitting a Joint Motion to the next Full Council Meeting on December 16<sup>th</sup> as follows:

*“Requesting a meeting with Minister Shane Ross in relation to the R556 Dale Rathscannell Road as the road is the main artery into North Kerry and has remained closed for many months”.*

**13. Cllr. A. Thornton:** Has a submission been made to the Department in relation to the roads in Moyvane that have fallen into terrible disrepair as a direct result of the Eir works that continue in the area?

**REPLY:** This issue was discussed at a Municipal District meeting previously. My recollection was that we agreed to wait until the current works were complete to send a comprehensive submission to the Department. This was on the basis that we would get one opportunity to look for funding. There was also a view that we could not carry out any remedials in that area until the EirGrid project was complete as any repairs completed would be liable to further damage if the EirGrid project was ongoing. We have compiled the information on the roads affected to date and would look to review once EirGrid complete their works.

**Cllr. A. Thornton** satisfied with response.

**14. Cllr. A. Thornton:** What is the update in relation to the footpath to the Cloisters, Abbeydorney?

**REPLY:** Kerry County Council completed another section of the footpath to link The Cloisters to the existing path network in the village. We are continuing in our efforts to secure the lands required to complete the link with the one remaining land owner involved. In the absence of an agreement on the acquisition of the lands required we will not be in a position to progress the matter any further. We remain committed to completing the works if the lands become available.

Response noted by **Cllr. A. Thornton**.

#### **19.11.13.06 Any Other Business**

### **6. Motions / Questions relevant to other Directorates or Issues not relevant to Kerry County Council Business**

#### **(a) Notices of Motion**

None.

#### **(b) Questions**

- 1. Cllr. M. Kennelly:** Can Kerry County Council write to the Minister for Communications and to Eir to express our disappointment at our slow broadband speeds around the town of Listowel and North Kerry? The service that was originally offered has NOT been delivered.

**REPLY:** This is a matter for consideration by the Members.

**Proposed by Cllr. M. Kennelly** and Seconded by **Cllr. A. Thornton**.

Letters to be drafted by Corporate Services to the Minister for Communications **Mr. R. Bruton** and to the Chief Executive at Eir, **Ms. Carolan Lennon**.

**Mr. J. Breen** advised Councillors that customers with problems with Service level agreements and contracts should also address their concerns to the Consumer Protection Agency and state their complaints and concerns on record.

2. **Cllr. M. Kennelly:** Can Kerry County Council give an update on the mapping exercise proposed in relation to defibrillators in North Kerry?

**REPLY:** This is a project that has been undertaken by the Kerry Public Participation Network. Work is continuing this important county-wide project. The initial information was based on a voluntary return of information from groups and the general public, however it became evident that there were gaps in the information in that many existing defibrillators had not been reported and further research is ongoing. In addition, issues have emerged in relation to defibrillators being left without being serviced and not working. The Public Participation Network is considering these issues and appropriate responses as part of the project. As the information is being made available, it is being mapped by staff in Kerry County Council. A draft report will be made available in early 2020.

Response noted by **Cllr. M. Kennelly**.

**(c) Agree Dates for the Following Meetings:**

- (i) To agree the following proposed dates for the holding of Listowel Ordinary Municipal District Meetings for 2020.
- 13<sup>th</sup> January 2020
  - 9<sup>th</sup> March 2020
  - 11<sup>th</sup> May 2020
  - 13<sup>th</sup> July 2020
  - 14<sup>th</sup> September 2020
  - 9<sup>th</sup> November 2020

At the Proposal of **Cllr. R. Beasley** and Seconded by **Cllr. M. Kennelly** it was agreed that the dates for the 2020 Meetings for the Listowel MD be agreed.

**(d) Correspondence**

1	Letter dated 30 <sup>th</sup> October from Mr. Mark Byrne, Regulatory & Administration Unit, Transport Infrastructure Ireland in relation to safety improvement works at St. Michael's College, Listowel.
---	---

All Members welcomed the contents of the letter and looked forward to proceeding to the next stage of the project.

**(e) Matters arising from the Minutes as confirmed at 1 above**

**(f) Any other Business/Aon Gnó Eile**

**Cllr. R. Beasley** commended the work of the Durapatcher, but it was noted by **Mr. E. Scanlan** that the machine is expensive to run and not recommended for use like traditional methods of manually filling in potholes in poor weather.

**Cllr. T. Barry** advised the Members about issues regarding CCTV in Listowel Town, which is to be discussed at the next JPC Meeting regarding CCTV and the whole issue of GDPR/Data Protection.

The Meeting concluded at **13.07pm**.

The Members agreed that the next Listowel MD Meeting will be scheduled for **Monday 13<sup>th</sup> January 2020 at 10am**.

---

**Mr. J. Breen**

**Acting Meetings Administrator**

---

**Cllr. J. Moloney**  
**Cathaoirleach of Listowel**  
**Municipal District**