

**MINUTES OF MAYO COUNTY COUNCIL MEETING HELD ON MONDAY, 14<sup>th</sup> NOVEMBER, 2005, AT 4.00 p.m.**

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The Leas-Chathaoirleach, Cllr. J. Cribbin, was in the Chair.

The other Councillors present were:-

Cllrs. M. Mulherin, J. Munnely, Johnnie O'Malley, A.M. Reape, E. Staunton, S. Weir, P. O'Brien, D. Ryan, H. Walsh, G. Coyle, M. McNamara, S. Bourke, C. Burke, A. McDonnell, P. McGuinness, J. Mee, M. Carty, T. Connolly, P. McHugh, E. Lavin, J. Maloney, J. Mellett, G. Murray, M. Adams, F. Chambers, A.F. O'Malley, John O'Malley.

Apologies received from Cllrs. M. Holmes and H. Kenny for inability to attend the Meeting.

The Council Staff in attendance were:-

Mr. J. Beirne, Deputy Co. Manager, Mr. J. Loftus, Dir. of Services, Mr. J. Condon, Meetings Administrator, Mr. P. Hynes, Dir. of Services, Mr. S. Granahan, Dir. of Services, Mr. J. Coll, Dir., Comm. & Enterprise, Mr. R. Norton, Dir. of Services, Mr. P. Duggan, Head of Finance, Mr. N. Burke, Sen. Engineer, Mr. M. Mongan, Sen. Engineer, Mr. B. O'Reilly, Sen. Engineer, Ms. K. O'Malley-Harlow, Sen. Ex. Planner, Ms. T. McGee, Management Accountant, Mr. P. Benson, Sen. Ex. Officer, Mr. K. Greally, Sen. Staff Officer, Mr. P. Brogan, Sen. Staff Officer, Mr. J. Moran, Sen. Staff Officer, Mr. M. Gavin, Staff Officer, Ms. C. Kenny, Asst. Staff Officer.

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At the outset of the Meeting, the Leas-Chathaoirleach and Members welcomed back Councillor Johnny Mee following his recent surgery.

**ITEM NO. 1.**

**MIONTUAIRISCI DE CRUINNIU COMHAIRLE CHONTAE MHAIGH EO A BHI AR SIUL AR AN 10<sup>u</sup> DEIREADH FOMHAIR, 2005, A DEIMHNIU. TO CONFIRM MINUTES OF MAYO COUNTY COUNCIL MEETING HELD ON 10<sup>th</sup> OCTOBER, 2005.**

Mhol Comhairleoir P. McGuinness  
Chuid Comhairleoir P. McHugh leis  
Ghlacu leis an tairiscint:-

“Go n-aontaíomar le Miontuairisci Cruinniu Comhairle Chontae Mhaigh Eo a bhi ar siul ar an 10<sup>u</sup> Deireadh Fomhair, 2005”.

Proposed by Cllr. P. McGuinness

Seconded by Cllr. P. McHugh

Resolved:-

“That Minutes of Mayo County Council Meeting held on 10<sup>th</sup> October, 2005, be taken as read, approved and signed as a correct record”.

Referring to Minute No. 290/05 of 10<sup>th</sup> October, 2005, it was -

Proposed by Cllr. M. Mulherin

Seconded by Cllr. P. McGuinness

Resolved:-

“That Cllr. M. Mulherin be included as a member of the Deputation to meet the Minister for Transport to discuss the issuing of a derogation to Mayo County Council from current legislation to enable the Council to use tractors and trailers on small Road Projects”.

**ITEM NO. 2.**

**PRESENTATION BY REPRESENTATIVE FROM IARNROD EIREANN.**

Mr. Myles McHugh, Service Planning Manager, Southern and Western Unit, Iarnrod Eireann, made a Presentation to the Council. Mr. McHugh was accompanied by Ms. Ann Elliott, Station Manager, Westport.

During his Presentation, Mr. McHugh outlined the future plans which Iarnrod Eireann have for rail services in the West of Ireland.

Queries raised by the Members were replied to by Mr. McHugh.

The Leas-Chathaoirleach thanked Mr. McHugh for his Presentation.

**ITEM NO. 3.**

**TO ARRANGE A DATE FOR THE BUDGET MEETING FOR THE FINANCIAL YEAR ENDING 31<sup>st</sup> DECEMBER, 2006.**

Proposed by Cllr. P. McGuinness

Seconded by Cllr. P. McHugh

Resolved:-

“That the Budget Meeting for the Financial Year ending 31<sup>st</sup> December, 2006, be held on Monday, 9<sup>th</sup> January, 2006, at 2.00 p.m.”.

**ITEM NO. 4.**

**TO ADOPT POLICY IN RELATION TO THE NAMING OF NEW HOUSING DEVELOPMENTS AS RECOMMENDED BY HOUSING STRATEGIC POLICY COMMITTEE.**

It was agreed to defer this Item.

**ITEM NO. 5.**  
**TO CONSIDER REPORT DATED 31<sup>st</sup> AUGUST, 2005, IN ACCORDANCE WITH PART 8 OF THE LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) REGULATIONS, 2001, AND THE LOCAL GOVERNMENT ACT, 2001, IN RESPECT OF PROPOSAL FOR THE PROVISION OF 1 NO. SINGLE RURAL HOUSE AT RATHCASH, KILLALA, CO. MAYO.**

Proposed by Cllr. J. Munnelly  
Seconded by Cllr. E. Staunton

Resolved:-

“That we hereby adopt Report dated 31<sup>st</sup> August, 2005, in accordance with Part 8 of the Local Government (Planning and Development) Regulations, 2001, and the Local Government Act, 2001, in respect of proposal for the provision of 1 No. single rural house at Rathcash, Killala, Co. Mayo”.

**ITEM NO. 6.**  
**TO CONSIDER REPORT DATED 3<sup>rd</sup> NOVEMBER, 2005, IN ACCORDANCE WITH PART 8 OF THE LOCAL GOVERNMENT (PLANNING AND DEVELOPMENT) REGULATIONS, 2001, AND THE LOCAL GOVERNMENT ACT, 2001, IN RESPECT OF PROPOSAL TO CONSTRUCT DWELLINGHOUSE, SEPTIC TANK, TREATMENT UNIT AND ANCILLARY WORKS AT GORTMELLIA, BARNATRA, BALLINA, CO. MAYO.**

Proposed by Cllr. E. Staunton  
Seconded by Cllr. S. Weir

Resolved:-

“That we hereby adopt Report dated 3<sup>rd</sup> November, 2005, in accordance with Part 8 of the Local Government (Planning and Development) Regulations, 2001, and the Local Government Act, 2001, in respect of proposal to construct dwellinghouse, septic tank, treatment unit and ancillary works at Gortmellia, Barnatra, Ballina, Co. Mayo”.

**ITEM NO. 7.**  
**TO APPROVE OF THE DISPOSAL OF GROUND FLOOR COMMERCIAL UNIT AND ASSOCIATED SERVICE AREAS CONSISTING OF 94.50 SQ. METRES AT CHAPEL STREET, LOUISBURGH, TO VINCENT TUOHY, WESTHAVEN, KILLSALLAGH UPPER, WESTPORT, CO. MAYO, IN ACCORDANCE WITH NOTICE DATED 2<sup>nd</sup> NOVEMBER, 2005, ALREADY CIRCULATED.**

Proposed by Cllr. A.F. O'Malley  
Seconded by Cllr. M. Adams

Resolved:-

**“That we hereby approve of the disposal of ground floor Commercial Unit and associated service areas consisting of 94.50 sq. metres at Chapel Street, Louisburgh, to Vincent Tuohy, Westhaven, Kilsallagh Upper, Westport, Co. Mayo, for €252,000, in accordance with Section 183 of the Local Government Act, 2001, and Notice dated 2<sup>nd</sup> November, 2005, already circulated”.**

**ITEM NO. 8.**

**TO RECEIVE A DEPUTATION FROM THE MAYO WORLD WAR PEACE PARK PROJECT.**

**Mr. Michael Feeney addressed the Members regarding the proposed setting up of a Mayo World War Peace Park Project in Castlebar.**

**A number of Councillors stated that they were in full support of this Project and it was suggested that Mayo County Council should contribute towards the cost of the Project.**

**The Leas-Chathaoirleach thanked Mr. Feeney for his Presentation.**

**ITEM NO. 9.**

**REFUSE COLLECTION SERVICE – PRESENTATION BY MR. R. NORTON, DIRECTOR OF SERVICES.**

**Mr. R. Norton, Dir. of Services, gave a Presentation on the current position regarding the Refuse Collection Service.**

**Following his Presentation, Mr. Norton informed the Meeting that he had made a recommendation to the County Manager that Mayo County Council would cease to collect Refuse from the 1<sup>st</sup> January, 2006, for the reasons outlined in his Presentation and that the Manager is now considering the recommendation.**

**The time being 8.00 p.m., it was -**

**Proposed by Cllr. A. McDonnell  
Seconded by Cllr. P. McGuinness  
Resolved:-**

**“That “Standing Orders” be suspended in order to allow the Meeting to continue”.**

**Following a detailed and lengthy discussion, it was -**

**Proposed by Cllr. P. McGuinness  
Seconded by Cllr. F. Chambers  
Resolved:-**

“That this Council calls on the County Manager to hold discussions with the Union to see if there is any viable alternative whereby the Council could improve the efficiency of its collection service and continue in the Refuse Collection business”.

**ITEM NO. 10.**  
**INVITATION RECEIVED FROM THE MAYOR OF CALDERDALE TO VISIT CALDERDALE IN FEBRUARY, 2006.**

The Council were informed of the estimated cost of sending a Delegate to visit Calderdale.

Proposed by Cllr. P. McGuinness

Seconded by Cllr. A. McDonnell

Resolved:-

“That we hereby authorise the attendance of the Cathaoirleach, Cllr. H. Kenny, Cllrs. C. Burke and D. Ryan to visit Calderdale, West Yorkshire, in February, 2006, as part of the continuing Twinning partnership between the Metropolitan Borough of Calderdale and Mayo County Council, and the necessary expenditure is hereby approved”.

**ITEM NO. 11.**  
**TO AUTHORISE THE ATTENDANCE OF THE CATHAOIRLEACH AND TWO MEMBERS OF THE COUNCIL TO VISIT U.S.A. FOR ST. PATRICK’S DAY PARADES AND ASSOCIATED EVENTS.**

The Council were informed of the estimated cost of sending a Delegate to visit U.S.A. for St. Patrick’s Day Parades and Associated Events.

Proposed by Cllr. P. McGuinness

Seconded by Cllr. A. McDonnell

Resolved:-

“That we hereby authorise the attendance of the Cathaoirleach, Cllr. H. Kenny, Cllrs. J. Cribbin and M. Carty to visit U.S.A. for St. Patrick’s Day Parades and Associated Events and the necessary expenditure is hereby approved”.

**ITEM NO. 12.**  
**TO NOTE MINUTES OF CULTURAL, EDUCATION, HERITAGE AND CORPORATE AFFAIRS STRATEGIC POLICY COMMITTEE MEETING HELD ON 22<sup>nd</sup> JUNE, 2005.**

Proposed by Cllr. P. McGuinness

Seconded by Cllr. A. McDonnell

Resolved:-

**“That Minutes of Cultural, Education, Heritage and Corporate Affairs Strategic Policy Committee Meeting held on 22<sup>nd</sup> June, 2005, be noted”.**

**ITEM NO. 13.**

**TO NOTE MINUTES OF BALLINA ELECTORAL AREA COMMITTEE MEETING HELD ON 13<sup>th</sup> JULY, 2005.**

**Proposed by Cllr. A.M. Reape  
Seconded by Cllr. M. Mulherin**

**Resolved:-**

**“That Minutes of Ballina Electoral Area Committee Meeting held on 13<sup>th</sup> July, 2005, be noted”.**

**ITEM NO. 14.**

**TO NOTE MINUTES OF BELMULLET ELECTORAL AREA COMMITTEE MEETING HELD ON 18<sup>th</sup> JULY, 2005.**

**Proposed by Cllr. G. Coyle  
Seconded by Cllr. M. McNamara**

**Resolved:-**

**“That Minutes of Belmullet Electoral Area Committee Meeting held on 18<sup>th</sup> July, 2005, be noted”.**

**ITEM NO. 15.**

**TO NOTE MINUTES OF CLAREMORRIS ELECTORAL AREA COMMITTEE MEETINGS HELD ON 6<sup>th</sup> SEPTEMBER AND 4<sup>th</sup> OCTOBER, 2005.**

**Proposed by Cllr. T. Connolly  
Seconded by Cllr. P. McHugh**

**Resolved:-**

**“That Minutes of Claremorris Electoral Area Committee Meetings held on 6<sup>th</sup> September and 4<sup>th</sup> October, 2005, be noted”.**

**ITEM NO. 16.**

**TO NOTE MINUTES OF BALLINROBE ELECTORAL AREA COMMITTEE MEETINGS HELD ON 11<sup>th</sup> JULY AND 12<sup>th</sup> SEPTEMBER, 2005.**

**Proposed by Cllr. D. Ryan  
Seconded by Cllr. P. O'Brien**

**Resolved:-**

**“That Minutes of Ballinrobe Electoral Area Committee Meetings held on 11<sup>th</sup> July and 12<sup>th</sup> September, 2005, be noted”.**

**ITEM NO. 17.**  
**TO NOTE MINUTES OF CASTLEBAR ELECTORAL AREA COMMITTEE**  
**MEETING HELD ON 26<sup>th</sup> SEPTEMBER, 2005.**

Proposed by Cllr. P. McGuinness

Seconded by Cllr. A. McDonnell

Resolved:-

“That Minutes of Castlebar Electoral Area Committee Meeting held on 26<sup>th</sup> September, 2005, be noted”.

**ITEM NO. 18.**  
**TO CONSIDER NOMINATING REPRESENTATIVES TO ATTEND LOCAL**  
**ECONOMIC DEVELOPMENT CONFERENCE 2005 – “OWNING AND**  
**SHAPING YOUR FUTURE PROSPERITY – STRATEGIES, CHALLENGES &**  
**BEST PRACTICE” – TO BE HELD IN THE RADISSON SAS HOTEL,**  
**LIMERICK, ON 24<sup>th</sup> NOVEMBER, 2005.**

The Council were informed of the estimated cost of sending a Delegate to this Conference.

Proposed by Cllr. P. McHugh

Seconded by Cllr. P. McGuinness

Resolved:-

“That Cllrs. S. Bourke, M. Holmes, A. McDonnell, J. Munnely and G. Murray be nominated to attend Local Economic Development Conference 2005 – “Owning and Shaping your Future Prosperity – Strategies, Challenges & Best Practice” – to be held in the Radisson SAS Hotel, Limerick, on 24<sup>th</sup> November, 2005”.

**ITEM NO. 19.**  
**TO CONSIDER NOMINATING REPRESENTATIVES TO ATTEND NATIONAL**  
**TOURISM CONFERENCE – “POSITIONING TOURISM – QUALITY OR**  
**PRICE?” – TO BE HELD IN THE FALLS HOTEL, ENNISTYMON, CO. CLARE,**  
**ON 25<sup>th</sup> AND 26<sup>th</sup> NOVEMBER, 2005.**

The Council were informed of the estimated cost of sending a Delegate to this Conference.

Proposed by Cllr. P. McHugh

Seconded by Cllr. P. McGuinness

Resolved:-

“That Cllrs. M. Adams, S. Bourke, F. Chambers, G. Coyle, M. Holmes, A. McDonnell, P. McHugh, M. McNamara, G. Murray, Johnnie O’Malley, A.M. Reape, D. Ryan, E. Staunton and H. Walsh be nominated to attend National

Tourism Conference – “Positioning Tourism – Quality or Price?” – to be held in the Falls Hotel, Ennistymon, Co. Clare, on 25<sup>th</sup> and 26<sup>th</sup> November, 2005”.

**ITEM NO. 20.**

**TO CONSIDER NOMINATING REPRESENTATIVES TO ATTEND NATIONAL CONFERENCE – “PARTNERSHIPS FOR REDUCING YOUTH SUICIDE” – TO BE HELD IN THE KILKENNY ORMONDE HOTEL, KILKENNY, FROM 7<sup>th</sup> TO 9<sup>th</sup> DECEMBER, 2005.**

The Council were informed of the estimated cost of sending a Delegate to this Conference.

Proposed by Cllr. P. McGuinness

Seconded by Cllr. P. McHugh

Resolved:-

“That the Cathaoirleach, Cllrs. S. Bourke, G. Coyle, G. Murray and Johnnie O’Malley be nominated to attend National Conference – “Partnerships For Reducing Youth Suicide” – to be held in the Kilkenny Ormonde Hotel, Kilkenny, from 7<sup>th</sup> to 9<sup>th</sup> December, 2005”.

**SUPPLEMENTARY AGENDA.**

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**ITEM NO. 1.**

**TO CONSIDER PROPOSED CLAREMORRIS LOCAL AREA PLAN AND MANAGER’S REPORT ON SUBMISSIONS AND OBSERVATIONS RECEIVED IN RELATION TO PROPOSED CLAREMORRIS LOCAL AREA PLAN IN ACCORDANCE WITH THE PROVISIONS OF THE PLANNING AND DEVELOPMENT ACTS, 2000 TO 2002 (MANAGER’S REPORT ALREADY CIRCULATED).**

Proposed by Cllr. T. Connolly

Seconded by Cllr. M. Carty

Resolved:-

“That the Council approve the proposed modifications to the Draft Claremorris Local Area Plan as proposed by the Claremorris Electoral Area Committee at Meeting held on 9<sup>th</sup> November, 2005, and as outlined in the Manager’s Report, as circulated, and that these modifications, as proposed, be placed on public display for a further period in accordance with the provisions of the Planning and Development Acts, 2000 to 2002”.



**NOTICES OF MOTION.**

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**It was agreed to defer Notices of Motion (a) to (d) inclusive, as listed on the Agenda, to the December Meeting of the Council.**

**The Meeting concluded at 8.25 p.m.**