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MINUTES OF PROCEEDINGS OF THE SEPTEMBER MEETING OF NENAGH MUNICIPAL DISTRICT HELD IN NENAGH MUNICIPAL DISTRICT CHAMBER AND via ZOOM AT 10.00 AM ON 21st SEPTEMBER 2023

Present in chamber	Cllr's Fiona Bonfield, John Carroll, Joe Hannigan, Hughie McGrath, John "Rocky" McGrath, Phyll Bugler, Séamus Morris and Gerard Darcy
Also Present	Ms. Rosemary Joyce, District Administrator; Mr. Marcus O'Connor, Director of Services; Mr. Barry Murphy, Senior Executive Engineer and Ms. Sinead Moriarty, Staff Officer.
	Planning & Development (via Zoom): Mr. Kieran Ladden, Senior Executive Engineer and Ms. Marie Ryan, Senior Executive Planner.
	Libraries/Cultural Services and Biodiversity: Mr. Damien Dullaghan, County Librarian and Ms. Róisín O' Grady, Heritage Officer
	Roads (Active Travel): Mr. Paddy Crowley, A/Senior Engineer and Mr. Kieran Gibblin, Executive Engineer
Apologies	Cllr. Michael O' Meara
Item 1. To note any Disclosures/ Conflicts of Interest	None
Item 2. To consider and adopt Minutes of July Meeting	It was proposed by Cllr. Morris, seconded by Cllr. H. McGrath and resolved that the minutes of the July Meeting held on 27 th July 2023 be adopted.
held on 27th July 2023	Cllr. Bugler asked if Environment section could be contacted to get clarification on the Litter Campaign and how the grant of €30k would be spent.
Item 3. To receive update from	The report from Planning & Development was circulated to members.
Planning & Development	Cllr. Bugler requested updates on the taking in charge of Ard Coillte and Ballina Quay. Cllrs. Hannigan and Darcy raised concerns about the delays in taking Townfields, Cloughjordan in charge and the issues with Uisce Éireann in relation to same. Cllr. Bonfield welcomed the addition of Newport for the Town Centre First Initiative and enquired about the membership of the group and when meetings will take place. Cllrs. Morris and Carroll raised concerns around the anti-social behaviour that takes places near a restaurant in town. It appears to offer a



Itake-away service and operates outside of the approved hours of 8 to 12. Mr. K. Ladden informed members that the taking in charge for the final section for Millersbrook is progressing. In relation to Ballina Quay, discussions are ongoing with the OPW with respect to flood prevention, pipe work will have to be resized. Work on this is at design stage at the moment. The application has been received and validated and work on the technical side will continue. Mr. B. Murphy informed members that an upgrade is required of the infrastructure for Ballina Quay. He will be visiting the area with a contractor and interim works will be undertaken to address the flooding. Mr. K. Ladden explained that an application for taking in charge has not been received to date from Ard Coilte. The Department has announced funding for work on DPI estates and Townfields has been identified as a potential estate. A working group is currently putting together a policy document on DPIs and it is hoped to have sight of this shortly. This estate cannot be taken in charge until this policy is agreed. M Tierney in Roads is looking at the lights. Ms. M. Ryan stated that Planning will talk to the owner of the restaurant in relation to their licence and will liaise with Gardaí. Ms. R. Joyce said the Town Centre First for Newport will be progressed based on the experience with the Roscrea initiative. The Newport area plan will have to be finalised. She also reminded members. Unpate from Libraries/Cultural Services and Biodiversity was circulated to members. O'Grady stated that make the taken and onations, Ms. R. O'Grady stated that work has taken place on Kilnarath graveyard, the structure is now stabilised and should be protected going forward. The Biodiversity Officer will be in place later in the year. Item 4. Clir.		
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	will work with Rosemary in relation to arranging a visit to the library for members.
Item 5. To consider draft Amenity Area Bye Laws	Ms. R. Joyce explained that the amendment of the Amenity Area Bye-Laws is to address the issue of people jumping off the bridge in Ballina into the water.
and to agree to put same on Public	It was proposed by Cllr. Bugler and seconded by Cllr. Morris and agreed to put the Draft Amenity Area By-Laws on public display.
Consultation	Cllr. Bugler explained that there is concern about the issue especially due to the rocks in the water below and the current. It is very difficult to get a solution to stop this activity but she did enquire about the fact that the amendment only covers half the bridge. Mr. M. O'Connor agreed that it was difficult to know what to do in this situation but the amendment to the Bye-Laws will give the Gardaí powers to deal with people involved. Ms R. Joyce confirmed that the amendment is for half of the bridge as the remainder is under the jurisdiction of Clare County Council. They will be contacted to notify them of the proposed amendment. It will be advertised in the next few weeks and put on public display and then brought back to members.
Item 6. To note Section 38 report on R445 Lisbunny	Mr. P. Crowley outlined to members that 3 submissions were received and these referred to drainage, pedestrian crossings and facilities in the area.
R445 Lisbunny Active Travel Scheme	Cllr. Carroll welcomed the scheme and asked if the crossing will be a raised crossing. Cllr. H. McGrath also welcomed the scheme and asked if it would be possible to continue it to the Cloughjordan Road junction. He enquired if consideration would be given to possible future gas connections, how the scheme will tie into any use for the land that the Council purchased near the town park and the difficulty that may arise when people are coming back in from Lisbunny using the same side of the carriageway which may cause difficulties in relation to space.
	Cllr. Bugler agreed that the pedestrian/cycleway might be too narrow if people coming back into town use the right-hand side and did query if 3 meters is wide enough. She also asked if it would be possible to use a surface that would be able to take rainwater. Cllr. Morris supported the scheme and said money coming into the area was always welcome. He did believe that it was important to bring the scheme to the Cloughjordan junction and that the footpath in the area was very poor. Cllr. Darcy asked if it would be possible to add a filter lane to the junction.
	Mr. P. Crowley said the pedestrian crossing will be a raised crossing similar to what is now in place at the railway station. The scheme is currently awaiting construction approval from the NTA, when additional drainage work was added to the scheme it

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	had to go back to the NTA for approval, at the moment there is no timeline. In relation to the extension of the scheme, it is not possible as the extension would be within the 100kmph zone. The railway bridge also causes a difficulty. If there is high activity in the area there may be the possibility of increasing the width of the carriageway to 4 meters. The active travel scheme will compliment any future projects in the Council owned land at Lisbunny. Mr. B. Murphy stated that the footpath can be looked at but that a detailed assessment of the junction would need to be undertaken. Mr. M. O'Connor agreed that the footpath could be examined but that it was a battle to get the scheme to the industrial estate. The addition of a filter/slip lane may not be a good option, it would increase the width of the junction making it more difficult for pedestrians.
	Cllr. J. McGrath referred to the speed limit review next February and said that people had to cop themselves on and have sense in relation to speed.
Item 7. To advise members of Section 38 process at Abbey Street, Nenagh.	 Mr. M. O'Connor informed members that a number of complaints have been received in relation to this area. The proposal is to pedestrianise under the archway to stop vehicles coming from Kenyon Street for safety reasons. It will be a similar scheme to Hanly's Place which has worked out very well. The detail is yet to be finalised. Clir. H. McGrath welcomed the proposal but asked that consideration would be given to residents on Abbey Street who
	require access to carparking in the area.
Item 8. To agree 3 priority national roads items for inclusion on the Agenda for Annual Meeting	Mr. M. O'Connor explained that the annual meeting with TII will be taking place and each District is to have 3 priority items for this meeting. He suggested the flooding scheme on the N65 at Carrigahorig, N52 North of Borrisokane (Ballylina) and the N52 surface on the bypass. The bypass is in place 22 years and the surface is deteriorating.
with Transport Infrastructure Ireland.	Cllr. Hannigan expressed his doubt about the impact of these meetings every year. Cllr. H. McGrath agreed about the surface of the bypass especially at the roundabouts. Cllr. Darcy asked about the possibility of examining the junctions along the N52. Previously a lot of work was done on the junctions in relation to signage and road markings but TII removed them.
	Mr. B. Murphy agreed about the surface of the N52, especially at the roundabouts as they are the heaviest trafficked areas. Mr. M. O'Connor listed the items as the flooding on the N65 at Carrigahorig, N52 north of Borrisokane and the junctions & surfaces on the N52. He did disagree with Cllr. Hannigan about



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	the effectiveness of these meetings a successful projects, especially the Bor	
Item 9. To approve allocation of funding under Grant Schemes	It was proposed by Cllr. Morris and seconded by Cllr. Bonfield and resolved that in accordance with the terms of the Contribution to Residents Association Scheme payment of grants be made to the following:Residents AssociationRecommendation	
	Carrig Rua Residents Association	Recommendation €200.00
	Rearcross Residents Association	€200.00
		200.00
Item 10. To update members on projects & events	 Newport Town Park: Invitation has issued to the Minister Local Government to perform the facility. Newport Enhancement Plan: 	
	 The Newport Enhancement Plan will First' Plan for Newport and will pro applications to deliver its provision A Town Team will be established to Engagement is continuing with cor will be brought to members for cor 	wide support for funding is. o facilitate this process. isultants and the draft plan
	 Nenagh Historic & Cultural Quarter Consultation with stakeholders is of Documentation for Part 8 is current 	on-going.
	 Nenagh Centre of Excellence: The Design Brief for the procurement currently being finalised. Six companies who were brought f the procurement process will be in Q4 2023. It is aimed to have a Design Team 	orward from Phase One of vited to submit tenders in
	 Nenagh Transport Hub: Engagement with NTA on the deve and the proposed relocation of the Station is on-going. 	lopment of a Transport Hub bus stops to the Railway
	 Rialto, Banba Square Nenagh Briefing was provided by consultant at the July Meeting of Nenagh MD arranged thereafter for members. Following consultation with the Dephousing units it is proposed to provide the providet the provide the provide the provide the provide the provide t	and a site visit was

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Screening is being arran commence.	nged to enable the Part 8	process to
 Donovan, Consulting En preparation of tender do Newport Courthouse and have been appointed to 	val Scheme 2022 de and Viewing Area – Jer gineers have commenced ocumentation for the work d Bridewell Complex – Scr prepare a feasibility study tation process have comm	work on c. roope Design y.
under this scheme – thr payment; seven applica and are awaiting comple	e currently been received ree grants have been proc tions received provisional etion of works/return of plications were refused du nditions of the scheme.	essed for approval
Туре	No. of applications received	No. paid to date
Burial Ground Grants	66	66
Residents Associations	41	35
Clubs & Organisations	78	76
Tidy Towns	30	6
Festivals & Events –	14	4
Municipal		
Festivals & Events –	14	5
Community	14	
for appointment of cons procurement of contract the existing toilet block Centre for Water Sports tender in Q4 2023. • Otter and bat surveys r	the preparation of tender sultants for the detailed de tors and overseeing the d and the construction of a s Activity with a view to go equired as part of the con approval have been comp	esign, emolition of Facilities bing to ditions of Ar
Development at Stereau Casual Trading Bye Law	per in relation to Housing me are at an advanced sta <u>s:</u>	age.
now issued i.e. 2 for Ba	nave been received. 6 lice Illina Riverside Park, 1 for 1 one for Castlelough. On	Dromineer,



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 application is currently awaiting submission of further information. Contact has been made with a number of parties in relation to establishment of working group to consider opportunities for developing a market in Nenagh. This will be further progressed in the near future.
Expressions of Interests for Development Land at Lisbunny Tipperary County Council advertised for expressions of interest from developers and entrepreneurs interested in acquiring a prime 19.2 acre industrially zoned site at Lisbunny Business Park, Dublin Road, Nenagh for immediate development and job creation. The closing date for expressions of interest was 4.30 pm on Friday 9 th June 2023. Applicants who had expressed interest in the development land were invited to provide more detailed proposals by 18 th September. Arrabawn Roundabout at Kenyon Street
Works on the construction of a new roundabout at the end of Kenyon Street are nearing completion. Martyrs Road is now opened to through traffic. One Way System Detailed design on the Nenagh One Way System is currently
 being finalised. Implementation is likely to commence in October. Update from Nenagh Tourist Office & Visitor Centre Notification has been received from Fáilte Ireland that Nenagh Tourist Office & Visitor Centre has been approved to become a
 Fáilte Ireland recognised Community Tourist Office. Events co-ordinated through the Tourist Office across the Historic & Cultural Quarter during Heritage Week were a great success, generating increased footfall in the area and increased business for retailers and also providing entertaining and educational activities for young and old, visitor and local. On Friday 22nd September the Tourist Office in conjunction
 with Nenagh Live will host 'Hope for the Future – Young Composers and Songwriters Showcase' for Culture Night 2023. This will be an intimate showcase of emerging Nenagh based artists performing a selection of new and previous unreleased original material. In October a 'Celebration of Nenagh' is planned in conjunction with Nenagh 800. The numbers who have visited Nenagh Tourist Office & Visitor Centre during 2023 have now reached 7,223. This means that, since the opening in December 2021, almost 15,000 have visited the facility.



	Fáilte Ireland approval the only B&Bs that could be recommended would be B&B approved properties. She will put some thought into the town teams for smaller rural areas. Mr. M. O'Connor agreed that the work on the Railway Station roundabout worked really well and expressed his appreciation to the business communities. If Martyr's Road was not closed the work would have taken longer to complete. There is no date yet for the work on the one-way system but some aspects will be going out to tender. Preparatory work will begin shortly once the
	creamery work is completed. Mr. B. Murphy explained there is still some surfacing work to be completed at the new roundabout and it is expected to be completed in 4 weeks.
Item 11. To receive report on Roads Capital Projects	The report on Roads Capital Projects was circulated to members. Cllr. Bugler thanked everyone involved in work on the bridge in Ballina, it was never going to be easy, however there is a problem with speeding on the R496. Cllr. Carroll agreed with this. Cllr. H. McGrath asked about a proposed start date for the work at Latteragh. Cllr. Bonfield, J. McGrath and Darcy all raised concerns about speeding and the review of the speed limits.
	Mr. M. O'Connor expects the tender for Latteragh would be advertised before the end of the year. There will be some advance works in relation to hedging etc. before the main tender work. The submission on the review of the speed limits will be done on a county wide basis. The definitive document has not been released yet and the review cannot be done without it. People do have to abide by the speed limits.
Item 12. To update members on	The update on the Works Programme was circulated to members.



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Works Programme	The members complimented the work done to date. Cllr. Darcy said the road at Ballinamurra was done early in the roads works programme but some of it appears to be of poor quality and it needed to be looked at again. Cllr. J. Hannigan asked about areas where there was 100/200m left on a road that was not included in the roads programme, would it be possible to do the complete road instead. He also requested an update on the work on the water main at Puckane, as the road works cannot be done until this has been completed. Cllr. Bonfield requested an update on the work on the water main at Castlewaller as the resurfacing of the roads in the area is on hold until the construction of the wind farm is complete. Mr. B. Murphy thanked the members for their comments. He explained that it has been a difficult summer to get the work done and recycling jobs have been most affected. The Roads programme is coming to an end, additional works were carried out in Portroe this year instead of the work over 2 years. The Templederry Bridge and Kilcommon are underway. There are 81 applications for the CIS and 5 were initially approved for LIS with an additional 6 receiving funding. A lot of work is required to get the backlog cleared but there is a new scoring scheme. Applicants get an additional 10 marks for each year they have been on the list. When a road is on the road works programme it is generally a section of the scheme. Mr. B. Murphy said he will follow up on the watermain with Uisce Éireann.
Item 13. To note Engineer's Checklist on roads matters	 Mr. M. O'Connor explained that there is a discussion on a national policy for roads affected by construction of windfarms. Cllr. Darcy raised concerns about the hedge-cutting at junctions, TII did some work about a month ago but it should have been done earlier in the summer. Cllr. J. Carroll asked about a filter lane at Hogan's Pass and at the R445 Boher/Ballina junction. Cllr. Bugler supported the request for the filter lanes and said the markings and cat's eyes are also very poor on the R445. Cllr. Hannigan requested an update on the dip in the road at the Portumna side of Carrigahorig and the hedging along the Ferbane Road. The hedges need to be cut as they can damage mirrors but barriers would need to be put in place as it is a bog road with a drop at the side. Mr. B. Murphy explained that the issue on the bog road is very difficult, the road is floating above the bog and it is very difficult to put in barriers safely. When the hedges were cut 2 cars came off the road. The TII are opposed to filter lanes, 800 cars a day need to be turning off before a filter lane would be considered. If a filter lane is introduced, the road would have to be 10m wide and you would have to be confident the filter lane could help with safety.

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Item 14. To consider	Cllr. Morris withdrew this Notice of Motion 2647.
Notices of Motion	Notice of Motion No: 2647 submitted by Cllr. S. Morris That this council sets up a local fund like the Roads Tertiary Funds for councillors to allocate to estates where the management companies or residents associations have stopped functioning for grass cutting.
	Notice of Motion 2658 was proposed by Cllr. Bonfield and seconded by Cllr. Carroll.
	Notice of Motion No: 2658 submitted by Clir. F. Bonfield That Tipperary County Council facilitate that the section of road at Lissenhall School at Capparoe in Nenagh be salted during our salting route in the Nenagh District following on from a number of requests from residents on this road and parents of children attending this school, where last winter resulted in a number of accidents here. There are also three creches along this route also.
	Response was given to Cllr. Bonfield as follows:
	Tipperary County Council maximises its available resources in salting over 1,000km of roads, in accordance with our Winter Maintenance Plan. This is more than comparable counties, countrywide. Priority is given to roads with high traffic volumes. Tipperary County Council spends over €1m per annum on its salting programme. The Council regularly receives requests to include roads servicing various facilities from all over the county, but unfortunately, it is not logistically or financially possible to take on additional routes.
	Cllr. Bonfield knew the answer she was going to get but had been asked to submit the notice of motion and stated that the issue will probably come up again. Cllr. Hannigan said there is the same issue at Kyle National School, and asked if schools could be given an allocation of a certain amount of salt. Mr. M. O'Connor explained that this would not be an option, it is a big responsibility and it has to be done correctly. The council have gone to additional places in the past.
	Notice of Motion 2668 was proposed by Cllr. J. McGrath and seconded by Cllr. Carroll and agreed unanimously.
	Notice of Motion No: 2668 submitted by Cllrs. J. McGrath, Hannigan, Darcy, O'Meara, Bugler, H. McGrath, Bonfield, Carroll and Morris



We hereby request Tipperary County Council to register Kilboy Burial Ground in the ownership of Tipperary County Council. Response was given to members as follows: This Notice of Motion refers to Kilboy Burial Ground, which is located at Kilboy, Dolla, Silvermies, Nenagh, Co. Tipperary. Tipperary County Council will commence the process of the registration of this burial ground in its ownership. Notice of Motion 2659 was proposed by Cllr. Bonfield and seconded by Cllr. H. McGrath. Notice of Motion No: 2659 submitted by Cllr. F. Bonfield That Tipperary County Council inspect and carry out some reinstatement works on a section of road in Glenwood Housing estate in Newport (near residences 21, 22, 23 etc) that over the years has deteriorated. This estate is in the control of the council. Response was given to Cllr. Bonfield as follows: The road has been inspected by the Area Engineer. The estate road is generally in good condition but there are localised defects which appear to be related to underground water services. The Council will refer the matter to Irish Water for further investigation. Following completion of the investigation and any subsequent repairs by Irish Water, the Council will reinstate the section of road in poor condition. Cllr. Morris withdrew Notice of Motion 2677. He stated that there are 166 homeless and that the same rules and regulations should be used to address this issue and another motion will be submitted in the future. Notice of Motion No: 2677 submitted by Cllr. Morris This MD calls on the full council to support our request that the European Union (Planning and Development) (displaced persons from Ukraine temporary protection) regulations 2022 be amended to include the call for a Strategic Environmental Assessment to be carried out with each proposed development planned. The reason for this is simply the reason for SEAs, in general, are we Cllrs should ensure wherever we are building modular homes or taking over a building to house refugees we

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	should ensure that wraparound services are in place i.e. medical facilities, wastewater and water facilities, school facilities and of course, garda cover before the department of children equality, disability and integration and youth get permission to get put in rapid build programmes in place. It is particularly poignant in Tipperary North that we consistently have the worst Trolley numbers in the state with only 1 model 4 Hospital serving 425,000 people when it was originally designed to serve 350,000 and has added 5,000 refugees already in the last 2 years to an already broken system that we protect both citizens and our refugees.
Item 15. To note Delegated Employees Orders	Noted.
Item 16. To consider items of correspondence	None
Item 17. Votes of Sympathy/ Congratulations	 Votes of Congratulations: Oliver Kieran Quest Ballina on the successful Quest Event Ardcroney Football Club on winning the NT&DL Premier Shield Sharlene Mawdsley on her performance at the World Athletic Championships Votes of Sympathy: Brohan Family, on death of Frank, R.I.P. Vivian Cahalane, on the death of his wife Carol, R.I.P.
Item 18. Any other business.	Cllr. Bugler complimented the mural on Sarsfield Street and thought a mural at the pumphouse in Ballina would be appropriate. She also referred to the need to have a policy to deal with ash dieback. Cllr. Hannigan raised the issue of the reeds along the lake. Growth has accelerated over the last number of years. They seem to be taking over the area and he asked whose job it is to control them. He also asked about the possibility of having a discussion on water quality. Cllr. Darcy agreed with the issue of the reeds but did acknowledge that the area is a special area of conservation so a report will be required before any work can be carried out. Cllr. Bonfield asked about financial support for the Lough Derg Search and Rescue. Ms. R. Joyce questioned if the local authority has an entitlement
	to do anything in relation to the reeds but she will contact Waterways Ireland. LAWPRO will now be attending the district



meetings every quarter and water quality can be discussed with them at those meetings.

This concluded the business of the meeting, a true copy of which we hereby certify:-

Date: 19/10/2023Date: 19/10/2023, Signed: Clir. John 'Roc Oathaoirleach 'Rocky' McGrath

Signed:

Ms. Rosemary Joyce **District Administrator**

