

**Minutes of April Meeting of Tipperary-Cahir-Cashel Municipal  
District hosted in the Council Chamber, Civic Offices,  
Tipperary Town and held remotely  
on Monday 26<sup>th</sup> April 2021 at 11am**

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**Members Present:** Councillor John Crosse, Cathaoirleach  
Councillor Micheál Anglim  
Councillor Tony Black  
Councillor Declan Burgess  
Councillor Michael FitzGerald  
Councillor Mary Hanna-Hourigan  
Councillor Roger Kennedy  
Councillor Máirín McGrath  
Councillor Andy Moloney  
Councillor Marie Murphy  
Councillor Annemarie Ryan (Shiner)

**Officials Present:** Mr. Pat Slattery, District Director  
Mr. Anthony Coleman, District Administrator  
Mr. Paddy Crowley, District Engineer  
Ms. Mairead Ryan, Staff Officer  
Ms. Marion O'Neill, S.E.O., Environment  
Ms. Orla Kelly, A.O., Environment  
Mr. Ruairí Boland, S.E.E., Environment  
Mr. Damien Dullaghan, County Librarian  
Ms. Melanie Scott, Arts Officer

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Mr. Anthony Coleman, District Administrator, commenced the meeting with the meeting prayer. He called the roll and confirmed that all the Municipal District members were present. The Cathaoirleach welcomed everyone to the meeting. He began the meeting by reminding the members of the standing orders for the Municipal District meeting.

### **1.1 Disclosures/Conflicts of Interest**

There were no matters notified to the meetings administrator.

### **2.1 Minutes of Tipperary-Cahir-Cashel Municipal District March Meeting held on 22<sup>nd</sup> March 2021**

Councillor Ryan (Shiner) asked that the following be amended in the minutes under item 3.8 District Administrator's Report – Tourism Plan should read Action Plan and the submission related to the

N24/N74 works; this was noted and agreed. Following this, the minutes of the Tipperary-Cahir-Cashel Municipal District February meeting held on 22<sup>nd</sup> March 2021 were adopted on the proposition of Councillor Roger Kennedy, seconded by Councillor Marie Murphy.

### **Matters arising from the minutes**

Councillor Kennedy indicated that the housing development at Waller's Lot, Cashel is off the agenda due to flooding issues. He expressed his concern that there are no other council lands available to build family homes in Cashel and asked if anyone is aware of suitable lands to contact the Housing Section.

Councillor Murphy referred to the response to her joint motion ref no. 2014 with Councillor Anglim and asked that a speed survey be considered for this area.

### **3.1 Environment & Climate Change Directorate Report**

The Cathaoirleach welcomed staff from the Environment Section to the meeting. Ms. Marion O'Neill referred to the report circulated with the agenda and indicated that Environment Section staff would take any questions from members.

It was agreed that Councillor Black's motion no. 2137 would be taken at this stage.

### **5.11 Councillor Tony Black (Ref. 2137)**

That this Council install covert CCTV cameras in the laneway behind Cashel Road and Sean Allen Terrace, Tipperary town. It has become a particularly bad dumping and littering black spot. The residents are tired of dumping incidents and of incidents where dumped material has been set alight. CCTV may help catch the culprits and bring these incidents to an end.

### **Reply**

*The Environment & Climate Action Section will conduct a review of the site and cleanup the area in association with the MD. Signage will be erected at the entrance to the laneway which is an open access area which makes it unsuitable for CCTV.*

*Additionally the enforcement officers will carry out a household waste management survey to determine how people in the area are disposing of their household waste.*

The motion was seconded by Councillor Hanna Hourigan who said that she was shocked at the dumping in the area. The motion was also supported by Councillors Crosse and Kennedy. Ms. O'Neill indicated that it is an open access area so there are privacy issues but indicated that she will work with the Municipal District to sort this issue. Councillor Murphy expressed her concerns about the legislation in this area and asked was it fit for purpose. She asked if there is a waiting list for CCTV for litter black spots in the District. In response Ms. O'Neill indicated that the Environment Section is seeking funding for black spots in 3 locations in the District. She also indicated that there are plans to update the legislation regarding use of CCTV and video footage for enforcement and prosecutions.

Councillor Ryan (Shiner) indicated that there are environmental issues in Glen Court in Emly. She said that there is a recently formed residents association and asked if they can be assisted. She highlighted the derelict sites in the estate and asked that these be addressed. This was supported by Councillor Black. Councillor Kennedy asked for an update on the derelict site at 9 Treacy Villas, Cashel. Councillor McGrath asked what is the process to acquire the big belly bins saying that one is needed for Newcastle village or alternatively the bins are emptied more frequently. Councillor Murphy asked what plans the Council have to deter littering in the countryside; is the modified machine developed by Tony Wynne still in operation and there is also an issue with rubbish in Clogheen. Councillor Moloney indicated that there is dumping at the clothes bank in the car park in Cahir and asked if the CCTV at the toilets could focus on the clothes bank also. Councillor Kennedy asked regarding the council policy on dumping/disposal of grass cuttings.

In response, Ms. O'Neill agreed to look at the houses in Emly and indicated that they can assist the residents committee. Councillor Ryan (Shiner) indicated that she would forward details of the owners of the properties involved. Ms. O'Neill agreed to revert with an update on 9 Treacy Villas, Cashel. She said there are considerable costs with the big belly bins and funding has been sought for these and they will be looking at locations in the District where they could be provided. She indicated that there is a plan regarding fast food outlets to develop a roadside programme for this type of littering. She agreed to check the position regarding the machine but believes that it is no longer in operation. Councillor Murphy asked if the machine can be put back in use as it was very useful for cleaning the roadside verges. Ms. O'Neill agreed to look at the issue in Cahir car park. She agreed to check the position regarding the disposal of grass cuttings.

### 3.2 Culture & Library Services Directorate Report

The Cathaoirleach welcomed Mr. Damien Dullaghan and Ms. Melanie Scott to the meeting. Mr. Dullaghan referred to the report circulated with the agenda and indicated that they would take any questions from the members.

Councillor Ryan (Shiner) thanked Melanie Scott for her assistance to Tipperary Task Force who made an application for the Creative Places Scheme; a decision on these applications is due in July. Councillor Murphy asked for a timeline in relation to Cahir Library's move to the Cahir Granary building.

In response Mr. Dullaghan indicated that they are currently at the detailed design stage for the Cahir Granary building and it is hoped to be out for tender in quarter 3; he hopes that the works will commence before year end with a view to completion by late 2022, this, he said, is subject to easing of Covid restrictions.

### 3.3 Approval of Additional Tidy Towns Grant Allocations 2021

On the proposition of Councillor Roger Kennedy, seconded by Councillor Declan Burgess, the additional Tidy Towns Grant Allocations 2021 were agreed as follows:

<b>Tipperary-Cahir-Cashel Municipal District</b>		
<b>Tidy Towns &amp; Residents Association Grants 2021</b>		
<b>Additional Applications</b>		<b>ALLOCATION 2021</b>
<b>No.</b>	<b>NAME</b>	
1	Churchview Residents Association, Lattin, Co. Tipperary	€1,000.00
2	Cullen Tidy Towns, Cullen, Co. Tipperary.	€1,000.00
3	Emly Tidy Towns, The Cross, Emly, Co. Tipperary	€2,000.00
4	Golden Villages Tidy Towns	€1,200.00
5	Lattin Tidy Towns, Lattin, Co. Tipperary	€1,200.00
6	Rockview Residents Association	€1,000.00
7	Rosemount Heights Residents Association, Cahir	€600.00
8	Thomastown Tidy Towns, Co. Tipperary	€1,200.00
9	Woodlawn Residents Association, Cashel, Co. Tipperary	€600.00
	<b>TOTAL</b>	<b>€9,800.00</b>

### **3.4 Approval of Additional Burial Ground Grants Allocations 2021**

On the proposition of Councillor Roger Kennedy, seconded by Councillor Marie Murphy, the additional Burial Ground Grants Allocations 2021 were agreed as follows:

<b>Tipperary-Cahir-Cashel Municipal District</b>		
<b>Burial Maintenance Grants 2021</b>		
<b>Additional Applications</b>		
<b>No.</b>	<b>NAME</b>	<b>ALLOCATION 2021</b>
1	Duhill Burial Ground Committee, Ballygarrane, Cahir	€887.00
2	Dangan-Dargan Maintenance Committee, Golden, Cashel	€735.00
3	Rossmore Church Grounds, Clonoulty, Cashel	€665.00
4	St. John the Baptist Church, Clonoulty, Cashel	€665.00
5	Toem (Kilbeg) Burial Ground, Toem, Co. Tipperary	€665.00
6	Tubrid Burial Ground Committee, Scartana, Cahir	€735.00
	<b>TOTAL</b>	<b>€4,352.00</b>

### **3.5 Approval of Additional Works under Municipal Roads Programme 2021**

On the proposition of Councillor Máirín McGrath, seconded by Councillor Roger Kennedy, it was resolved:

*"That in accordance with Section 103 of the Local Government Act 2001, as amended by Section 58 of the Local Government Reform Act 2014,*

- a. the Schedule of Municipal District Works (SMDW) as amended for the financial year ending 31<sup>st</sup> December 2021 as presented, be and is hereby adopted, and*

*where relevant, that any subsequent changes to the Schedule necessitated by either an inability to proceed with certain works or by emergency repairs elsewhere may be implemented subject to notification to the members as soon as may be and that the works*

*so deferred may be considered for inclusion in the Schedule for the next financial year.*

### **3.6 District Administrator's Report**

The District Administrator's Report was circulated to the Members with the agenda.

Councillor McGrath asked if an application for funding was made for Newcastle playground. Councillor Murphy welcomed the appointment of consultants for the Cahir Market House project saying that the costs were high. She also asked how many CLÁR funding applications have been submitted; she referred to the rollout of the Eir new urban fibre to home project in Cahir and asked if this refers to the town or the wider area. Councillor Burgess expressed his disappointment that Cashel Town Park grant application was not successful for Rural Regeneration and Development Fund (RRDF). He asked if the feedback from the Department can be shared with the Members. Councillor Moloney indicated that some playground equipment from Cahir playground is being auctioned this weekend, he also said that the committee have nearly raised the funding they require for the playground.

In response the District Administrator confirmed that an application for Newcastle playground has been submitted. Regarding Cahir Market House and the appointment of consultants for detailed design stage, he indicated that this was after a tender process which was publically advertised. He indicated that an RRDF application for category 1 funding will be submitted when the next round of funding is advertised. He indicated that the urban fibre project is primarily in Cahir town; he said that the NBI scheme is initially focussed on the rural areas around Tipperary town. He said he didn't know the number of CLÁR applications but would get an update from Community and Economic Development. He acknowledged the disappointment regarding Cashel Park application but indicated that all funding opportunities will be explored, and the council will continue to seek funds to deliver this important project for Cashel.

### **3.7 District Engineer's Report**

The District Engineer's Report was circulated to the Members with the agenda. He thanked the Members for their approval of the 2021 Schedule saying that there will be €16.6m spent across the District in the coming year. He updated the members with the following

- Department has sanctioned a safety scheme for Burncourt
- District has received an allocation of €1.2m for Active Travel - a programme for these monies will be finalised in the coming weeks
- Department has given consent to sign the contract for the Market Yard project
- Inch Field in Cahir will be closed for 2 weeks to complete works
- High Kings Loop will be closed for a week in mid May

Councillor McGrath asked for an update on the rollout of the LIS and CIS schemes. Councillor Burgess asked for an update on the Friar Street Car Park in Cashel. Councillor Hanna Hourigan asked what works will the Active Travel allocation cover and will the proposal be brought before the Members. She also wished Mr. George Tate, G.S.S., well on his retirement. Councillor Ryan (Shiner) asked when will works at the Market Yard start and what is the duration of the works. Councillor Kennedy highlighted 2 roads where works have not been completed at the boundary with the Thurles MD area at Rossmore and Marlow and asked if this can be addressed.

In response the District Engineer indicated he had brought a list of the CISs for 2020-21; he indicated that he would bring an updated list to the next meeting. Regarding the LISs, he said that the closing date for the scheme is shortly and following that he will update the members with the list of applications. He indicated that work on the Friar Street Car Park would be later in the year. Regarding the Active Travel, he indicated that a comprehensive list had been submitted to the Department; he agreed to come back to the members when he has the details and hopes that this scheme will form a 5-year programme. Regarding Market Yard, he said a letter of intent has been issued to the contractor and is awaiting confirmation of a start date and added that works have been delayed due to Covid restrictions. He indicated that he was aware of the issue in Rossmore and agreed to look at the issue in Marlow, Clonoulty.

Councillor Kennedy reminded the members of the workshop with Roads Section to be held this Wednesday and he asked members to make the case for funding for roads in this Municipal District.

#### **4.1 Chief Executive/Delegated Office's Report**

The report was noted and taken as read.

### **5.1 Councillor Andy Moloney & Councillor Declan Burgess (Ref. 2116)**

Could the District please give an update on previous motion for a cycleway from Cahir to Cashel and progress on the feasibility study stage.

#### **Reply**

*Funding has been secured under the Active Travel funding stream to development a feasibility study for the proposal. Tender documents are currently being developed to appoint a consultant for the project.*

This motion was seconded by Councillor Roger Kennedy.

Councillor Burgess expressed the view that it is important to keep this on the agenda, suggesting developing the route in stages. Councillor Kennedy suggested that it be discussed at a workshop meeting.

### **5.2 Councillor Declan Burgess (Ref. 2118)**

That we urgently assess the Ruan-Laffina road in Clonoulty for resurfacing and strengthening works and ensure its consideration for the next road work programme.

#### **Reply**

*This road will be considered for inclusion in future road works programmes.*

This motion was seconded by Councillor John Crosse.

Councillor FitzGerald was disappointed with the reply. In response the District Engineer indicated that he will be proposing the new works programme which will be agreed by the Members.

### **5.3 Councillor Declan Burgess (Ref. 2119)**

In the interest of safety that this Municipal District considers resurfacing and re-lining Wesley Square on the Main Street in Cashel.



## **Reply**

*Upgrade works to Wesley Square will be considered as part of the Failte Ireland Destination Town project and we would hope to appoint a design team for this project in the next number of months.*

This motion was seconded by Councillor Roger Kennedy.

## **5.4 Councillor Máirín McGrath (Ref. 2114)**

That Tipperary Planning Authority would take necessary & immediate action to save the historical Knocklofty House, an 18th Century Protected Structure of architectural, artistic, historical and social significance and work with the other relevant authorities to ensure the restoration of its character.

### **Reply**

*The Planning and Development Act 2000, (as amended) sets out a legal framework for the protection of built heritage and requires that Development Plans incorporate a Record of Protected Structures (RPS). Buildings or structures included in the RPS may have particular importance in terms of special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.*

*Knocklofty House is listed on Tipperary County Councils Record of Protected Structures (Protected Structure Register Reference S168) and there is a statutory obligation on the owner of a protected structure to ensure the structure does not become endangered (Section 58 of the Planning and Development Act 2000, as amended).*

*The Planning Authority is currently assessing the situation with regard to Knocklofty House and will engage with owners/occupiers of such properties where necessary, to come to a satisfactory resolution with regard to the protection of the built heritage of the County. To this end, the Enforcement Officer has carried out a site inspection and a report with a recommendation will be prepared for the A/Senior Executive Planner for consideration, having regard to the provisions set out in the Part IV (Architectural Heritage) and Part VIII (Enforcement) of the Planning and Development Act 2000, as amended which can be utilised as necessary and appropriate.*

This motion was seconded by Councillor Andy Moloney.

Councillor McGrath said that it is desirable that the building is weather proofed and sealed up and she is happy that the Council is taking steps in the matter. Councillor Moloney expressed the view

that it is limited what the Council can do in these matters, as the property is privately owned.

### **5.5 Councillor Michael Fitzgerald (Ref. 2117)**

That this Council would provide a footpath or walk way from Longford Bridge to Cordangan in the interest of road safety for the many people that walk to town on this stretch.

#### **Reply**

The provision of a walking/cycling lane along the National Road (N24) outside the urban zone wouldn't be encouraged by Tipperary County Council. Tipperary County Council has recently secured funding from the NTA to assess the provision of providing a footpath along the Bansha Road within the 50km/hr speed limit zone.

This motion was seconded by Councillor Tony Black.

This motion was taken along with 5.10. The District Engineer indicated that there is no adequate footpath on the route and will provide a footpath within the 50km limit. There are tight spots on the route and he has secured money for design work, but his priority is to do the work right and safely.

### **5.6 Councillor Andy Moloney (Ref. 2120)**

That this Council consider a path to link the village of New Inn with the Co-op at Outrath as it would complete a looped walk and also service people walking to the farm shop.

#### **Reply**

*Tipperary County Council will assess the area for suitability of new footpath installation. Funding will need to be sourced through Active Travel or a similar scheme.*

This motion was seconded by Councillor Michael Fitzgerald.

### **5.7 Councillor Andy Moloney (Ref. 2121)**

That historical buildings owned by NAMA and vulture funds enter into a maintenance plan with the local planning section within 3 months of their takeover.

## **Reply**

*The Planning and Development Act 2000, (as amended) sets out a legal framework for the protection of built heritage and requires that Development Plans incorporate a Record of Protected Structures (RPS). Buildings or structures included in the RPS may have particular importance in terms of special architectural, historical, archaeological, artistic, cultural, scientific, social or technical interest.*

*Maintenance works are generally the responsibility of the owner or occupier of the building and not of the planning authority. However, the authority can provide appropriate assistance in achieving these works in the form of aid (whether financial, materials, equipment or services) and of advice given formally through a declaration under Section 57 of the Planning and Development Act, 2000, as amended or informally in another context. Financial assistance is available under the Built Heritage Investment Scheme for the repair and conservation of structures that are protected under the Planning and Development Acts. This Scheme aims to support intensive small scale conservation projects across the county. Grants are also available under the Historic Structures Fund which is administered by the Department for Culture, Heritage and the Gaeltacht and Tipperary County Council for larger scale conservation works to structures and buildings for the broader benefit of communities and the public.*

*The Planning Authority will engage with owners/occupiers of such properties (regardless of ownership) where necessary, to come to a satisfactory resolution with regard to the protection of the built heritage of the County. Mechanisms set out in the Part IV (Architectural Heritage) and Part VIII (Enforcement) of the Planning and Development Act 2000, as amended or, if appropriate, a notice under Section 11 of the Derelict Sites Act 1990 can be utilised as necessary and appropriate*

This motion was seconded by Councillor John Crosse.

Councillor Moloney said that these buildings bring down the tone of our towns, villages and countryside where volunteers are working to improve these areas, He suggested that the Environment Section need stronger powers to deal with these buildings. Councillor FitzGerald also suggested that protected structures need to be reviewed as part of the review of the County Development Plan. Councillor McGrath supported the motion but said that it is important to have a balance between protected structures and protecting historical buildings.

## **5.8 Councillors Michael Fitzgerald (Ref. 2133)**

In conjunction with the N74 realignment at Ballyhurst, that the open drain outside the premises of Matthew and Joanne Crowe be filled in, in the interest of safety.

### **Reply**

*The Capital design team working on the Ballyhurst project are currently reviewing the proposal to pipe this drain, such a proposal would be subject to the approval of Transport Infrastructure Ireland.*

This motion was seconded by Councillor John Crosse.

## **5.9 Councillor Annemarie Ryan (Shiner) (Ref. 2135)**

That this Municipal District apply for funding under the Outdoor Dining Enhancement Scheme (Part 2) for Tipperary Town. 'Part two of the Scheme relates to weatherproofing and outdoor dining infrastructure which focuses on the development of medium to large scale permanent public dining spaces in towns and centres in preparation for welcoming back visitors when it is safe to do so. Funding allocated under part two will enable Local Authorities to develop permanent outdoor public dining spaces in towns and urban centres, similar to those that exist in various European cities.

### **Reply**

*Every consideration will be given to all eligible areas of the Tipperary-Cahir-Cashel Municipal District.*

*Each District has been requested to put forward expressions of interest for this scheme and a decision on applications to be submitted to Fáilte Ireland will be made by an assessment team. Each county is confined to one or two projects, and the chosen project should be in a pedestrianised area with at least three cafes, restaurants and bars in close proximity.*

This motion was seconded by Councillor Tony Black.

Councillor Ryan (Shiner) asked that Tipperary Town be considered for this scheme. She also asked for an update on the lease of the Aldi Plaza. The District Administrator indicated that he has been in contact with Aldi and a meeting has been arranged and he will update further after that meeting.

### **5.10 Councillor Annemarie Ryan (Shiner) (Ref. 2136)**

That this Municipal District explore the provision of a separate walking/cycling lane from the where the L8215 (Cordangan) meets the N24, along the route into Tipperary town.

#### **Reply**

*The provision of a walking/cycling lane along the National Road (N24) outside the urban zone wouldn't be encouraged by Tipperary County Council. Tipperary County Council has recently secured funding from the NTA to assess the provision of providing a footpath along the Bansha Road within the 50km/hr speed limit zone.*

This motion was seconded by Councillor Tony Black.

### **5.11 Councillor Tony Black (Ref. 2137)**

This motion was discussed at agenda number 3.1 above.

### **5.12 Councillor Tony Black (Ref. 2138)**

That this council take away a section of the wide footpath beside 44 Glenview Square, Tipperary town in order to provide residential parking.

#### **Reply**

*The Municipal District will assess and review the car parking quantum available to residents of Glenview Square.*

This motion was seconded by Councillor Annemarie Ryan (Shiner).

### **5.13 Councillor Tony Black (Ref. 2139)**

That this council will install speed ramps or traffic calming measures on Station Road, Dundrum.

#### **Reply**

*The Municipal District Staff will assess Station Road in Dundrum for appropriate traffic calming measures in line with Tipperary County Council Traffic Calming Policy should such measures be deemed necessary.*

This motion was seconded by Councillor John Crosse.

## 6.1 Votes of Congratulations

A vote of congratulations was extended to

- Orla O'Dwyer of Boherlahan on winning the AFLW final in Australia with Brisbane Lions;
- Ameer-Leigh Murphy Crowe on her performance against Italy in the Six Nations scoring 2 tries;
- George Tate, GSS, on his retirement.

## Votes of Sympathy

A vote of sympathy was extended on the death of the following:

Denis Shanahan of Cloghast, Garryspillane, Limerick.

## 7.1 Any Other Business:

Councillor FitzGerald highlighted that signage for the Market Yard, Tipperary is facing the wrong way.

The District Administrator reminded the members that the Community Safety meeting is being held tomorrow Tuesday 27<sup>th</sup> April at 11am.

**This concluded the business of the Municipal District meeting.**

Signed/  Dated/ 24/5/2021  
Cathaoirleach

Signed/  Dated/ 24/5/2021  
District Administrator