



MINUTES OF PROCEEDINGS OF THE SEPTEMBER MEETING OF NENAGH MUNICIPAL DISTRICT HELD VIA ZOOM AT 10.00 AM ON 16th SEPTEMBER 2021

Present	Cllr's Fiona Bonfield, John Carroll, Joe Hannigan, Hughie McGrath, John "Rocky" McGrath, Michael O' Meara, Phyll Bugler, Séamus Morris and Ger Darcy
Also Present	<p>Mr. Eamonn Lonergan, A/Director of Services; Ms. Rosemary Joyce, District Administrator; Mr. Barry Murphy, District Engineer and Ms. Sinead Moriarty, Staff Officer.</p> <p>Planning: Ms. Marie Ryan, A/Senior Executive Planner; Ms. Ann Marie Devanney, Senior Executive Planner; Mr. Kieran Ladden, SEE Engineer</p> <p>Water Services: Mr. Gerry Robinson, SEE Engineer</p> <p>Roads: Mr. Liam Brett, Senior Engineer</p>
Apologies	Marcus O' Connor, Director of Services
Item 1. To note any Disclosures/ Conflicts of Interest	None
Item 2. To consider and adopt Minutes of July Meeting held on the 15th July 2021	<p>It was proposed by Cllr. J. Carroll, seconded by Cllr. J. McGrath and resolved that the minutes of the July Meeting held on 15th July 2021 be adopted.</p> <p>Cllr. Bugler enquired when the works at Boru Court would be done. Mr. B. Murphy confirmed that these works will be carried out once the roads works programme has been completed.</p>
Item 3. To receive update from Planning Section	<p>The report from Planning Section was circulated to members.</p> <p>Cllr. Morris enquired about the membership of the steering groups for the URDF and RRDF projects, if the buildings on Martyr's Road have been secured yet, Stereame, the digital hub and the Rialto. Cllr. Darcy welcomed the progress on Townsfields, Cloughjordan. Cllr. Bugler welcomed the progress on Ard Abhainn and enquired about the area plan for Ballina. Cllr. J. Carroll referred to Rosehill, Newport.</p> <p>Cllr. Hannigan asked for clarification on the right of way for the treatment plant in Cloughjordan and the effect on the Taking in Charge of Townsfields. He also asked why public representatives</p>



	<p>are not on the steering committees and the areas near villages that are serviced by mains but are not zoned areas.</p> <p>Mr. Ladden outlined that the DBI in Cloughjordan has been inspected and refurbishment not replacement would be sufficient for the scheme. The right of way has been marked and needs to be registered, no issues have arisen with this.</p> <p>Ms. A. M. Devaney informed members that a very successful County Development Plan webinar with the PPN was held on the previous night. An additional one will be held next week with Comhairle na nÓg and a further one for the general public – date to be confirmed. Planning has been very happy with the interactions on Facebook and Twitter in relation to the County Development Plan. A Serviced Land Assessment and a Zoning Needs Assessment have been carried out. Workshops were held with the Districts and the County Council on the Settlement Plans at which the differences between existing zoning and proposed zoning were outlined. The capacity of WWTP does not affect zoning, zoning is based on projected needs.</p> <p>Ms. R. Joyce explained that the members of the URDF Steering Group were representatives from the County Council, Tipperary Energy Agency, North Tipperary Development Company and LIT, the members of the RRDF group are from the County Council, Fáilte Ireland and the OPW. It would not be appropriate to have an elected member on the steering group as they will be deciding on any relevant Part VIII's that may arise. Tenders are being prepared in respect of housing development at Stereame. Interested parties are being invited to tender for the provision of housing on a phased basis. The application for a digital hub was unsuccessful as it was a greenfield site. Town centre brownfield sites are favoured under the RRDF. The acquisition of the buildings on Martyr's Road has not yet been finalised but agreement has been reached in relation to same. The application for the Rialto has been submitted for funding to bring the project from Design to Planning Stage. Cllr. Morris praised the work being done by the project teams in identifying projects and securing funding for same.</p> <p>Ms. M. Ryan outlined that the reason a decision has not been made on some of the planning applications is the fact that a request for further information has been sent out. A webinar was held in May with agents with a very successful outcome and it may be possible to run a similar one again.</p> <p>Mr. E. Lonergan advised that planning applications are up 20%. He also referred to the planning applications received in respect of Lisbunny Industrial Estate and stated that these would be significant developments for the town.</p>
Item 4.	The report from Water Services was circulated to members.



**To receive
update Water
Services**

Cllr. Morris outlined that he had asked for a Notice of Motion to be added to the agenda for this meeting for an independent review to be undertaken on the Midlands & Eastern Water Supply Project, but it was refused. He believes this project has the potential to do massive damage to the area and the amount of funding that is required to fund it could be used to fund a lot of other projects. Cllr. Morris stated that this project was to be completed by 2022, but Irish Water are behind schedule in delivering this and other projects are put on hold as a result. Cllr. Morris asked members to agree to send a letter to Irish Water out-lining their stance on the project.

Cllr. Carroll raised the issue of the WWTP in Ballycommon and the difficulties of 13 houses that are not connected to the system. He said there were 9 outages last year. Cllr. Bugler asked if it would be possible to bring forward the estimated construction date of the WWTP in Ballina to before Q4 2022. She also raised recent breaks on the Birdhill to Ballina road, Grange Road and Cullenagh. Cllr. Darcy also raised the issue of the problems with connections to the scheme in Ballycommon, drawdown of funding for group schemes and the possible takeover of these schemes. He also asked that the Cloughjordan scheme would be kept high on the agenda as it is at a critical point.

Cllr. Hannigan supported Cllr. Morris on the project to take water from Lough Derg. He stated that a lot of the plants in the area are at capacity. He also requested an update on the watermain going into Puckane as the road cannot be upgraded until the watermain has been replaced. Cllr. Hannigan also requested clarification on the DBO scheme in Terryglass and what will happen once the term is complete.

Cllr. Bonfield asked about the new items on the report on the National Certification of Authorisation Program and Wastewater Pumping Station Program. Cllr. R. McGrath enquired if anything can be done about the plant in the Silvermines.

Mr. G. Robinson informed members that a new pipeline is required for Ballycommon. One option is that people fund this themselves. A group sewerage scheme is another option. A meeting can be set up with locals and members to discuss. Reports have been submitted on Puckane and it is hoped work will be done this year. Submissions have been made on the pipeline in Birdhill where the bursts occur. A substantial amount of pipeline needs to be replaced. The pumping station program is looking at operations to make them more efficient. Planning permission has been granted to upgrade the WWTP in Borrisokane under the National Certification of Authorisation Program. Water Services are constantly in contact with Irish Water to try to get them to look at Silvermines. If groups are



	<p>having difficulty getting funding drawn down they should contact staff in Water Services. The contract term for the DBO scheme in Terryglass is 7 or 8 years away from expiring and a decision on what will happen will not be made until closer to the time. The contract may be extended, Irish Water may take it over or it may be taken over by the Council. Disinfection programs are being rolled out in Lorrha, Newport, Borrisokane and O’Gorman’s Well.</p> <p>Ms. R. Joyce explained that Cllr. Morris’s Notice of Motion was referred to the Corporate Policy Group and it was agreed that it is a matter for the full council meeting, not the District meeting.</p> <p>Mr. E. Lonergan informed members that Niall Gleeson, Irish Water will be attending the workshop with members in October.</p> <p>Cllr. Morris requested that the other members agree to put their name to his motion. It was agreed that a wording would be drafted by Cllr Morris for consideration by the members and he would liaise with the Cathaoirleach, Cllr. O’Meara, on this.</p>
<p>Item 5. To consider the proposed Taking in Charge of Ard Abhainn</p>	<p>It was proposed by Cllr. Bugler and seconded by Cllr. Carroll, and resolved, that, “pursuant to the provisions of Section 180 of the Planning and Development Act 2000 (as amended) and Section 11 of the Roads Act 1993, and being satisfied that the roads are of public utility, and having considered the financial implications for the local authority and any submissions made, it is hereby ordered that the roads serving the housing estate known as:</p> <ul style="list-style-type: none">• Ard Abhainn, Ballina <p>be declared public roads. In addition, any open spaces, car parks, sewers, water mains and service connections within the attendant grounds of the development are taken in charge, as outlined in red on the attached map, which was on public display during the prescribed period and the Director of Services Report to the Members for the September 2021 Nenagh Municipal District Meeting.</p>
<p>Item 6. To approve 2022-2024 Multi- Annual Restoration Improvement Programme</p>	<p>Cllr. O’Meara stated that a long workshop had been held on the 3-year programme and it had been very productive. Cllr. Bugler outlined that she was unhappy with the programme. She stated she had agreed to remove the R494 Willowcliffe to Roulagh road from the last programme on the understanding that it would be part of the next programme. The road is in a terrible condition. She confirmed that she would not be supporting this programme.</p> <p>The members were sympathetic to Cllr. Bugler’s situation and called on the executive to see what could be done if additional funding opportunities arise. It was noted that the Shannon Crossing works will impact on this area. Cllr. G. Darcy referred to the road at Firpark and indicated that the funding for this should come from TII as the damage resulted from the diversion of traffic</p>



	<p>that should be on a national route during works on the bridge in Borrisokane.</p> <p>The programme was proposed by Cllr. Carroll and seconded by Cllr. Bonfield. A minor amendment in the naming of a road as outlined by B Murphy to change reference to road from Ballyea North – Ballymalone to Gortlassobrien was agreed on the proposal of J Carroll, seconded by P Bugler.</p> <p>Mr. L. Brett thanked the members for approving the programme and stated that if roads are completed earlier in the year it gives the opportunity to look for additional funding.</p> <p>Mr. B. Murphy also thanked the members for their contribution and for approving the programme.</p>
<p>Item 7. To update members on projects & events</p>	<p><u>Newport Town Park:</u> Monthly meetings are continuing to be held with the consultants and contractors. There is increased activity on site with additional crews in place. Construction and kerbing to footpath on wetland boundary has been completed and kerbing works are continuing to the main footpath in the bandstand area. Works are ongoing for shaping of wetland grass contours. Storm water drainage connection was completed. Concrete walls to bandstand are now complete. All required equipment has been sourced, manufactured and is now en route. Installation of some items has commenced with slide, basketball hoops and goal posts having been put in place.</p> <p><u>Outdoor Dining – Covid Measures, Nenagh:</u></p> <ul style="list-style-type: none">• Hanley’s Place – works substantially complete. Planting to be completed at appropriate time.• Kenyon St – outdoor furniture currently being manufactured and scheduled for installation in Q4 2021.• Works at Pearse St. & O’ Rahilly St. are now complete. <p><u>John’s Lane Car Park:</u></p> <ul style="list-style-type: none">• Kerbing, paving and resurfacing works are now complete. Entrance feature has been installed. Airtricity is currently removing old poles. <p><u>Emmet Place/Mitchel St:</u></p> <ul style="list-style-type: none">• Contractor has returned on site and works are ongoing on car park and junction. <p><u>Tourist Office:</u></p> <ul style="list-style-type: none">• Fit out of tourist office is now substantially complete.• 36 applications were received for staffing of the tourist office. These have been short-listed and first round of interviews is currently being arranged.• Remaining internal works have been completed by the contractor.



- Paving of area in front of the Tourist Office/Nenagh Arts Centre will need to be completed prior to opening of the Tourist Office.
- We propose to arrange a tour for members of the facility which, in addition to provision of tourist information, will be a little museum of Nenagh.

Ely O Carroll Place / Ball Alley Lane:

- A contractor is about to be appointed for the completion of the works including the provision of resin bond surface.
- Ground lights are awaited and works on installation will be completed when they are received.

Banba Square:

- Paving contractor is now on site and work is progressing on the paving areas at front and side of Nenagh Arts Centre.
- Ramp has been installed to provide accessibility to Tourist Office.
- These works are scheduled for completion by mid October.
- Works at front of Tourist Office/Arts Centre to be completed prior to opening of Tourist Office.

Outdoor Dining Grants:

- Grant applications or provisional applications have been received to date in respect of 31 properties within Nenagh MD.
- Eight grants have been paid to date, one has received provisional approval and engagement is continuing with remainder. Three applications have been refused as they did not meet the requirements of the scheme.

Painting & Enhancement Scheme:

- Twenty-one applications have been received to date in respect of 2021. Five of these applications have been referred to Streetscape Enhancement Measures Scheme as it is more advantageous to the applicant. Provisional approval has issued to thirteen of the applicants. Two grants have been paid to date.

Newport Enhancement Plan:

- Consultant is currently updating draft based on feedback
- Presentation to members will be arranged within next month

Killaloe-Ballina Town Enhancement, Tourism and Mobility Plan:

- 33 submissions were received by Tipperary County Council and 27 submissions by Clare County Council following the public display.



- These submissions are being currently considered by the consultants and the Councils.
- It is proposed to bring back the plan to the respective Councils in November subject to there being no significant changes that affect environmental issues and therefore require further consultation.

Ballina Access Promenade & Viewing Area:

- Awaiting decision from An Bord Pleanála
- Awaiting decision on funding application under Town & Village Renewal Scheme

Nenagh Historic & Cultural Quarter:

- Consultation has taken place with project partners on draft concepts for market testing.
- Following this, three concepts have been selected and will be forwarded to Red C to complete this market testing, both nationally and internationally.
- A revised programme has been sought from the design team.

Nenagh Centre of Excellence:

- Formal notification of the terms and conditions associated with the URDF grant has been received from the Department.
- A Steering Committee has been established including representatives of Tipperary Energy Agency, North Tipperary Development Company, Limerick Institute of Technology and Tipperary County Council.
- Two meetings of the Steering Committee have been held.
- All project partners are currently re-assessing their space requirement planning for the future and taking into account changes which have occurred since the original funding application.
- The next steps will include tender preparation for the design team and review of preliminary business case.
- A briefing will be arranged for the elected members.

Nenagh Traffic Management Plan:

- The introduction of the one-way system will require consultation and careful planning.
- We are awaiting a decision on the relocation of the bus stops.
- Consultants are currently progressing the design work required.
- Works at Emmet Place/Mitchel St. will need to be completed before this can be progressed – the introduction of the one-way system will not take place until 2022.



Nenagh Transport Hub:

- Consultants are progressing the design work.
- A second meeting has been held with the NTA and a submission has been made to them. Their response is awaited.

Platforms for Growth- Dromineer:

- Documentation for the second compliance phase was submitted to Fáilte Ireland on 15th September.
- We await their approval to same.
- Proposal is to lodge planning application to An Bord Pleanála under Section 177AE late Q3 or early Q4 2021.

Provision of Bus Shelters at Stereame:

- Approval has been received from the NTA and Melcorpo for the installation of Bus Shelters at Stereame
- Two Bus Shelters will be installed – one at each side of the road.
- A contractor is currently being appointed to carry out these works.

Projects to be delivered based on funding secured:

- Completion of section of Béara-Breifne Way (Lorrha to Portumna) under the Outdoor Recreation Infrastructure Scheme. Environmental survey / screening has been completed.
- Active Travel Measures

Funding Applications Pending Decision:

- Outdoor Recreation Infrastructure Scheme Measure 1 2021 - Ballinderry River Walk.
- Outdoor Recreation Infrastructure Scheme Measure 2 2021 – Cloughjordan.

Discovery Points (Castlelough & Lookout Portroe)

- Feedback is being provided to consultants on their preliminary report.
- Final Report & Presentation due late Q3 2021.

Stereame Housing Development

- Tender documentation is currently being prepared for advertisement on e-tenders.
- A competitive dialogue method of procurement will be used.
- First stage will involve a Suitability Assessment Questionnaire.
- It is expected that the tender for this will be published within the next two weeks.



Rialto, Banba Square Nenagh

- Application for RRDF Cat 2 Funding was submitted in July 2021 for Rialto Digital & Enterprise Hub - Adaptive Re-Use of a Former Cinema (Protected Structure) and Outline Masterplan for Redevelopment of a town centre brownfield site.
- Decision on application is awaited.
- Work has currently commenced on painting the building and removing obsolete signage.

Streetscape Scheme

- An allocation of €84,774.28 was received in respect of Nenagh Town.
- A total of 50 funding applications was received. These are currently being assessed.
- Works under this scheme must be completed and funds drawn down by mid November 2021.

Enhancement of Nenagh

- The pilot project involving the painting of the row of houses on Wolfe Tone Terrace (Phase One) is now substantially complete. Phase Two, including remaining properties on Wolfe Tone Terrace and properties on Hanley's Place, is currently in progress.
- Works will be commencing in the near future on replacement of bins in the town centres.
- An assessment is currently underway of benches in the Town Centre

Consultation on Casual Trading

- In excess of 30 submissions were received in relation to Casual Trading
- An assessment is currently underway to identify markets that are being held at various locations
- The fee structure for casual trading is currently being reviewed and details of fees applicable in other areas are being compiled for comparison purposes
- Following consideration of the submissions received there will be further discussion with members.

Killaloe Bypass, Shannon Bridge & R494 Upgrade

Planning procedures and the Oral Hearing have been completed. Design was substantially completed in Q2 2020. The Tender Prior Information Notice (PIN) was published in December 2019. The tender competition for the works contract started in Q3 2020 and will be completed in Q3 2021. A minor works contract for site clearance and laying a section of sewer is substantially complete. It is anticipated that the main contract will be awarded in Q4 2021 and the scheme will take approximately 3 years to complete. Clare Co Co received an allocation of €4m to progress this scheme in the current year.



R498 Latteragh Realignment

Part 8 procedures have been completed and preliminary design work is completed. The CPO was published in August 2020, an Oral Hearing was held on 1st & 2nd December and the CPO was confirmed on April 16th, 2021 without modifications. It is anticipated that, subject to the availability of funding, work on the scheme will commence in 2022 and will take approximately 18 months to complete.

N52 Borrisokane Streets Improvement Scheme.

The scheme is now substantially complete and snagging of the main contract works is currently taking place.

N65 Carrigahorig to Balleiragh Bridge Strengthening

Flooding of a short section of the N65 north of Carrigahorig results when Lough Derg lake rises significantly during severe flooding events. The most recent flooding events took place in 2019, 2015/2016 and 2009.

The Council cannot carry out physical works to raise the road level at present due to a number of significant constraints and engineering challenges in determining a suitable solution/road scheme to prevent the road from flooding. The main issue here is there are two Natura 2000 sites (Lough Derg, North-east Shore SAC and Lough Derg (Shannon) SPA) located immediately adjacent to the proposed project. Natura 2000 sites are Special Areas of Conservation (SACs) designated under the Habitats Directive and Special Protection Areas (SPAs) designated under the Conservation of Wild Birds Directive (79 / 409 / EEC). The road in this location is also built on soft peaty ground. On the basis of its proximity to the two Natura 2000 sites any significant works to raise the road level at this location requires planning consent from An Bord Pleanála. Preparations for a planning submission to An Bord Pleanála are underway and due to the significant environmental and ecological sensitivities several studies have been conducted and completed to-date by the Council to determine flood risk, ecological, environmental and other impacts/constraints and also an initial assessment of ground conditions has been completed. Once planning consent is obtained, the Council will complete the detailed design process.

N65 Carrigahorig Village Pavement Improvements

Tipperary County Council is preparing a pavement improvements and safety scheme for the N65 at Carrigahorig Village. This will involve the reconstruction of the pavement, installation of a footpath and improvements at the Terryglass Road Junction. Work on land acquisition and the preliminary design is ongoing.



	<p>Ms. R. Joyce informed members that a visit to the tourist office will be arranged in the next few weeks. The paving works need to be completed and interviews will be held at the end of September.</p> <p>Cllr Hannigan asked if there could be a co-ordinated approach to the work approved under the Streetscape Enhancement Scheme. Cllr. Bugler asked for clarification on the line "changes environment" in the update.</p> <p>Ms. R. Joyce explained that the timelines for the Streetscape Enhancement scheme were very tight and that there is difficulty getting contractors. The timelines are set by the Department and are therefore outside of the control of the Council.</p> <p>Ms. A.M. Devanney outlined that any proposed significant amendment to the Ballina/Killaloe Enhancement Plan may potentially require appropriate assessment screening.</p>										
<p>Item 7(a) To approve allocation of funding</p>	<p>It was proposed by Cllr. Darcy and seconded by Cllr. Bugler and resolved that in accordance with the terms of the Residents Associations Grant Scheme the payment of grants be made to the following:</p> <table border="1" data-bbox="504 1021 1449 1234"> <thead> <tr> <th>Residents Association</th> <th>Recommendation</th> </tr> </thead> <tbody> <tr> <td>Riverview Management Committee</td> <td>€200</td> </tr> <tr> <td>Marine Village Residents Association</td> <td>€350</td> </tr> <tr> <td>Kincora Close Residents Association</td> <td>€350</td> </tr> <tr> <td>Ballygraique Estate Committee</td> <td>€300</td> </tr> </tbody> </table>	Residents Association	Recommendation	Riverview Management Committee	€200	Marine Village Residents Association	€350	Kincora Close Residents Association	€350	Ballygraique Estate Committee	€300
Residents Association	Recommendation										
Riverview Management Committee	€200										
Marine Village Residents Association	€350										
Kincora Close Residents Association	€350										
Ballygraique Estate Committee	€300										
<p>Item 8. To update members on Works Programme 2021</p>	<p>The update on the Works Programme was circulated to members.</p> <p>Cllr. Darcy enquired about the drainage work at Ballyhasty and the crossing at Carrigahorig for Beara Breffini Way. Cllr Bugler requested updates on Killmastulla Bridge, drainage in Ballina and Rearcross.</p> <p>Mr. B. Murphy confirmed that the drainage works in Ballyhasty will be resolved in the next month. The contractor has been appointed for the Beara/Breffine way crossing. The beams on the Killmastulla Bridge are in poor condition and additional works will be required. A detailed site investigation is now needed. The drainage works in Ballina will be carried out in the next 2 weeks.</p>										
<p>Item 9. To note Engineer's Checklist on roads matters</p>	<p>The Engineer's Checklist was circulated to members and noted.</p> <p>Cllr. Darcy mentioned that the bridge at Rathnaleen was no longer on the checklist but work wasn't done he will send in an email for it to be added back.</p>										



**Item 10.
To consider
Notices of
Motion**

Notice of motion 2235 was proposed by Cllr. Bugler and seconded by Cllr. Carroll.

Notice of Motion No: 2235 submitted by Cllr. P. Bugler

I hereby request Tipperary County Council to continue footpath from Bridge Arts to Derg Marina, Ballina and to place double yellow lines on opposite side of road in the interest of safety and to prevent parking problems at this area.

Response was given to Cllr. Bugler as follows:

The Area Engineer has referred the request for yellow lines to An Garda Síochána based in Killaloe for their comments and opinion. If the Garda Inspector makes a favourable recommendation, the Council will install double yellow lines.

The Council is in favour of extending the footpath from Bridge Arts to Derg Marina. This will require land acquisition. The Area Engineer will develop a costed design for the scheme and seek funding under the Active Travel grant scheme.

Notice of motion 2250 was proposed by Cllr. Bugler and seconded by Cllr. Carroll.

Notice of Motion No: 2250 submitted by Cllr. P. Bugler

I hereby request Tipperary County Council to repair/ replace signs near Dolla.

Response was Cllr. Bugler as follows:

The Council has ordered replacement signs and these will be erected before the end of October 2021.

Notice of motion 2251 was proposed by Cllr. Bugler and seconded by Cllr. J. McGrath

Notice of Motion No: 2251 submitted by Cllr. P. Bugler

I hereby request Tipperary County Council to make safe the corner of road leading into house - near Ormond style

Response was given to Cllr. Bugler as follows:

The Area Engineer visited the location at Ormonde Stile, Templeberry. He considers that there is no road safety issue at this location.

The private access road from the house owner's property connects to the local secondary road, L2123-0. This is a very narrow and lightly trafficked road. His road joins the public road at a very oblique angle and steep uphill gradient. This alignment restricts access to his property to northbound traffic only.



	<p><i>Similarly, he cannot turn left when driving onto the public road. While this may be an inconvenience, it is not a traffic safety issue.</i></p> <p>Cllr. Bugler was not happy with this response. Mr. B. Murphy clarified that it would be a big undertaking to make changes to this junction, especially since it is a private road onto a secondary road and it would not be favourable to use funds for this work.</p>
Item 11. To note Delegated Employees Orders	Noted.
Item 12. To consider items of correspondence	None
Item 13. Votes of Sympathy/ Congratulations	Votes on sympathy: - Mitchell Family, on the death of Joe, former employee of Tipperary County Council
Item 15. Any other business.	None

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

Signed: 
Cllr. Michael O'Meara
Cathaoirleach

Date: 21/10/2021

Signed: 
Ms. Rosemary Joyce
District Administrator

Date: 21/10/2021

