



**MINUTES OF PROCEEDINGS OF THE MAY MEETING OF NENAGH
MUNICIPAL DISTRICT HELD VIA ZOOM AT 10.00 AM ON 20TH MAY 2021**

Present	Cllr's Fiona Bonfield, John Carroll, Joe Hannigan, Hughie McGrath, John "Rocky" McGrath, Michael O' Meara, Phyll Bugler, Seamus Morris and Ger Darcy
Also Present	<p>Mr. Marcus O' Connor, Director of Services; Ms. Rosemary Joyce, District Administrator; Mr. Barry Murphy, District Engineer; Martin Walsh, Executive Engineer and Ms. Sinead Moriarty, Staff Officer.</p> <p>Planning: Ms. Nuala O'Connell, A/Senior Planner; Ms. Marie Ryan, A/Senior Executive Planner; Kieran Ladden, Senior Executive Engineer</p> <p>Water Services: Gerry Robinson, Senior Executive Engineer</p>
Item 1. To note any Disclosures/ Conflicts of Interest	None
Item 2. To consider and adopt Minutes of April meeting held on 15th April, 2021	It was proposed by Cllr. H. McGrath, seconded by Cllr. Morris and resolved that the minutes of the April Meeting held on 15 th April 2021 be adopted.
Item 3. To receive update from Planning	<p>The report from Planning was circulated to members.</p> <p>Cllr. Morris commended the Planning Section on the amount of work that is going on. He expressed disappointment that Nenagh Digital Hub did not getting approval for funding as it was an important piece of infrastructure. Cllr. H. McGrath asked if it would be possible for members of the public to submit ideas for potential uses of the Historical and Cultural Quarter. He referred to potential for market areas, craft shops, re-instating access to Nenagh Castle via O' Rahilly St. Car Park and restoring the drawbridge to provide a walkway in. Cllr. Bugler requested an update on the timelines for the Ballina/Killaloe Enhancement Plan and the taking in charge of Ard Abhainn. She also enquired about the taking in charge policy in relation to green areas or areas between two houses that are not taken in charge. This query refers in particular to Cullenagh.</p> <p>Cllr. Carroll commended the Built Heritage Investment Scheme but enquired if it was possible that TCC Planners could work on</p>



	<p>the applications due to the delay and cost in dealing with a conservation architect. Cllr. Hannigan enquired if the draft County Development Plan would be available before the end of May and when the workshops are planned. He also asked if members can bring a motion to have an estate taken in charge.</p> <p>Cllr. Darcy also enquired about areas in estates that have not been taken in charge. It can be difficult to find out the ownership of these areas. Cllr. O'Meara requested an update on the taking in charge of Townsfield, Cloughjordan.</p> <p>Ms. N. O'Connell informed members that the success of the Historical & Cultural Quarter will depend on the engagement of the public and there will be an opportunity for the public to make submissions. There is a working draft of the Ballina/Killaloe Enhancement Plan and it was expected that the first draft would be available within the next month or so. It is a requirement of the Department that the applications for the Built Heritage Investment Scheme are assessed by a Conservation Architect and this input has been part of the reason for the Council's success with funding applications. The Draft Development Plan will be circulated in advance of the workshop on 10th June. A full schedule of dates for workshops will be circulated by the end of the week.</p> <p>Mr. M. O'Connor confirmed that updates have been given on the Ballina/Killaloe Plan at every District meeting and there has been 4 meetings on the plan in the last few months. It is important to get this right as it will form the basis for funding applications in the future.</p> <p>Mr. K. Ladden notified members that the diversion works at Ard Abhainn are completed and the application is now with the District Engineer for review. It will then be advertised. In relation to the green area/land not taken in charge, every estate is looked at individually. Due diligence is given to what areas are taken in charge. He will check the issue on Cullenagh. The new Taking in Charge Policy was presented to the SPC and would be brought back to the Council. Rosehill and Bellevue are also on the list to be taken in charge. Castle Court, Terryglass and Townsfield, Cloughjordan are under Developer Provided Infrastructure and are dealt with under a different process. There are 18 of these type of estates in total in the county and Planning will continue to liaise with Irish Water and the Department on these.</p>
Item 4. To receive update from Water Services	<p>The report from Water Services was circulated to members.</p> <p>Cllr. Bugler requested an update on the Waste Water Treatment Plant in Ballina, the pipe breaks/leaks along the Birdhill to Ballina Road, Grange Rd at the pumphouse at Willowcliff.</p>



	<p>Cllrs. O'Meara and Darcy asked when the ultra violet system would be operational in Borriskane. Cllr. Darcy also enquired if the source of the pollution was known. Cllr. Hannigan stated that the road into Puckane was due for maintenance and it would be an opportunity to get the pipework done before the roadworks.</p> <p>Cllr. Carroll commended the work on rural water schemes. Cllr. Morris stated that he did a tour of the businesses that would be affected by the proposed Shannon pipeline. There are a lot of people employed in these businesses, one in particular, the pipeline is going through a horse training track, he has contacted the IFA for their viewpoint. With the proposed Shannon pipeline and the changes to the Aer Lingus base in Shannon, the region is very vulnerable. He also stated that Irish Water have a very unambitious target of repair 0.3% of leaks a year instead of 1.1%.</p> <p>Mr. G. Robinson informed members that the Ballina plant is continuously being monitored. There is no further update on the UV system for Borriskane from the memo that was circulated by Denis Holland, Water Services. The bursts in Birdhill are being monitored and a submission is being prepared for Puckane. The pipeline queries will have to be directed to Irish Water when they come to meet the Councillors.</p>								
<p>Item 5. To agree date for Annual Meeting of Nenagh MD</p>	<p>It was agreed to hold the annual meeting on Thursday, 17th June 2021 at 10.00am. Clarification is required from Planning regarding the dates for the County Development Plan workshops.</p>								
<p>Item 6. To approve allocation of funding under the Contribution to Clubs & Organisation Grants Scheme 2021</p>	<p>It was proposed by Cllr. Morris and seconded by Cllr. Carroll and resolved that in accordance with the terms of the Clubs & Organisations Grant Scheme the payment of grants be made to the following:</p> <table border="1" data-bbox="523 1424 1396 1594"> <thead> <tr> <th>Club/Organisation</th> <th>Recommendation</th> </tr> </thead> <tbody> <tr> <td>Nenagh Masters Swimming Club</td> <td>€250</td> </tr> <tr> <td>Nenagh Neptune Swimming Club</td> <td>€250</td> </tr> <tr> <td>Ardcrony Community Hall</td> <td>€250</td> </tr> </tbody> </table>	Club/Organisation	Recommendation	Nenagh Masters Swimming Club	€250	Nenagh Neptune Swimming Club	€250	Ardcrony Community Hall	€250
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<p>Item 7. To approve allocation of funding under the Residents Association Grant Scheme 2021</p>	<p>It was proposed by Cllr. Morris and seconded by Cllr. H. McGrath and resolved that in accordance with the terms of the Clubs & Organisations Grant Scheme the payment of grants be made to the following:</p> <table border="1" data-bbox="523 1865 1396 1944"> <thead> <tr> <th>Residents Association</th> <th>Recommendation</th> </tr> </thead> <tbody> <tr> <td>Ard Coillte Residents Association</td> <td>€300</td> </tr> </tbody> </table>	Residents Association	Recommendation	Ard Coillte Residents Association	€300				
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<p>Item 8. To approve allocation of Funding in respect of Festivals & Events</p>	<p>It was proposed by Cllr. Morris and seconded by Cllr. Hannigan and resolved that in accordance with the terms of the Clubs & Organisations Grant Scheme the payment of grants be made to the following:</p> <table border="1"> <thead> <tr> <th>Name of Festival/Event</th> <th>Recommendation</th> </tr> </thead> <tbody> <tr> <td>Nenagh Castlefest 2021</td> <td>€15,000.00</td> </tr> <tr> <td>Musical Theatre Academy – Summer Extravaganza</td> <td>€15,000.00</td> </tr> </tbody> </table> <p>It was noted that these events would be subject to public health guidelines that would be in place.</p>	Name of Festival/Event	Recommendation	Nenagh Castlefest 2021	€15,000.00	Musical Theatre Academy – Summer Extravaganza	€15,000.00				
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<p>Items 9. To update members on projects & events</p>	<p><u>Level 5 Restrictions:</u> With the lifting of restrictions on construction we are awaiting the resumption of the following projects:</p> <ul style="list-style-type: none"> • John’s Lane Car Park – likely to recommence beginning of June • Painting of Wolfe Tone Tce – awaiting suitable weather conditions • Installation of smart benches – to be done in conjunction with Banba Sq • Town & Village Renewal – Ely O’ Carroll Place – procurement in progress to finalise <p><u>Newport Town Park:</u> Contractors have resumed on site following the lifting of restrictions on construction. Work is continuing on the bandstand area and carpark kerbing. Meeting has taken place with contractors and consultants and a revised programme has been requested.</p> <p><u>NTA -Covid funding:</u></p> <ul style="list-style-type: none"> • Hanley’s Place – contract has been awarded and meeting has been held on site with contractor. Information has been requested from ESB to facilitate the works. Contractor is expected on site within next two – three weeks. Consultation 										



on the proposed traffic calming measures for pedestrianisation will commence in the near future.

- Kenyon St – tenders have been received for the provision of street furniture. These are currently being assessed.

Emmet Place/Mitchel St:

- Meeting is being scheduled with contractor and consultants to discuss the revised programme of works
- Contractor has applied for a temporary road closure from Monday 14th June 2021 to Friday 16th July 2021 to facilitate works on the Mitchel Street/Emmet Place Junction and Car Park construction.

Tourist Office:

- Significant progress has been made in finalizing the design for the Tourist Office by Ann Scroope of Scroope Design
- Procurement of the components which will be included in the layout is underway and the opportunity is being used to showcase local craftwork and artists' work as far as possible
- The building remains a construction site and the Tourist Office layout cannot be finalised until works are completed by Corcon contractors – this includes the provision of external paving and access ramp at Banba Square

Banba Square:

- Works scheduled under the Town & Village Renewal Scheme at Banba Square have resumed
- This includes external paving and access ramp as referred to above
- Undergrounding of ESB services to the rear of the Arts Centre is also included – confirmation from ESB as to when this work will be undertaken is awaited
- Procurement is commencing on the next stage of Banba Square works

Outdoor Dining Grants:

- Four grant applications have been received to date in respect of Nenagh MD

Painting & Enhancement Scheme:

- Five new applications have been received to date in respect of 2021



Newport Enhancement Plan:

- Meeting is scheduled for 27th May with consultants to further progress the preparation of the Draft Plan.

Killaloe-Ballina Town Enhancement, Tourism and Mobility Plan:

- It is anticipated that a further public consultation process will take place in June/July with a view to finalising the plan by the end of July 2021.

Ballina Access Promenade & Viewing Area:

- Application to An Bord Pleanála will be submitted by end of May.

Nenagh Historic & Cultural Quarter:

Scott Tallon Walker have been appointed as lead architects for a multi-disciplinary design team. Survey work is currently being undertaken. Consultants have carried out a number of site visits to view all the buildings which form part of this project and are currently gathering desk top information. A public consultation process will commence in the near future with a view to concept development. Consultants are also in the process of preparation of a Part 8 in relation to the former Rialto Cinema.

Nenagh Centre of Excellence:

We are awaiting formal notification of the terms and conditions associated with the grant funding. The next steps will be the establishment of the project team, liaison with the project partners and procurement of a team of consultants to progress the completion of the detailed design and the Part 8 planning process. The project is scheduled to be delivered over a three-year timeframe.

Nenagh Traffic Management Plan:

Consultants are currently working on the design and preparatory work to facilitate the introduction of the one-way system in Nenagh later this year when the works at Emmet Place/Mitchel St. have been carried out.

Nenagh Transport Hub:

Public consultation has commenced on the proposal to develop a Transport Hub at Nenagh Railway Station. Submissions on same will be considered and will be taken into account in determining the locations of bus stops as part of the Traffic Management Plan.

Platforms for Growth- Dromineer:

We are currently engaging with Fáilte Ireland in relation to the facilities for water-based activities which is being considered under the Platforms for Growth Scheme in conjunction with 21



other locations nationwide. The second stage which involves compliance assessment has been completed and approval to proceed to the next stage is awaited. An application to An Bord Pleanála will be required because of the location concerned.

Garrykennedy:

As a follow on from recent meetings with Waterways Ireland we will be consulting further with them with a view to addressing issues in relation to abandoned boats in our harbour and considering potential funding applications to improve facilities at this location.

Projects to be delivered based on funding secured:

- Completion of section of Béara-Breifne Way (Lorrha to Portumna) under the Outdoor Recreation Infrastructure Scheme
- Active Travel Measures

Other Funding Applications:

- Nenagh Digital Hub (RRDF) – this application under RRDF was unsuccessful and consideration will now be given to how funding can be sourced for same

Bye-Laws:

- (1). Casual Trading – as agreed at the March meeting we will be commencing a process of reviewing the Casual Trading Bye-Laws in the Nenagh MD area
- (2). The Nenagh Town Council (Regulation and Control of Consumption of Intoxicating Liquor on Roads and in Public Places) Bye-Laws, 2006 are in operation in the town of Nenagh. We propose to commence a process of consultation with the Gardaí with a view to reviewing these bye-laws taking into account restrictions and outdoor dining arising from Covid-19.

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 assessment of ground conditions is currently underway, the onsite element of which is now complete.

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 has commenced.



	<p>Cllr. Bugler enquired about the timeframe for the viewing area in Ballina, footbridge at Willowcliff, widening of road at Quarry Lane, platforms for growth, the turnaround time for the Painting Scheme, sweeping Sarsfield Street and if the person that gave the webinar on the Outdoor grant scheme would still be available for queries.</p> <p>Cllr. Hannigan enquired about the timeline for opening the tourist office, amenity area bye-laws and stated that the outdoor grant scheme was very restrictive. Cllr. Carroll agreed that something needed to be done on the sunken boats in Garrykennedy. Cllr. O'Meara enquired about the possibility of having a shop front enhancement grant.</p> <p>Cllr. Darcy complimented Ms. R. Joyce on the number of projects that are in progress and asked would it be possible for the members to have a look at some of these projects before they are completed.</p> <p>Members also complimented all those involved in the works in Garrykennedy and said it was a magnificent job.</p> <p>Ms. R. Joyce agreed it was a good idea for the members to look at the projects. She outlined that the application to An Bord Pleanála for the promenade does not have a statutory timeframe, a consultant has been engaged for the footbridge at Willowcliff. The Platforms for Growth relates to facilities for water-based activities, the project in Dromineer will be on the site of the toilet block and if permission is granted construction should begin in early 2022. The enforcement of the amenity area bye-laws is a matter for the Gardai. The aim is to have the tourist office opened in late summer. Turnaround for the Painting Scheme is generally within a week but some applicants may have to get clarification from Planning if refurbishment work is involved. There are no resources at present for a shop front grant. Over 50 people attended the webinar on the Outdoor Dining grants with half being from the Nenagh District. Revenue collectors have been asked to bring the grant scheme to the attention of businesses.</p> <p>Mr. B. Murphy outlined that land dedication is required for Quarry Lane, plans and funding will then be required.</p> <p>Mr. M. O'Connor stated that interim repair work has been completed on the jetty in Garrykennedy. The footpath at Sarsfield St is too narrow for the street sweeper. He expressed disappointment that only 4 applications have been received in the Nenagh MD for the outdoor dining grant scheme.</p> <p>Members also complimented the facilities that had been provided at Kenyon St. for outdoor dining.</p>
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Item 10. To update members on Works Programme 2021	The update on the Works Programme was circulated to members.
Item 11. To note Engineer's Checklist on roads matters	<p>Cllr. Morris reminded members to submit their items for the checklist before the meeting.</p> <p>Cllr. Carroll complimented the work done at Carrigahorig to discourage unauthorised access. Cllr. Bugler raised the issue of flooding at Main Street, Ballina and the bridge at Grange Road.</p> <p>Cllr. Darcy complimented the hedgecutting at junctions and asked that the Ashley Park Cross and other junctions along the N52 would also be cut back. The hedges need to be cut along the small footpath in Richmond into an estate and the surface on road at the back of the estate needs to be examined. He also requested an update on the work on the paths at Towerhill.</p> <p>Cllr. Hannigan requested that the footpath and road along Finnoe Road would be examined.</p> <p>Mr. B. Murphy confirmed that the work on Main St is progressing, the locations suggested for hedgecutting will be examined, letters have been sent out to landowners. Staff are talking to landowners in relation to the footpath to Towerhill.</p>
Item 12 To consider Notices of Motion	<p>Notice of Motion 2165 was proposed by Cllr. Bugler and seconded by Cllr. Morris</p> <p>Notice of Motion No: 2165 submitted by Cllr. Phyll Bugler</p> <p>I hereby request Tipperary County Council to carry out drainage works near Congo Bar, Rearcross to alleviate flooding as discussed with Engineer. Please provide a time- line for completion of these works.</p> <p>Response was given to Cllr. Bugler as follows:</p> <p><i>The works at the Congo Bar on the R503-153 at Baurnadomeeny represent minor maintenance works to alleviate some localised ponding which occurs after heavy rainfall between the road edge and the adjacent private carpark; These works will be completed not later than September 2021.</i></p> <p>Notice of Motion 2166 was proposed by Cllr. Bugler and seconded by Cllr. Carroll</p> <p>Notice of Motion No: 2166 submitted by Cllr. Phyll Bugler</p>



I hereby request Tipperary County Council to install CCTV cameras in Ballina Riverside Park in order reduce littering and anti-social behaviour.

Response was given to Cllr. Bugler as follows:

The installation of CCTV cameras is subject to an approval process which is co-ordinated through the Community & Economic Development Section in accordance with the agreed Tipperary Joint Policing Committee protocol. This protocol provides that there are three priority lines for future development of public-space CCTV systems in the county as follows:

1. Provision of CCTV cameras at road access points into and out of the county

2. Provision of new and/or upgrade of existing system in the centres of the main towns in the county (Clonmel, Nenagh, Thurles, Carrick-on-Suir, Roscrea, Tipperary, Cashel, Cahir and Templemore).

3. Rolling out appropriate scaled CCTV systems in other Service Centres and Settlements across the county. Order of preference to be based on the Council's Settlement Hierarchy and prevailing crime statistics.

Ballina Riverside Park is not considered to be a litter black spot – during lockdown there have been a minor number of littering incidents but these are localized and would not warrant the provision of CCTV cameras. The provision of CCTV is expensive and leads to ongoing maintenance costs which fall to the District. There are also issues in relation to data protection.

In accordance with County Tipperary JPC protocol Ballina Riverside Park would not be considered to be a priority area for installation of CCTV and the resources are not available to provide same.

Cllr. Bugler was disappointed and didn't accept the response. She stated that the Gardai in Killaloe have the statistics on the anti-social behavior incidents in the park.

Notice of Motion 2166 was proposed by Cllr. Bugler and seconded by Cllr. Carroll

Notice of Motion No: 2167 submitted by Cllr. Phyll Bugler



	<p>I hereby request Tipperary County Council to erect 'Children at Play' signs and 'Go Slow' signs in following estates in Ballina: Boru Court Cnoc Cluain Cnoc Ard Cullenagh</p> <p>Response was given to Cllr. Bugler as follows:</p> <p><i>Department Circular 16/2019 entitled "2020 Speed Limits in housing Estates" provided for funding for improved signage to implement Slow Zones within existing estates; these composite signs incorporated "Children at Play", "SLOW Zone" and Speed Limit of "30KPH" at entrances to respective estates.</i></p> <p><i>This signage for Cnoc Cluain, Cnoc Ard, Cullenagh (all Ballina) are in situ and complete since mid-2020. Boru Court is outstanding but will be complete by end of May 2021.</i></p> <p>Cllr. Bugler was not happy with the response as she felt it was very difficult to see the signs where they are and that a review of signage in estates is required as the regulations are not serving the purpose. Mr. M. O'Connor confirmed that the signs are in accordance with regulations and that it is necessary to put them at the entrance to estates where the 30km zone starts.</p>
Item 13. To note Delegated Employees Orders	Noted.
Item 14. To consider items of correspondence	None
Item 15. Votes of Sympathy/ Congratulatory	<p>Votes of congratulations –</p> <ul style="list-style-type: none">• Sharlene Mawdsley, Newport on qualifying for the mixed relays in the Tokyo Olympics• Finn McKeever, Ballina on his performance at the National Swimming Team Trials• Lola's Lampshades on her business• Carmha, Nenagh on the service they offer <p>Votes of sympathy-</p> <ul style="list-style-type: none">• Mick Burns, on the death of his sister, Maura Dooley, Borrisokane• McCormack Family, Portroe on the death of Nora.• Slattery Family, Puckane on the death of Willie.• Family of Jim Hough, former employee of Tipperary Co. Co.



Item 16. Any other business.	None
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This concluded the business of the meeting, a true copy of which we hereby certify:-

Signed: *Michael O'Meara*
Cathaoirleach

Date: *17/June/2021*

Signed: *Ms. Rosemary Joyce*
Ms. Rosemary Joyce
District Administrator

Date: *17/6/2021*

